



## Philadelphia Gas Works

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Kristine Trock, Paralegal

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July 21, 2009

Administrative Law Judge Cynthia W. Fordham  
1302 Philadelphia State Office Building  
1400 West Spring Garden Street  
Philadelphia, PA 19130

**Re: Lloyd B. Wing, Jr. v. PGW, Docket No. C – 2009 – 2101124**

Dear Administrative Law Judge Fordham:

Enclosed please find the Philadelphia Gas Works ("PGW") Motion for Continuance of Hearing in the above captioned matter.

If additional information is required, please do not hesitate to contact the undersigned. Thank you for your assistance in the matter.

Sincerely,

A handwritten signature in blue ink that reads "Kristine Trock". The signature is written in a cursive, flowing style.

Kristine Trock

Enclosure

cc: James McNulty, Secretary (Electronic Filing)  
Mr. Lloyd B. Wing, Jr. (Regular Mail)  
Magdeline D. Coleman, Esquire (E-Mail)  
Anne Marie Cromley (PGW Mail)  
Linda Pereira (PGW Mail)

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Lloyd B. Wing,	:	
Complainant	:	
v.	:	Docket No. C – 2009 – 2101124
	:	
Philadelphia Gas Works,	:	
Respondent	:	

**MOTION FOR CONTINUANCE OF HEARING**

Pursuant to 52 Pa. Code § 1.15(b), Philadelphia Gas Works (hereinafter “PGW” or “Respondent”) and the Complainant, Lloyd B. Wing, Jr., through his counsel/ wife, Madeline D. Coleman, Esq. (the Parties) hereby request a continuance of the hearing in this matter scheduled for Thursday, July 23, 2009. In support of its motion, PGW states as follows:

1. On April 3, 2009, the Complainant, Lloyd B. Wing, Jr., filed a Formal Complaint disputing the accuracy of the amount charged for gas service to 5040 Cedar Avenue, Philadelphia, Pennsylvania (Service Address) against the Respondent in the above captioned matter, which was served upon the Respondent on April 15, 2009.
2. On July 9, 2009, the Respondent timely filed an Answer to the Complaint.
3. By notice dated June 5, 2009, the Commission has scheduled an In Person hearing in the above captioned matter for Thursday, July 23, 2009 at 2:00 p.m., before Administrative Law Judge Cynthia W. Fordhan in the Pennsylvania State Office Building, Broad and Spring Garden Streets, Philadelphia, Pennsylvania.
4. Pursuant to the Prehearing Order in this matter dated July 8, 2009, and the Commission’s policy promoting settlements at 52 Pa. Code §5.231(a), the Parties have engaged in settlement discussions concerning: [1] the Complainant’s eligibility for the Customer Responsibility Program (CRP), [2] the amount and term of a payment agreement in the absence of CRP eligibility and, [3] the appropriate documentation of a previous settlement reached between the Complainant and the Philadelphia City Law

Department, in a civil action to collect unpaid gas bills. The existence of that agreement affects the Complainant's current PGW account balance.

5. The Parties have reached an agreement in principle on two of the three issues mentioned in Paragraph 4 above.

6. The Parties require additional time to discuss and locate documentation of the remaining issue.

7. The Parties therefore request a continuance of the hearing scheduled for July 23, 2009, in this matter to the next available date beyond the week of August 21, 2009 in order to conclude settlement discussions.

8. Neither party has requested a continuance previously in this case.

9. The Complainant, through his counsel has authorized PGW to make this request for a continuance jointly.

**WHEREFORE**, the Parties respectfully request that this Commission grant a continuance of the hearing scheduled for July 23, 2009, in this matter in order to finish settlement discussions.

Respectfully submitted,

July 21, 2009



Laureto Farinas, Esq.  
Counsel: Philadelphia Gas Works

**VERIFICATION**

I, Laureto Farinas, hereby declare that I am counsel for the Philadelphia Gas Works. I am authorized to make this verification on its behalf. The facts set forth in the foregoing Answer are true and correct to the best of my knowledge, information, and belief. I expect to be able to prove these facts at a hearing held in this matter. This verification is made subject to the penalties of 18 Pa. C.S. §4904, concerning false statements to authorities.

July 21, 2009



Laureto Farinas, Esquire

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY THAT I HAVE THIS DAY SERVED A TRUE COPY OF THE FOREGOING DOCUMENT UPON THE PARTICIPANTS LISTED BELOW, IN ACCORDANCE WITH THE REQUIREMENTS OF 52 PA CODE §1.54 (RELATING TO SERVICE BY A PARTICIPANT).

Service List:

For Complainant:

Mr. Lloyd B. Wing Jr.  
5040 Cedar Avenue  
Philadelphia, PA 19143

Magdeline D. Coleman, Esq.  
Buchanan Ingersol & Rooney PC  
50 S. 16<sup>th</sup> Street, Suite 3200  
Philadelphia, PA 19102 – 2555

July 21, 2009



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