

COMMONWEALTH OF PENNSYLVANIA  
PUBLIC UTILITY COMMISSION

**ORIGINAL**

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Dolores May vs. Duquesne Light :  
Company. Billing dispute. Initial: Docket No.  
hearing. : C-20077473  
-----X

Pages 1 through 13

Hearing Room #2  
Pittsburgh State Office Bldg.  
300 Liberty Avenue  
Pittsburgh, Pennsylvania

**DOCUMENT  
FOLDER**

Tuesday, October 9, 2007

Met, pursuant to notice, at 10:00 a.m.

BEFORE:

John H. Corbett, Jr., Administrative Law Judge

APPEARANCES:

Dolores May (pro se) (not present)  
341 McKee Road  
North Versailles, Pa. 15137-2405

Kryisia Kubiak, Esq.  
Duquesne Light Company  
411 7th Avenue, Mail Drop 8-2  
Pittsburgh, Pa. 15219  
(For Duquesne Light Co.)

*gsm*  
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INDEX TO WITNESSES

WITNESSES	DIRECT	CROSS	REDIRECT	RECROSS
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(No witnesses were called.)

E X H I B I T S

NUMBER FOR IDENTIFICATION IN EVIDENCE

(No exhibits were introduced.)

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DATE 11-13-03 BY SP-10/STP/STP  
REASON: 25XCFR 171.16(a)  
1-17

## PROCEEDINGS

ADMINISTRATIVE LAW JUDGE JOHN

CORBETT, JR. This is the time and place scheduled for a hearing on the Complaint of Dolores May versus Duquesne Light Company at Docket C-20077473. I'm administrative law judge John Corbett and I have been assigned to hear this case and render an initial decision.

We have in the hearing room this morning Krysia Kubiak representing Duquesne Light Company and a witness for Duquesne Light. We do not have an appearance as of yet by the complainant. And at this point, I am going to call the complainant to see if there is a reason for her non appearance this morning. I will start with the residential telephone number for the complainant.

MS. KUBIAK: Your Honor, if I can give a little background. We had contacted Miss May and tried to encourage her to apply for CAP. She did apply and did qualify. Our witness, Miss Tamilya, also contacted her and approached her about a settlement which Miss May said she was amenable to with you but we

1 did not get the paper work signed and taken  
2 care of. We informed her that we had a  
3 hearing today and she kept saying no, I want  
4 to cancel it. So I just want to give the  
5 court what we knew of our background.

6 JUDGE CORBETT: Okay. As of this  
7 morning, I have not received any  
8 communication from the complainant indicating  
9 she wanted to cancel the hearing or needed a  
10 postponement of the hearing. So I'm going to  
11 proceed to call the complainant at this  
12 point, in conformity with Commission  
13 precedent, our policy on this matter.

14 This is Administrative Law Judge  
15 John Corbett with the Pennsylvania Public  
16 Utility Commission. I'm calling for Dolores  
17 May, for a telephonic hearing on her  
18 Complaint against Duquesne Light Company on  
19 Tuesday October 9 at ten a.m. Miss May, if  
20 you could return the call by 10:15, please do  
21 so, to 412- 565-3550. Otherwise the hearing  
22 will proceed without you. Thank you. Bye  
23 now. I will now try to reach the complainant  
24 at the work number listed on the Complaint.

25 TELEPHONE OPERATOR: Thank you for

1 calling the Jewish Association on Aging and  
2 the Charles Morris Nursing and Rehabilitation  
3 Center. If you know your party's extension  
4 number, you may enter it at any time. To  
5 reach the assisted living at Weinberg  
6 Village, press 1. All other numbers, press 2  
7 or stay on the line. Thank you.

8 TELEPHONE OPERATOR: Jewish  
9 Association on Aging. To whom may I direct  
10 your call?

11 JUDGE CORBETT: I was calling for  
12 Dolores May.

13 TELEPHONE OPERATOR: One moment,  
14 please.

15 RECEPTIONIST: Dietician Department,  
16 Bev speaking.

17 JUDGE CORBETT: Hello. This is John  
18 Corbett with the Pennsylvania Public Utility  
19 Commission. Is there a Dolores May there,  
20 please?

21 RECEPTIONIST: Just a minute.

22 MS. MAY: Hello.

23 JUDGE CORBETT: Is this Dolores  
24 May?

25 MS. MAY: Yes.

1 JUDGE CORBETT: This is  
2 Administrative Law Judge John Corbett with  
3 the Pennsylvania Public Utility Commission.  
4 We have a hearing this morning on your  
5 Complaint against Duquesne Light Company.

6 MS. MAY: Yes, but a month ago we  
7 said we weren't going through with it and I  
8 talked to the lady last week.

9 JUDGE CORBETT: All right.

10 MS. MAY: She gave me some papers  
11 and they sent me a payment thing.

12 JUDGE CORBETT: All right.

13 Apparently there is an offer of settlement, I  
14 believe, in the case. Is that what you are  
15 referring to?

16 MS. MAY: Like I told them, I  
17 didn't want to go through. I'm 77 years old  
18 and getting ready to retire. I don't want to  
19 go through with that. I am going through  
20 things with the doctor. I got two envelopes  
21 at home. Can you call me at home and I tell  
22 you what, I can read them to you.

23 JUDGE CORBETT: Ma'am, this is the  
24 time set aside for the hearing on your  
25 Complaint and I have the attorney for

1 Duquesne Light, together with the witness and  
2 the court reporter here in the hearing room,  
3 and we are ready to proceed with a hearing.  
4 What I can do, I can let you talk to the  
5 attorney, and to the representative of  
6 Duquesne Light, and maybe the two sides can  
7 resolve this matter this morning. Would you  
8 like to do that?

9 MS. MAY: I can talk to them, yes.

10 JUDGE CORBETT: They are right  
11 here. If you give me a minute to leave the  
12 room, you can talk to the attorney. The  
13 attorney's name is Krysia Kubiak, and maybe  
14 you can settle this matter.

15 MS. MAY: That is the lady; right?

16 JUDGE CORBETT: Right.

17 MS. MAY: Yes, I talked to her last  
18 week.

19 JUDGE CORBETT: Let's see if the  
20 two sides can resolve this matter. Hold on a  
21 minute and let me leave the hearing room. We  
22 are off the record at this point.

23 (Whereupon, a brief recess was  
24 taken.)

25 JUDGE CORBETT: That was quick. We

1 are back on the record. Have the parties been  
2 able to resolve this matter?

3 MS. KUBIAK: Yes, we have.

4 JUDGE CORBETT: Miss Kubiak, would  
5 you care to summarize the terms of the  
6 settlement?

7 MS. KUBIAK: Yes, Your Honor. Miss  
8 May currently has an account balance of  
9 \$4,722.

10 JUDGE CORBETT: Give me that number  
11 again.

12 MS. KUBIAK: \$4,722.36. We have  
13 agreed that Miss May will pay that over a  
14 period of five years and which will amount to  
15 her paying the budget bill plus \$79 per  
16 month.

17 MS. MAY: They said, would it come  
18 through as a hundred forty dollars, I think?

19 MS. KUBIAK: Her current budget is  
20 \$61. Miss May, your budget is based on your  
21 years of usage, so if your usage stays the  
22 same, your budget bill will stay the same.

23 MS. MAY: I hope it does because I  
24 wouldn't be able to pay much more.

25 JUDGE CORBETT: Does that conclude

1 the terms of the settlement, Miss Kubiak?

2 MS. KUBIAK: It does.

3 JUDGE CORBETT: Miss May, I have  
4 heard the terms of the settlement with  
5 regards to Duquesne Light. Do you have any  
6 questions or comments with regards to those  
7 terms?

8 MS. MAY: I keep going over this  
9 before and they are saying it's mine, and I'm  
10 tired of arguing because I didn't live there  
11 before.

12 JUDGE CORBETT: Based upon the  
13 terms of the settlement, do you understand  
14 the terms of the settlement as proposed by  
15 Duquesne Light?

16 MS. MAY: Yes.

17 JUDGE CORBETT: And based upon the  
18 terms of the settlement, do you now wish to  
19 withdraw your Complaint?

20 MS. MAY: Yes.

21 JUDGE CORBETT: Okay. Then, Miss  
22 Kubiak, would you be kind enough to prepare a  
23 letter of satisfaction for me, please. And  
24 you can fax that letter to me as soon as you  
25 can. What I will do, I will also make a copy

1 of that and send that to Miss May. As soon as  
2 I have receipt of the letter, I will in turn  
3 send that letter with a memo to Harrisburg to  
4 have the docket marked settled and closed.  
5 And the letter can be very brief and to the  
6 point. It doesn't need to set forth the terms  
7 of the settlement, just that the parties have  
8 been able to resolve the matter and the  
9 complainant, based upon the terms of the  
10 settlement, wishes to withdraw her Complaint.

11 MS. KUBIAK: Do you need that signed  
12 by Miss May?

13 JUDGE CORBETT: No. You can sign it  
14 under, it's either 5.24 or 5.94 of the  
15 Commission regulations and the respondent can  
16 send in a Certificate of Satisfaction and the  
17 letter will serve that purpose. You have my  
18 fax number. Send a copy to Miss May.

19 MS. MAY: Is that all, because I'm  
20 not in a private office?

21 JUDGE CORBETT: I understand.  
22 Anything else, Miss Kubiak, before we  
23 adjourn?

24 MS. KUBIAK: No, Your Honor.

25 JUDGE CORBETT: Any final comments,

1 Miss May?

2 MS. MAY: Thank you. Have a nice  
3 day.

4 JUDGE CORBETT: You do the same.  
5 Thank you very much. Bye-bye. That is all we  
6 have and the record is now closed.

7 (Whereupon, at 10:15 a.m., the hearing was  
8 closed.)

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C E R T I F I C A T E

I, Anne V. Thompson, a court reporter for the Commonwealth of Pennsylvania, do hereby certify that the said hearing was taken at the time and place stated herein; and that the said hearing was recorded stenographically by me and then reduced to typewriting under my direction, and constitutes a true record of the testimony given at the time of the hearing.

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