



Philadelphia Gas Works

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January 12, 2010

James McNulty, Secretary
Pennsylvania Public Utility Commission
Room B-20, North Office Building
Harrisburg, PA 17105-3265

Re: David Reuter v. PGW, Docket No. C – 2009 – 2146796

Dear Secretary McNulty:

Pursuant to 52 Pa. Code §5.61, the Philadelphia Gas Works ("PGW") hereby files the original of page two (2) correcting/amending its Preliminary Objections and Motion to Strike Impertinent Matter in the above captioned matter. Please use the enclosed to replace page two of PGW's Preliminary Objections that was filed on December 24, 2009.

If you need additional information, please do not hesitate to contact me. 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: Mr. David Reuter (Regular Mail)
Anne Marie Cromley (PGW Mail)
Linda Pereira (PGW Mail)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

David Reuter

v.

Philadelphia Gas Works

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Docket No. C – 2009 – 2146796

**Philadelphia Gas Works'
Preliminary Objections and
Motion to Strike Impertinent Matter**

Pursuant to 52 Pa. Code §5.101, the Philadelphia Gas Works (“PGW”) hereby files its Preliminary Objections to the Complaint filed in the above captioned matter on the grounds that the Commission lacks jurisdiction over the subject matter of the Complaint, and that the Complaint includes impertinent matter in its requested relief to remove the lien, and moves to strike the requested relief as “impertinent matter” pursuant to 52 Pa. Code §§5.101(a)(1) and (2).

In support of its preliminary objection and motion to strike, PGW hereby avers the following:

1. On or about December 14, 2009, the Complainant filed a formal complaint against PGW with the Commission under Docket No. C – 2009 – 2146796, regarding unpaid debt for gas service to 1513 S. Mole Street, Philadelphia, Pennsylvania (1513 S. Mole Street).
2. For the period from February 1, 2009 through September 30, 2009, Aaron Damiani was the Customer of Record for the PGW gas account for gas service to 1513 S. Mole Street.
3. The City of Philadelphia, as owner of PGW, has filed a municipal lien upon 1513 S. Mole Street for the unpaid PGW debt of Aaron Damiani, pursuant to the Municipal Claim and Tax Lien Law, Act 153 of 1923, P.L. 207 53 P.S. §7101, et seq. (“Municipal Lien Act”).