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WITNESSES

DIRECT CROSS REDIRECT RECROSS

NONE

EXHIBIT INDEX

NUMBER FOR IDENTIFICATION IN EVIDENCE

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P R O C E E D I N G S

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2 ADMINISTRATIVE LAW JUDGE LARRY GESOFF: We're
3 on the Record. This is the time and place set by the
4 Pennsylvania Public Utility Commission for a further hearing
5 by telephone in the Complaint of Sheri and Paul Delaney
6 against The Peoples Natural Gas Company doing business as
7 Dominion Peoples at Docket No. C-20054944. I'm Larry
8 Gesoff, the Administrative Law Judge assigned to this
9 proceeding.

10 I note the appearance of Horace P. Payne, Jr., on
11 behalf of Dominion Peoples.

12 I placed a telephone call to Ms. Delaney at the
13 number listed on the Complaint and got an answering machine,
14 left a message saying that she should call me back by 10:15
15 or the hearing would proceed without her and she would lose
16 her case.

17 I note that this matter initially went to hearing on
18 November 15th, at which time Ms. Delaney raised a matter
19 that was not in her Complaint, so we continued this matter
20 to allow the company and Ms. Delaney to try to settle the
21 matter and explain to her their security deposit requirement
22 procedures. That did not result in a settlement and Mr.
23 Payne requested the further hearing which was scheduled for
24 today.

25 So, we'll take a break until 10:15, if that's all

1 right with you, Mr. Payne, and then I'll call you back.

2 MR. PAYNE: Fine, Your Honor. We'll await
3 your call. Thank you.

4 JUDGE GESOFF: Thank you.

5 (Thereupon, a recess was taken).

6 JUDGE GESOFF: We're back on the Record. Its
7 now past 10:15, the time by which Ms. Delaney was to return
8 my call. I left another message on her machine indicating
9 that the proceeding would go on without her, she would lose
10 her case and receive a decision from me probably sometime
11 next month, which is also next year. Mr. Payne.

12 MR. PAYNE: Yes, Your Honor, at this time on
13 behalf of Dominion Peoples I would make a motion that the
14 hearing Complaint be dismissed for failure to prosecute with
15 prejudice.

16 JUDGE GESOFF: Okay. That motion is granted.
17 What is your prospective witness' name, Mr. Payne?

18 MR. PAYNE: Your Honor, Deborah Gardner.

19 MS. GARDNER: Do you need me to spell that?

20 JUDGE GESOFF: Sure.

21 MS. GARDNER: D-e-b-o-r-a-h, last name is
22 G-a-r-d-n-e-r.

23 JUDGE GESOFF: How are you employed by the
24 company?

25 MS. GARDNER: I'm a Customer Relations

1 Representative.

2 JUDGE GESOFF: Okay. So I can put that in my
3 decision that you were prepared to testify. Okay. I guess
4 there's nothing further except to wish you a Happy New Year.

5 MR. PAYNE: You as well, Your Honor.

6 JUDGE GESOFF: Take care and the hearing is
7 concluded.

8 MR. PAYNE: Thank you.

9 MS. GARDNER: Thank you.

10 (Thereupon, at 10:24 o'clock a.m., the Hearing
11 was adjourned).

12 C E R T I F I C A T E

13 I hereby certify, as the stenographic
14 reporter, that the foregoing proceedings were taken
15 stenographically by me and thereafter reduced to typewriting
16 by me or under my direction; and that this transcript is a
17 true and accurate record to the best of my ability.

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COMMONWEALTH REPORTING COMPANY

By: *Cathy R. Mull*
Cathy R. Mull

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PA PUC
SECRETARY'S BUREAU

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