

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Jason C. Fidurske

v.

Equitable Gas Company

C-20054964

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PREHEARING ORDER

An Initial Telephonic Hearing in this case is scheduled for **Tuesday, February 7, 2006, at 2:30 pm.** You must be available when contacted by the presiding officer or your case will be dismissed. If you will be at a telephone number that is different than the number listed on the Complaint, you must notify me of that telephone number at least five (5) business days before the hearing.

The parties are directed to comply with the following requirements:

1. If you intend to present any documents for my consideration, you must send one copy to the other party and **THREE** copies to me one week before the hearing.
2. If you are an individual, you may either represent yourself or have an attorney licensed to practice law in the Commonwealth of Pennsylvania represent you. However, if you are a partnership, corporation, trust, association, or governmental agency or subdivision, you must have an attorney licensed to practice law in the Commonwealth of Pennsylvania represent you in this proceeding. Unless you are an attorney, you may not represent someone else. Attorneys shall comply with the Commission's appearance requirements. 52 Pa. Code § 1.24(b).

3. A request for a change of the scheduled hearing date must be submitted in writing no later than five (5) days prior to the hearing. 52 Pa. Code § 1.15(b). The requesting party must contact the other party to determine whether there is agreement to the change prior to contacting the presiding officer. Requests for changes of initial hearings must be sent to me with copies to all parties of record. The correct address is: Administrative Law Judge Susan D. Colwell, Office of Administrative Law Judge, P.O. Box 3265, Harrisburg PA 17105-3265. *Changes are granted only in rare situations where sufficient cause exists.*

5. **YOU MAY LOSE THIS CASE IF YOU DO NOT TAKE PART IN THIS HEARING AND PRESENT EVIDENCE ON THE ISSUES RAISED.**

6. This hearing is a formal proceeding and will be conducted in accordance with the Commission's rules of practice and procedure. 52 Pa. Code Chapters 1, 3 and 5.

7. **Commission policy is to encourage settlements. 52 Pa. Code § 5.231(a). Because it appears that this Complaint could be satisfied, you are encouraged to discuss informally between yourselves the possible settlement of this case as soon as possible but no later than at least one week before the hearing. If you are unable to settle this case, you may still resolve as many questions or issues as possible during your informal discussion.**

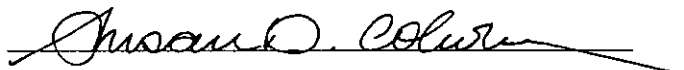
8. If you intend to subpoena witnesses for the hearing, you should review the procedures established in 52 Pa. Code § 5.421. You must submit your written application to me sufficiently in advance of the hearing date so that the other parties will have the required ten (10) days' notice to answer or object, and so you will have enough time to receive the subpoena and serve it.

9. Complainant bears the burden of proving his allegations and must do so with testimony and/or documentary evidence.

10. **COMPLAINANT IS RESPONSIBLE FOR PAYMENT OF BILLS FOR USAGE INCURRED PENDING THE RESOLUTION OF THIS COMPLAINT.**

11. Utility must prepare and submit a copy of customer's account for three years or the life of the account, whichever is longer, as well as a report of customer contacts during that time.

Dated: December 12, 2005

  
SUSAN D. COLWELL  
Administrative Law Judge

C-20054964 JASON C FIDURSKE v. EQUITABLE GAS COMPANY

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