



**PHILADELPHIA GAS WORKS**

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September 21, 2011

Administrative Law Judge Eranda Vero  
Pennsylvania Public Utility Commission  
801 Market Street  
Suite 4063  
Philadelphia, PA 19107

**Re: Mary F. Kingcade v. PGW, Docket No. C – 2009 – 2134662**

Dear Judge Vero:

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 Friday, September 30, 2011.

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

Sincerely,

  
Danielle Ross

Enclosure

cc: Rosemary Chiavetta, Secretary  
May F. Kingcade  
Anne Marie Cromley (PGW Mail)  
Linda Pereira (PGW Mail)

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Mary F. Kingcade,	:	
	:	
Complainant	:	
v.	:	Docket No. C – 2009 – 2134662
	:	
Philadelphia Gas Works,	:	
	:	
Respondent	:	

**MOTION FOR CONTINUANCE OF HEARING**

Pursuant to 52 Pa. Code § 1.15(b), Philadelphia Gas Works, the Respondent (PGW) hereby requests a continuance of the hearing in this matter scheduled for Friday, September 30, 2011. In support of its motion, PGW states as follows:

1. On October 8, 2009, the Commission served the Respondent, PGW with the Complaint filed in the above captioned matter, which is a wrongful termination and billing dispute concerning 5538 Warrington Avenue, Philadelphia, PA, to which PGW filed an Answer to the Complaint in the above captioned on October 27, 2009.
2. By Notice dated June 17, 2011, the Commission scheduled an In Person Hearing in this matter for July 14, 2011 at 10:00 a.m., before Administrative Law Judge (ALJ) Eranda Vero, in the Commission's Philadelphia office.
3. By letter dated July 11, 2011, the Complainant requested a continuance of the July 14, 2011 hearing as she felt that she was not given sufficient time to prepare her case after receiving notice on June 17, 2011.
4. By notice dated July 13, 2011, the Commission rescheduled the hearing in this matter for August 4, 2011.
5. On August 4, 2011, ALJ Vero conducted a hearing in this matter at the Commission's Philadelphia office beginning 2:00 p.m., resulting in the production of 73 pages of testimony and seven (7) exhibits from the Complainant.
6. The length the presentation of the Complainant's case in chief, with cross-examination required the remainder of the working day, necessitating a further hearing permitting PGW to present its case in chief.
7. By notice dated August 12, 2011, the Commission rescheduled the hearing in

this matter for September 14, 2011 at 2:00 p.m.

8. On September 14, 2011, PGW arrived at the Commission's Philadelphia Office to present testimony from two witnesses, Wendy Vacca, Customer Review Officer (to give testimony on the Complainant's enrollment in payment plans and a history of bills and payments on the account) and Stephen L. Lipski, Supt. Operation & Maintenance, Distribution Department – PGW (to give testimony on the circumstances and procedures surrounding the termination of the Complainant's gas service for nonpayment and replacement of service lines).
9. On September 14, 2011 at approximately 1:40 p.m., the Complainant contacted ALJ Vero to inform her of a medical emergency that would prevent her from attending the hearing.
10. By notice dated September 20, 2011, the Commission scheduled a further hearing in this matter for Friday, September 30, 2011 at 2:00 p.m.
11. Upon informing the PGW witnesses of the next scheduled further hearing, Mr. Lipski informed PGW counsel that he has scheduled a planned vacation on that day, which will prevent his appearance at the September 30, 2011 hearing.
12. PGW has attempted to contact the Complainant to see if she would object to PGW's request for a continuance of the hearing in this matter. The Complainant has neither answered nor returned the telephone call messages left at the Complainant's two telephone numbers.
13. PGW has not previously requested a continuance in this matter and has arrived at the Commission at the appointed time for all of the scheduled hearings.
14. Pursuant to 52 Pa. Code § 1.15(b), PGW has shown good cause for the grant of a continuance in this matter.

**WHEREFORE**, Complainant requests that the hearing scheduled for Friday, September 30, 2011 in the above captioned matter be continued and rescheduled.

Respectfully submitted,

September 21, 2011

  
\_\_\_\_\_  
Laureto Farinas

**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.

Dated: September 21, 2011



Laureto Farinas, Esquire

**CERTIFICATE OF SERVICE**

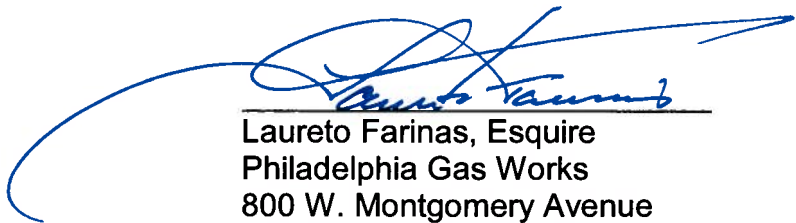
I HEREBY CERTIFY THAT I HAVE THIS DAY SERVED A TRUE COPY OF THE FOREGOING DOCUMENT UPON THE PARTICIPANTS LISTED BELOW, IN ACCORDANCE WITH THE REQUIREMENTS OF 52 PA CODE §1.54 (RELATING TO SERVICE BY A PARTICIPANT).

Service List:

For Complainant:

Ms. Mary F. Kingcade  
5538 Warrington Avenue  
Philadelphia, PA 19143

September 21, 2011



Laureto Farinas, Esquire  
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