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February 18, 2010

By eFiling

Secretary James J. McNulty
Secretary's Bureau
Pennsylvania Public Utility Commission
PO Box 3265
Harrisburg, PA 17105-3265

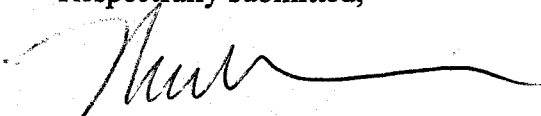
**Re: Ellena Irby v. PGW, Docket No. C-2009-2117933
Joint Motion of Ellena Irby and PGW for Continuance of Hearing
Initial Hearing, Monday, February 22, 2010**

Dear Secretary McNulty:

Enclosed for eFiling is the Joint Motion of Ellena Irby and PGW for Continuance of Hearing, with accompanying proposed order and certificate of service.

I have served a copy of this document on Administrative Law Judge Ky Van Nguyen, and on all parties to the proceeding.

Respectfully submitted,



Thu B. Tran, Esq,
Energy Unit
Enclosures

cc: Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Ellena Irby	:	
Complainant	:	
	:	
v.	:	C-2009-2117933
	:	
Philadelphia Gas Works	:	
Respondent	:	

Joint Motion of Ellena Irby and PGW for Continuance of Hearing

Pursuant to 52 Pa. Code § 1.15(b), Ellena Irby (hereinafter “Complainant”), through counsel Community Legal Services, Inc., and Philadelphia Gas Works (hereinafter “PGW” or “Respondent”) hereby move for a continuance of the hearing in this matter scheduled for February 22, 2010, and in support states as follows:

1. On July 8, 2009, Complainant filed a Formal Complaint against PGW, to which PGW filed an Answer.
2. Respondent agreed to restore gas service to Complainant’s home during the pendency of this proceeding, in consideration for Complainant’s payment of a reconnection fee, an additional good faith payment, and enrollment in PGW’s low-income CRP program. On or about October 21, 2009, Respondent restored gas service to Complainant’s home.
3. In settlement discussions and upon review of the responses to discovery, Complainant became aware of additional issues in dispute that are related to this Formal Complaint. On December 9, 2009, Complainant filed her Amended Formal Complaint, to which PGW filed an Answer.
4. On February 1, 2010, the parties entered into a partial settlement of the issues in this matter. PGW has agreed to deactivate (re-write-off) the amount of \$25,896.86 from the

Complainant's account. The parties will file a stipulation or otherwise take appropriate steps to narrow the issues in dispute in this matter.

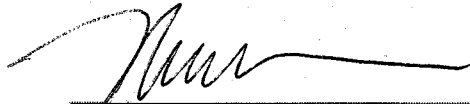
5. Counsel for Complainant and counsel for Respondent both require more time to complete formal and informal discovery responses, to make additional attempts to settle this matter, and to prepare for a hearing if necessary.

6. Complainant is in agreement with a change of the scheduled hearing date.

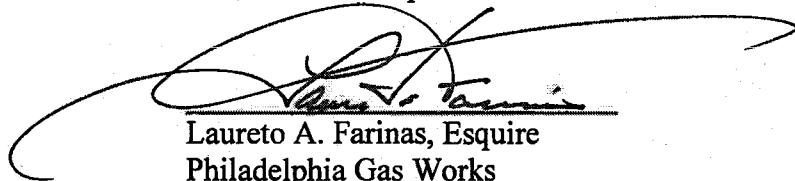
7. We submit that good cause exists to continue the evidentiary hearing in this matter as the parties have been in active discussions to settle this matter, have entered into a partial settlement and wish to continue settlement discussions. Further, we request that the late filing of this joint motion, less than 5 days before hearing, be excused as counsel for the parties have had their work schedules disrupted by the office closings due to recent severe snowstorms.

WHEREFORE, Complainant and Respondent jointly move that the February 22, 2010 hearing be continued for two (2) months.

Respectfully submitted,



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Counsel for Complainant



Laureto A. Farinas, Esquire
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800 West Montgomery Avenue
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215-684-6982
Counsel for Respondent

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Ellena Irby	:	
Complainant	:	
	:	
v.	:	C-2009-2117933
	:	
Philadelphia Gas Works	:	
Respondent	:	

CERTIFICATE OF SERVICE

I hereby certify that I have this day, served a copy of the foregoing Joint Motion Of Ellena Irby and PGW for Continuance of Hearing upon the participants, listed below, in accordance with the requirements of 52 Pa.Code §1.54 (relating to service by a participant).

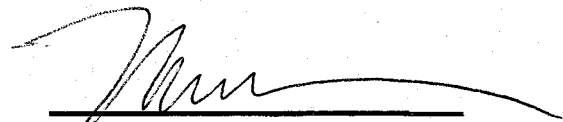
By First Class U.S. Mail, postage prepaid and e-mail as indicated:

Administrative Law Judge Ky Van Nguyen
Pennsylvania Public Utility Commission
Suite 4063
801 Market Street
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Dated this 18th day of February 18, 2010



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