

**PENNSYLVANIA PUBLIC UTILITY COMMISSION
HARRISBURG, PENNSYLVANIA 17105-3265**

**WILLIAM J. BORLAK
V.
COLUMBIA GAS OF PENNSYLVANIA, INC.**

**PUBLIC MEETING
June 18, 2009
2064344-ALJ
Docket No. C-2008-2064344**

STATEMENT OF COMMISSIONER KIM PIZZINGRILLI

Today the Commission remands this proceeding for a further hearing to adjudicate the billing issue alleged in the complaint. I agree that the Commission retains jurisdiction over these allegations, despite the complainant's pending bankruptcy proceeding. However, I believe that the complainant should be provided with an opportunity to affirmatively indicate his intent to continue to pursue his complaint before the Commission. The account balances in question are now subject to the bankruptcy proceeding. In light of this, it is possible that the complainant is content to permit the bankruptcy court to dispose of these debts and no longer has any desire to continue to prosecute his complaint. If that is the case, a further hearing would be an inefficient and unnecessary use of Commission resources. Requesting that the complainant notify the Commission that he still wishes to pursue this complaint will mitigate the likelihood that the complaint will ultimately be dismissed at hearing for failure to prosecute.

June 18, 2009
Date

KIM PIZZINGRILLI, COMMISSIONER