

Philadelphia Gas Works



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Administrative Law Judge Angela T. Jones
Pennsylvania Public Utility Commission
801 Market Street, Suite 4063
Philadelphia, PA 19107

RE: Gregory Berry v. Philadelphia Gas Works, Docket No. F – 2010 – 2163390

Dear Judge Jones:

This letter is to confirm that, in reliance upon your instruction at the conclusion of the hearing of October 29, 2010, during the discussion of the briefing schedule in this matter, PGW exercises its option not to file a Reply Brief to the Complainant's main brief. PGW will rely upon the strength of its main brief, the evidence of record, the applicable sections of the Pennsylvania Public Utility Code and the Commission's well-reasoned policies and case law governing a jurisdictional utility's treatment of a "user without contact."

If you need additional information about this matter, please contact me at my direct-dial number above. Thank you.

Sincerely,



Laureto Fariñas, Esq.

cc: Service List
Anne Marie Cromley