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May 13, 2010

By eFiling

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

**Re: Danee Slaton v. PGW, Docket No. C-2010-2155867
Motion for Continuance of Hearing
Initial Hearing, Wednesday, May 19, 2010**

Dear Secretary McNulty:

Enclosed for eFiling is Danee Slaton's Motion for Continuance of Hearing, with accompanying proposed order and certificate of service.

I have served a copy of this document on Administrative Law Judge Cynthia W. Fordham, and on the parties to the proceeding.

Respectfully submitted,

/s/ Thu B. Tran

Thu B. Tran, Esq.
Energy Unit
Enclosures

cc: Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Danee Slaton	:	
Complainant	:	
	:	
v.	:	C-2010-2155867
	:	
Philadelphia Gas Works	:	
Respondent	:	

ORDER GRANTING MOTION FOR CONTINUANCE

Upon review of Complainant’s Motion for Continuance of Hearing, and upon good cause shown, the hearing scheduled in this matter for May 19, 2010 is hereby continued to _____, 2010.

Date

Administrative Law Judge

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Danee Slaton	:	
Complainant	:	
v.	:	C-2010-2155867
Philadelphia Gas Works	:	
Respondent	:	

Motion for Continuance of Hearing

Pursuant to 52 Pa. Code § 1.15(b), Danee Slaton (hereinafter “Complainant”), through counsel Community Legal Services, Inc., hereby moves for a continuance of the hearing in this matter scheduled for May 19, 2010, and in support states as follows:

1. On February 2, 2010, Complainant filed a Formal Complaint against Philadelphia Gas Works (hereinafter “PGW” or “Respondent”), disputing the termination of gas service and the terms for restoration of gas service at Complainant’s then home address of 630 East Clementine Street, in Philadelphia.
2. An evidentiary Hearing has been scheduled in this matter for May 19, 2010.
3. Counsel for Complainant and counsel for Respondent have been in communication about discovery and other matters related to this case. Both parties remain open to a settlement without further litigation; however, no agreement has yet been reached.
4. Complainant and Respondent require more time to attempt to settle this matter, and to prepare for a hearing if necessary.
5. On May 13, 2010, counsel for Respondent communicated with counsel for Complainant that Respondent PGW would agree to a continuance of the May 19, 2010 hearing in this matter.

6. By way of further background, on February 4, 2010, Complainant filed a Petition for Interim Emergency Order for Restoration of Gas Service, a hearing on which was held on February 16, 2010. On February 19, 2010, ALJ Fordham issued an Order for the Respondent to restore gas service to the Complainant/Petitioner during the pendency of this matter, after Complainant/Petitioner's payment of LIHEAP funds to Respondent. LIHEAP funds were paid to Respondent and Respondent restored gas service to 30 East Clementine Street, shortly after issuance of the ALJ's Order.

7. Complainant has since moved from and vacated the 30 East Clementine Street address, due to a dispute with the landlord. Counsel for Complainant has requested that Respondent terminate service to the 30 East Clementine Street address, and the Respondent is in the process of terminating that service. Counsel for Complainant will provide Complainant's new address upon learning of the location of her new permanent home.

8. No prejudice will result to either Respondent or Complainant if a continuance of the May 19, 2010 hearing is granted. Complainant has also agreed to a continuance of the hearing.

WHEREFORE, Complainant moves that the May 19, 2010 hearing be continued.

Respectfully submitted,

/s/ Thu B. Tran

Thu B. Tran, Esquire
Philip A. Bertocci, Esquire
Community Legal Services, Inc.
1424 Chestnut Street
Philadelphia, PA 19102
215-981-3777

Counsel for Complainant

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Danee Slaton	:	
Complainant	:	
	:	
v.	:	C-2010-2155867
	:	
Philadelphia Gas Works	:	
Respondent	:	

CERTIFICATE OF SERVICE

I hereby certify that I have this day, served a copy of the foregoing Motion 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 Cynthia Williams Fordham
Pennsylvania Public Utility Commission
Suite 4063
801 Market Street
Philadelphia, PA 19107
cfordham@state.pa.us

Laureto A. Farinas, Esquire
Philadelphia Gas Works
Legal Department
800 West Montgomery Avenue
Philadelphia, PA 19122
Laureto.Farinas@pgworks.com

Dated this 13th day of May, 2010.

/s/ Thu B. Tran
Thu B. Tran, Esquire
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