



Philadelphia Gas Works

800 West Montgomery Avenue, Philadelphia, PA 19122

Danielle Ross, Paralegal

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July 13, 2010

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

Re: James W. Stabley v. PGW, Docket No. F – 2010 – 2186368

Dear Secretary Chiavetta:

Pursuant to 52 Pa. Code §5.61, the Philadelphia Gas Works ("PGW") hereby files the original of its Preliminary Objections to the Complaint in the above captioned matter.

If additional information is required, please do not hesitate to contact the undersigned. Thank you for your assistance in the matter.

Sincerely,

A handwritten signature in cursive script that reads "Danielle Ross".

Danielle Ross

Enclosure

cc: Mr. James W. Stabley
Anne Marie Cromley (PGW Mail)
Linda Pereira (PGW Mail)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**James W. Stabley,
Complainant**

v.

**Philadelphia Gas Works,
Respondent**

:
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:
:

Docket No. F – 2010 – 2186368

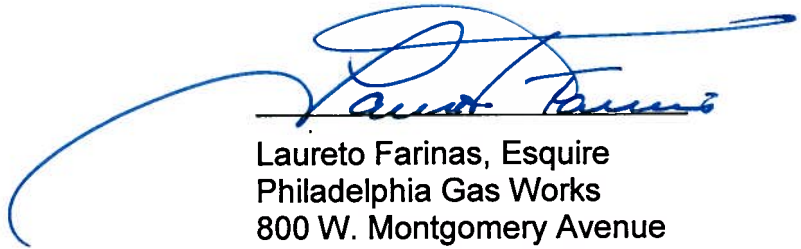
NOTICE TO PLEAD

To: James W. Stabley, Complainant

Pursuant to 52 Pa. Code §5.101, you are hereby notified to file a written response to the enclosed Preliminary Objection within ten (10) days from service hereof or you may be deemed to be in default and a judgment may be entered against you.

Respectfully submitted,

July 13, 2010



Laureto Farinas, Esquire
Philadelphia Gas Works
800 W. Montgomery Avenue
Philadelphia, PA 19122
(215) 684-6982

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

James W. Stabley,	:	
Complainant	:	
v.	:	Docket No. F – 2010 – 2186368
	:	
Philadelphia Gas Works,	:	
Respondent	:	

**Philadelphia Gas Works’
Preliminary Objection to the Complaint**

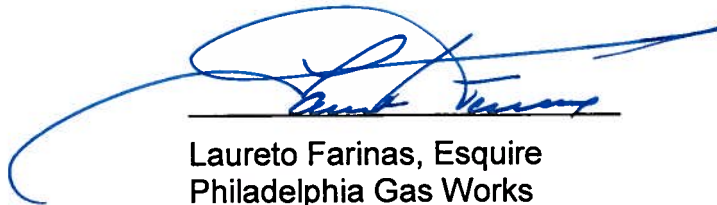
Pursuant to 52 Pa. Code §§5.61 and 5.101(a)(3), the Philadelphia Gas Works (“PGW”) hereby files its Preliminary Objection to the Complaint filed in the above captioned matter on the grounds that there is insufficient specificity of the one pleading of the Complaint. PGW hereby avers the following:

1. On or about July 7, 2010, the Complainant filed a formal complaint against PGW with the Commission under Docket No. F -2010-2186368, averring (by checking the indicated box in the Commission’s Complaint form Paragraph 4A) “I want to oppose the company’s proposed rate increase,” “There are incorrect charges on my bill,” “I received a notice that my utility service is being terminate,” and “I would like a payment agreement.” for gas service to 709 Wildwood Boulevard, Williamsport, Pennsylvania, 17701 (Service Address), which is attached hereto as Exhibit “A.”
2. The Complainant does not list a Philadelphia address or a Philadelphia Gas Works account number on the complaint form. Furthermore, the Complainant lists a phone number that does not have Philadelphia area code. Therefore, PGW is unable to draft a meaningful response to a party that is not a PGW customer.
3. Although Paragraph 2 of the Complaint names PGW as the utility against which the matter arises, a full review of the Complaint leads one to conclude that it was meant to be filed against UGI Penn Natural Gas and improperly served upon PGW.

Wherefore, PGW respectfully requests that this Commission sustain PGW's preliminary objection on the grounds of insufficient specificity of pleading in the Complaint, pursuant to 52 Pa. Code §5.101(a) (1) and (3).

Respectfully submitted,

July 13, 2010



Laureto Farinas, Esquire
Philadelphia Gas Works
800 W. Montgomery Avenue
Philadelphia, PA 19122
(215) 684-6982

EXHIBIT A

timely

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Formal Complaint Form

F2010-2186368

Please print or type.

1. CUSTOMER NAME (COMPLAINANT)

Your name, mailing address, county, telephone number, utility account number and service address:

Name SAMS W STABLEY

Street/P.O. Box 709 WILDWOOD DR Apt # _____

City WILLIAMSPORT State PA Zip 17701

County LYCOMING

Area Code/HOME Phone 1-570-326-4280

Area Code/WORK Phone 1-570-321-1350

Utility Account Number _____
(from your bill)

If your complaint involves utility service provided to a different address than your mailing address, please list this information below.

Name _____

Street/P.O. Box _____

City _____ State _____ Zip _____

2. UTILITY NAME (RESPONDENT)

Name of utility company your complaint concerns: PGW

3. TYPE OF UTILITY (check one)

ELECTRIC

STEAM HEAT

GAS

WASTE WATER

WATER

MOTOR CARRIER

(taxi, moving company, limousine)

TELEPHONE
(local, long distance)

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SECRETARY'S BUREAU

53434

4. COMPLAINT (check one)

A. In general, what is your complaint?

- I want to oppose the company's proposed rate increase.
- There are incorrect charges on my bill.
- There is a reliability, safety or quality problem with my utility service.
- I received a notice that my utility service is being terminated.
- I would like a payment agreement.
- Other.
(explain)

B. State the facts of your complaint.

Include any specific dates, times or places that are important. If the complaint is about a bill, tell us about any charges that you believe are not correct. Use additional paper if you need more space. Provide copies of all relevant documents you believe will support your complaint.

① Since I & my wife moved in my home NOV. 1998 at 100.00 ^{Gas Bill} A MONTH, NOW MY BILL IS 450.00 A MONTH. I went thru a new step in LYCOMING COUNTY, TO HELP WITH THIS BILL. THE PLANK IN HORN FOUNDATION

5. RELIEF

STEP CALL 1-570-326-0587
talk to Joe Capania

What do you want the Public Utility Commission to do about your complaint? Use additional paper if you need more space.

IN WILLIAMSPORT, PA I WANTED A PAYMENT ARRANGEMENT WITH PGW. PGW WOULD NOT GIVE IT TO PLANK IN HORN ^{one}, MY WIFE FELL LAST YEAR, HE HAD TO HAVE A FULL SHOULDER REPLACEMENT. HE HAS ^{Depression} DEPRESSION & DIABETES, WE WOULD LIKE A ^{Bad!!} POSITIVE PAYMENT ARRANGEMENT, I WORK 1 1/2 JOBS & THERE IS NEVER ENOUGH MONEY TO PAY BILLS & LIVE. I DON'T WANT MY WIFE & I TO FREEZE TO DEATH IN THE WINTER PGW WANTED MY WIFE

VERIFICATION

I, Laureto Farinas, hereby declare that I am counsel for the Philadelphia Gas Works. I am authorized to make this verification on its behalf. The facts set forth in the foregoing Answer are true and correct to the best of my knowledge, information and belief. I expect to be able to prove these facts at a hearing held in this matter. This verification is made subject to the penalties of 18 Pa. C.S. §4904, concerning false statements to authorities.

July 13, 2010



Laureto Farinas, Esquire

CERTIFICATE OF SERVICE

I HEREBY CERTIFY THAT I HAVE THIS DAY SERVED A TRUE COPY OF THE FOREGOING DOCUMENT UPON THE PARTICIPANTS LISTED BELOW, IN ACCORDANCE WITH THE REQUIREMENTS OF 52 PA CODE §1.54 (RELATING TO SERVICE BY A PARTICIPANT).

For Complainant:

Mr. James W. Stabley
709 Wildwood Boulevard
Williamsport, PA 17701

July 13, 2010



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Philadelphia Gas Works
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Philadelphia, PA 19122
(215) 684-6982