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January 27, 2010

VIA FEDERAL EXPRESS
James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

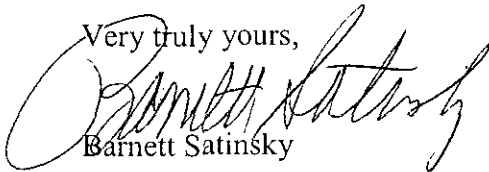
Re: Ellington Condominium Association v. Trigen-Philadelphia
Energy Corporation
Docket No. C-2009-2092612

Dear Secretary McNulty:

Enclosed for filing are an original and four copies of this letter and Trigen-Philadelphia Energy Corporation's Subpoena Ad Testificandum and Duces Tecum served today on Robert Scanlan as indicated on the attached Affidavit of Service.

Please file the original and date stamp and return to me the extra copy thereof in the enclosed envelope, signifying your receipt and filing.

Very truly yours,



Barnett Satinsky

cc: Christopher I. McCabe, Esquire (counsel for Mr. Scanlan)(w/encl.) (via Hand Delivery)
Administrative Law Judge Cynthia Williams Fordham (w/encl.)(via Hand Delivery)
Christine Soares, Esquire (w/encl.)(via email)
Richard A. Rochlin, Esquire (w/encl.)(via Hand Delivery)
Scott Sigman, Esquire (w/encl.)(via Hand Delivery)

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JAN 27 2010

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A Pennsylvania Limited Liability Partnership

**PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU**

California Connecticut Delaware Florida Nevada New Jersey New York Pennsylvania



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION

In the Matter of:
Ellington Condominium Association
v.
Trigen-Philadelphia Energy Corporation

Docket No. C-2009-2092612

SUBPOENA

To: Mr. Robert Scanlan, Herman Goldner Co., Inc, 7777 Brewster Ave., Phila., PA 19153
(Name and Address)

Pursuant to the authority of this Commission under §§309, 331(d)(2) and 333(j) of the Public Utility Code:

1. YOU ARE ORDERED by the Commission to come to The Pennsylvania Public Utility Commission, at 801 Market Street, 4th Floor, Philadelphia, PA 19107 on February 3, 2010, at 10:00 a.m., in the above case, to testify on behalf of the Respondent Trigen-Philadelphia Energy Corp. and to remain until excused;

2. And bring with you and produce the following: any and all documents (including but not limited to Herman Goldner Co., Inc.'s assessments, proposals, work or purchase orders, reports, correspondence, emails, as well as written documentation of any conversations or verbal communications) from January 1, 2007 to the present, relating to operation, maintenance and/or repair of the thermal distribution system used to heat and air condition The Ellington, 1500 Chestnut Street, Philadelphia, PA 19102 (including but not limited to The Ellington's steam traps, heat exchangers, turbine generator and/or steam absorption chillers and all associated mechanical equipment).

This subpoena is issued subject to the provisions of 52 Pa. Code §5.421 (with regard to issuance, notice, service and witness fees).

BY THE COMMISSION

Date January 26, 2010

Cynthia Williams Fordham
Cynthia Williams Fordham, ALJ

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Commonwealth of Pennsylvania)
) SS:
Count of Philadelphia)

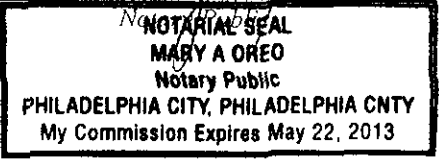
AFFIDAVIT OF SERVICE

Before me, the undersigned authority, personally appeared Lisa W. Hoffman
who, being duly sworn according to law, deposes and says that he/she served a true and correct
copy of the within SUBPOENA upon *see below*
by handing the same to him/her at Jacoby Donner, P.C.
1700 Market St., Ste. 3100, Phila., PA on the
27th day of January, 2010 at 12:02 ~~xxx~~ p.m.

Lisa W. Hoffman
(Signature)

Sworn to and subscribed before me
this 27th day of January, 2010

Mary A Oreo



*Christopher McCabe, Esq. who agreed to accept on behalf of Robert Scanlan.

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JAN 27 2010

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

From: Origin ID: REDA (215)299-2000
Barnett Satinsky
FoxRothschild
2000 Market Street

Philadelphia, PA 19103



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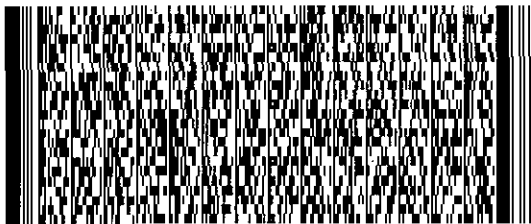
BILL SENDER

James J. McNulty, Secretary
PA-Public Utility Commission
400 North St
Commonwealth Keystone Bldg.
Harrisburg, PA 171200211

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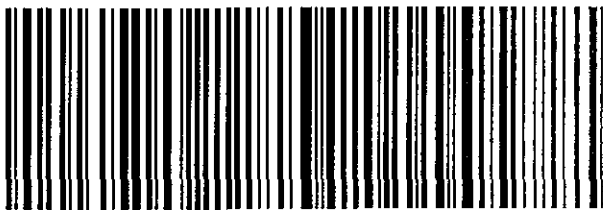
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STANDARD OVERNIGHT



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FOLD on this line and place in shipping pouch with bar code and delivery address visible

1. Fold the first printed page in half and use as the shipping label.
2. Place the label in a waybill pouch and affix it to your shipment so that the barcode portion of the label can be read and scanned.
3. Keep the second page as a receipt for your records. The receipt contains the terms and conditions of shipping and information useful for tracking your package.