



THOMAS T. NIESEN
Direct Dial: 717.255.7641
tniesen@thomaslonglaw.com

June 9, 2010

HAND DELIVERY

Rosemary Chiavetta
Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
P. O. Box 3265
Harrisburg, PA 17105-3265

RECEIVED
2010 JUN -9 PM 3:53
PA PUC
SECRETARY'S BUREAU

In re: Docket No. M-2009-1505395
Pennsylvania Public Utility Commission v.
Equitable Gas Company, LLC

Dear Secretary Chiavetta:

By Opinion and Order entered in the above matter on May 10, 2010, the Public Utility Commission modified a Settlement Agreement by and between Equitable Gas Company, LLC and the Law Bureau Prosecutory Staff. In accordance with Paragraph 52, page 16, of the Settlement Agreement and the acknowledgment by the Commission, at page 9 of the Opinion and Order entered May 10, of the parties' right to withdraw from the Settlement Agreement should the Commission modify it, please be advised that Equitable Gas Company hereby withdraws from the Settlement Agreement. Please contact the undersigned with any questions about this matter.

Very truly yours,

THOMAS, LONG, NIESEN & KENNARD

By

Thomas T. Niesen

cc: Wayne T. Scott, Esq.
Louise Fink Smith, Esq.
Elizabeth A. Lion Januzzi, Esq.
Daniel L. Frutchey, Esq.

100609 Chiavetta (Settlement Withdrawal).wpd