



PHILADELPHIA GAS WORKS

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April 7, 2011

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

Re: Roy Winston v. PGW, Docket No. F – 2010 – 2171931
Roy Winston v. PGW, Docket No. C – 2010 – 2181504

Dear Secretary Chiavetta:

Pursuant to 52 Pa. Code §5.61, the Philadelphia Gas Works ("PGW") hereby files the original Motion to Consolidate the above captioned matters.

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 blue ink that reads "Danielle Ross". The signature is written in a cursive style.

Danielle Ross

Enclosure

cc: Mr. Roy Winston
Administrative Law Judge Angela T. Jones (E-mail)
Anne Marie Cromley (PGW Mail)
Linda Pereira (PGW Mail)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Roy Winston	:	
	:	
v.	:	Docket No. F – 2010 – 2171931
	:	
Philadelphia Gas Works	:	

And

Roy Winston	:	
	:	
v.	:	Docket No. C – 2010 – 2181504
	:	
Philadelphia Gas Works	:	

**Philadelphia Gas Works
Motion to Consolidate Formal Complaints**

Pursuant to 52 Pa. Code §5.61, the Philadelphia Gas Works (“PGW”) hereby files this Motion to Consolidate the above captioned matters. In support of its motion, PGW hereby avers the following:

1. On April 2, 2010, the Complainant, Roy Winston filed a formal complaint with the Commission against PGW under Docket No. F-2010-2171931, appealing an unfavorable decision of the Commission’s Bureau of Consumer Services. The matter complained of concerned the rebilling of the Complainant’s account at 3029 Germantown Avenue, Philadelphia, Pennsylvania (Service Address). PGW ought to have classified and billed the Complainant’s PGW account at a commercial rate.
2. PGW timely answered the Complaint, averring that in addition to being the Complainant’s residence, the Complainant uses the Service Address as a pool hall and a grocery store on the first floor. The Complainant’s account and gas appliances serve all floors of the Service Address. The Complainant’s account was enrolled in PGW’s low-income Customer Responsibility Program (CRP) erroneously. PGW recalculated the charges to the account at the applicable commercial rate (and not that of CRP) such that the outstanding balance as of May 2010 was \$7,551.61.
3. On June 1, 2010, the Complainant, Roy Winston, filed a second Complaint with the Commission against PGW at Docket No. C-2010-2181504. In the second

Complaint, the Complainant essentially disputes PGW's rebilling of the Complainant's account for gas service at the Service Address after having reclassified it as a commercial account.

4. On June 21, 2010, PGW timely filed an answer to that Complaint, indicating that PGW rebilled the Complainant's account because, in addition to being the Complainant's residence, the Complainant uses the Service Address as a pool hall and a grocery store on the first floor and that the Complainant's account was enrolled in CRP, erroneously. PGW recalculated the charges to the account at the applicable commercial rate (and not that of CRP) such that the outstanding balance as of May 2010 was \$7,551.61.

5. By notice dated April 6, 2011, the Commission has scheduled the matter, Roy Winston v. PGW, Docket No. F-2010-2171931, for an Initial Hearing before Administrative Law Judge Angela T. Jones on Friday, May 20, 2011 at 10:00 a.m.

6. Both matters, Roy Winston v. PGW, Docket No. F-2010-2171931 and Roy Winston v. PGW, Docket No. C-2010-2181504, involve the same parties and revolve around the factual events concerning the nature of the use of the Service Address and the classification of the Complainant's account.

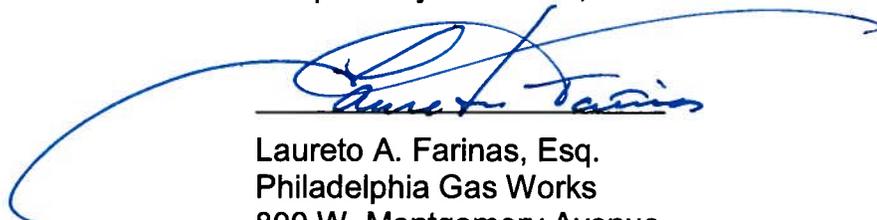
7. The witnesses for both parties would be the same in both matters.

8. The principle of judicial economy would be served best if the hearings for both matters were conducted at one time, as time and resources would be used efficiently in the disposition of these matters.

Wherefore, PGW respectfully requests that this Commission consolidate the matters, Roy Winston v. PGW, Docket No. F-2010-2171931 and Roy Winston v. PGW, Docket No. C-2010-2181504.

Respectfully submitted,

April 7, 2011

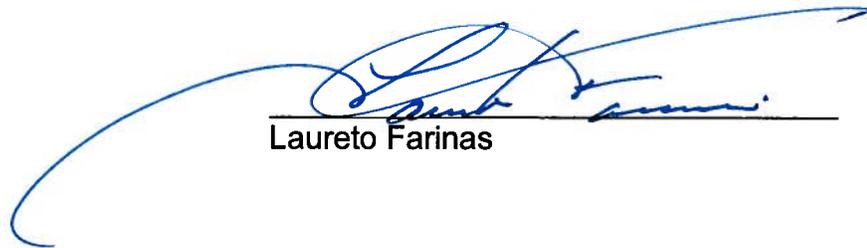


Laureto A. Farinas, Esq.
Philadelphia Gas Works
800 W. Montgomery Avenue
Philadelphia, PA 19122

VERIFICATION

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

Date: April 7, 2011



Laureto Farinas

CERTIFICATE OF SERVICE

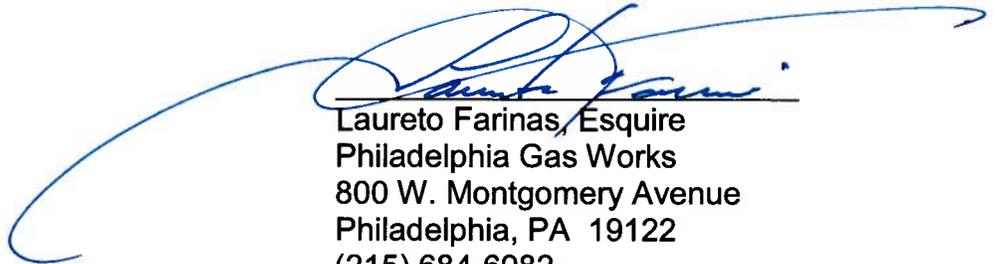
I HEREBY CERTIFY THAT I HAVE THIS DAY SERVED A TRUE COPY OF THE FOREGOING DOCUMENT UPON THE PARTICIPANTS LISTED BELOW, IN ACCORDANCE WITH THE REQUIREMENTS OF 52 PA CODE §1.54 (RELATING TO SERVICE BY A PARTICIPANT).

Service List:

For Complainant of both matters:

Mr. Roy Winston
3029 Germantown Avenue
Philadelphia, P 19133

April 7, 2011



Laureto Farinas, Esquire
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