

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

Debra Urda,
v.
Duquesne Light Company

Initial hearing

Docket No.: F-01732940

Pages: 1 - 9

State Office Building
Eleventh Floor
Pittsburgh, PA 15222

**DOCUMENT
FOLDER**

Tuesday, June 21, 2005
Commencing at 10:05 a.m.

BEFORE:

John H. Corbett, Jr., Administrative Law Judge

APPEARANCES:

NONE PRESENT
For the Complainant

REGINA M. SESTAK, ESQUIRE
411 Seventh Avenue
Pittsburgh, PA 15219
For the Respondent

DOCKETED
JUL 19 2005

REPORTER: SANDRA BERNARDINI

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PA PUBLIC UTILITY COMMISSION
SECRETARY

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P R O C E E D I N G S

JUDGE JOHN H. CORBETT, JR.:

This is the time and place scheduled for a hearing on the complaint of Debra Urda versus Duquesne Light Company. This complaint was docketed with the Pennsylvania Public Utility Commission at No. F-01732940. I am Administrative Law Judge John Corbett, and I've been assigned to hear this case and to render an initial decision.

We have in the hearing room this morning Regina Sestak, representing Duquesne Light Company, together with a number of witnesses, I take it, for Duquesne Light. And we do not have an appearance as of yet by Debra Urda.

I should note for the record that this hearing was scheduled as an in-person hearing for ten o'clock this morning. A hearing notice was sent out to the complainant on May 20th, 2005, indicating that the hearing was scheduled at this time and place. That as far as I know, that hearing notice has not been returned to the scheduler in the Harrisburg office.

I should also note that a prehearing order was also mailed to the parties, including the

1 Complainant on May 25th, 2005. In that prehearing
2 order, among other things, it notes that the hearing
3 is scheduled for today at ten o'clock in the State
4 Office Building in Pittsburgh.

5 I have not received any type of
6 communication from Ms. Urda indicating that there's
7 any particular reason why she could not appear this
8 morning or requesting a time for a continuance in the
9 hearing. Immediately before going on the record, I
10 attempted to reach Ms. Urda at the telephone number
11 listed on the complaint. I left a message for her on
12 a telephone answering machine requesting that Ms. Urda
13 return the call to the main number here in Pittsburgh
14 by 10:15. Ms. Sestak also supplied me with two other
15 telephone numbers for the Complainant. The first was
16 (412)461-1619. That appeared to be a fax number when
17 I called that number. The second number was
18 (412)853-5086. And when I called that number, I also
19 left a voice mail for Ms. Urda to return the call by
20 10:15.

21 At this point, I propose to take a recess
22 until approximately 10:30 to see if the Complainant
23 either calls or appears in the hearing room. Is there
24 anything that you'd like to place on the record at
25 this time, Ms. Sestak?

1 ATTORNEY SESTAK:

2 No, Your Honor.

3 JUDGE:

4 Okay. May I ask, do you intend to show
5 that there's any balance owed on this account? Is
6 there a balance of any sort owed on this account?

7 ATTORNEY SESTAK:

8 Your Honor, I'm not 100 percent certain.
9 I believe Ms. Urda pays her bill in full every month.
10 At this stage, there's one bill outstanding that is
11 not due until the 11th of July.

12 JUDGE:

13 My purpose in asking that question was to
14 see if there was any necessity to set up any type of a
15 payment plan or whether we would be getting into that
16 question.

17 ATTORNEY SESTAK:

18 No, that will not be necessary in this
19 matter.

20 JUDGE:

21 All right. Anything else you'd like to
22 say or any comments you'd like to make before we take
23 a short recess?

24 ATTORNEY SESTAK:

25 No, Your Honor.

1 JUDGE:

2 At this point, it is now approximately,
3 let's call it about 10:12 or 10:13 and we'll take a
4 recess until either 10:30 or the Complainant shows up,
5 whichever is sooner. Thank you.

6 ATTORNEY SESTAK:

7 Thank you.

8 SHORT RECESS TAKEN

9 JUDGE:

10 We're back on the record. It is now
11 approximately 10:31. The Complainant has not arrived
12 in the hearing room, nor has she called to the office.
13 Ms. Sestak, is there anything you'd like to place on
14 the record at this time?

15 ATTORNEY SESTAK:

16 Your Honor, I'd move that the Complaint
17 be dismissed due to the Complainant's failure to
18 appear.

19 JUDGE:

20 I will grant your motion and memorialize
21 that ruling in a bench decision which I will begin
22 drafting immediately after the hearing. Is there
23 anything else you'd like to place on the record before
24 we adjourn?

25 ATTORNEY SESTAK:

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No, Your Honor.

JUDGE:

Thank you very much for your patience and cooperation this morning. And the hearing is now adjourned. Thank you very much.

ATTORNEY SESTAK:

Thank you.

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HEARING CONCLUDED AT 10:31 A.M.

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C E R T I F I C A T E

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

Danda Bernardino

Court Reporter

END