



PHILADELPHIA GAS WORKS

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Administrative Law Judge Dennis J. Buckley
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Re: **Michael Johnson. v. PGW, Docket No. C – 2010 – 2196457**
Herbert E. Johnson v. PGW, Docket No. F – 2010 – 2200018

Dear Judge Buckley:

Pursuant to 52 Pa. Code §§1.15(b), the Philadelphia Gas Works ("PGW") hereby requests a continuance of the hearing in this matter scheduled for Monday, April 4, 2010.

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

Sincerely,


Danielle Ross

Enclosure

cc: Rosemary Chiavetta, Secretary
Howard B. Segal, Esq. (FedEx)
Michael Johnson (FedEx)
Anne Marie Cromley (PGW Mail)
Linda Pereira (PGW Mail)

4. On September 23, 2010, Chief Administrative Law Judge Charles E. Rainey, Jr. issued an interim Order Setting a Resolution Conference in the matter under Docket No. Docket No. C-2010-2196457. Settlement discussions held subsequent to that interim order were unsuccessful.

5. On October 11, 2010, PGW filed an answer to the second Complaint under Docket No. F-2010-2200018 and a motion to consolidate the two matters.

6. By order dated February 4, 2011, Administrative Law Judge Dennis J. Buckley consolidated the matters at Docket Nos. C-2010-2196457 and F-2010-2200018.

7. By notice dated March 1, 2011, the Commission scheduled a hearing in the above captioned matter for Monday, April 4, 2011, before Administrative Law Judge Dennis J. Buckley.

8. Pursuant to the Commission's policy promoting settlements, 52 Pa. Code §5.231(a), the parties have again attempted to resolve the matters through a settlement. In the most recent conference, PGW, and the Complainant's counsel, Howard B. Segal, Esq. discussed the method whereby the Complainant may recover the \$700 that PGW provided to the bank to cause the refund to the Complainant.

9. Complainant's counsel has agreed to follow the method for obtaining the refund, but the process will not occur before the hearing date scheduled for Monday, April 4, 2011.

10. Even though the instant request is less than five business days before the April 4, 2011 hearing, PGW is confident that once the Complainant's counsel follows the method for retrieval of the refund, a settlement is more likely to occur.

11. Complainant's counsel has informed PGW that he is not opposed to and joins in the request for a continuance.

12. PGW therefore requests a continuance of the hearing in the above captioned matter scheduled for April 4, 2011.

WHEREFORE, PGW respectfully requests that this Commission issue an order granting a continuance of the hearing scheduled for April 4, 2011 in these consolidated matters.

Respectfully submitted,

March 30, 2011



Laureto Farinas, Esq.
Counsel: Philadelphia Gas Works

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.

March 30, 2011



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).

Service List:

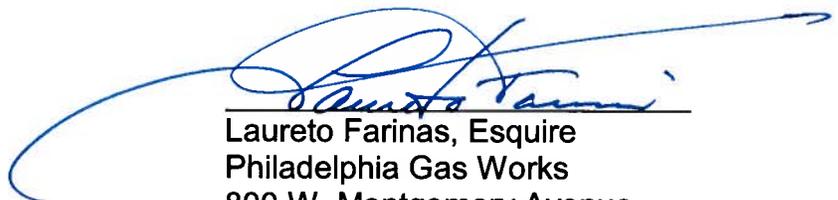
(Via FedEx)

For Complainant:

Howard B. Segal, Esq.
Falcon Center
525 West Chester Pike, Suite 200
Havertown, PA 19083

Michael Johnson
116 N. Bonsall Avenue
Glenolden, PA 19036

March 30, 2011



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