



PHILADELPHIA GAS WORKS

800 West Montgomery Avenue • Philadelphia, PA 19122

Danielle Leva, Paralegal
Legal Department
Direct Dial: 215-684-6862
FAX: 215-684-6798
E-mail: Danielle.leva@pgworks.com

February 4, 2014

Administrative Law Judge Susan D. Colwell
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Re: Henry Gonzalez v. PGW, Docket No. C – 2013 – 2393573
Docket No. C – 2013 – 2392521

Dear Judge Colwell:

Pursuant to 52 Pa. Code §1.15(b), Philadelphia Gas Works, the Respondent (PGW) hereby requests a continuance of the hearing scheduled for Thursday, February 6, 2014.

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

Sincerely,


Danielle Leva

Enclosure

cc: Rosemary Chiavetta, Secretary
Henry Gonzalez (Fed Ex)
Peter Katevatis, Esq. (Fed Ex0)
Linda Pereira (PGW Mail)
Wendy Vacca (PGW Mail)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Henry Gonzalez,	:	
Complainant	:	
v.	:	Docket No. C – 2013 – 2393573
	:	Docket No. C – 2013 – 2392521
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 10:00 a.m., Thursday, February 6, 2014, as the primary PGW witness in this matter has been selected for jury duty in the Court of Common Pleas, Philadelphia County. In support of its motion, PGW states as follows:

1. On October 21, 2013 and on November 12, 2013 the Complainant, represented by Peter Katevatis, Esq. filed formal complaints with the Commission against the Philadelphia Gas Works essentially concerning the same facts regarding the placement of a municipal lien placed on his property 15117 Beverly Drive, Philadelphia, PA (Service Address) under the above referenced docket numbers.

2. On December 4, 2013 and December 11, 2013, the Respondent, PGW filed answers and Preliminary Objections in the above captioned matters, to which the Complainant filed a response to PGW's Preliminary Objections on December 10, 2013.

3. On January 9, 2014, the Commission issued a Prehearing Order consolidating the dockets, granting in part and denying in part PGW's Preliminary Objections and providing prehearing direction.

4. By Notice dated January 13, 2014, the Commission scheduled an Initial Telephonic in these consolidated matters Thursday, February 6, 2014 at 10:00 a.m., before Administrative Law Judge Susan D. Colwell.

5. In the morning of February 4, 2014, counsel for PGW was informed that one of the two witnesses it will present at the Initial Telephonic Hearing, Wendy Vacca, Senior Customer Review Officer – PGW, had been selected for jury duty in the Court of Common Pleas Criminal Division in the afternoon of February 3, 2014 in a trial that is

expected to last until Friday, February 7, 2014 (at least).

6. Ms. Vacca conducted the investigation of the formal complaints and will provide testimony on the financial and customer service information concerning these matters. As this is a matter concerning unauthorized usage and with the current staffing of the Customer Review Unit of PGW, it is not likely that another Customer Review Officer will be able to adequately prepare to provide testimony at a hearing on February 6, 2014.

7. PGW will be able to present its other witness, Mr. Timothy Sullivan, Superintendent, Revenue Protection and Meter Investigation Unit, who will provide testimony on the discovery of unauthorized usage at the Service Address.

8. Rather than require two scheduled hearing dates, continuity of the presentation of the parties' cases is better served with a hearing scheduled on a date in which the hearing may begin and end in one day as the presentation of cases will not exceed one full day.

9. The parties will commence more concrete settlement discussion since PGW's information in the form of exhibits has been provided to the Complainant.

10. PGW has contacted the Complainant's counsel, Peter Katevatis, Esq., who has indicated that his client does not object to this request for a continuance of the hearing of this matter.

11. PGW has not previously requested a continuance in this matter.

12. Pursuant to 52 Pa. Code § 1.15(b), PGW has shown good cause for the grant of a continuance in this matter.

WHEREFORE, PGW requests that the Initial Telephonic Hearing scheduled for February 6, 2014 at 10:00 a.m., in the above captioned matter be continued and rescheduled.

Respectfully submitted,

February 4, 2014



Laureto Farinas,

Counsel for the Philadelphia Gas Works

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: February 4, 2014



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).

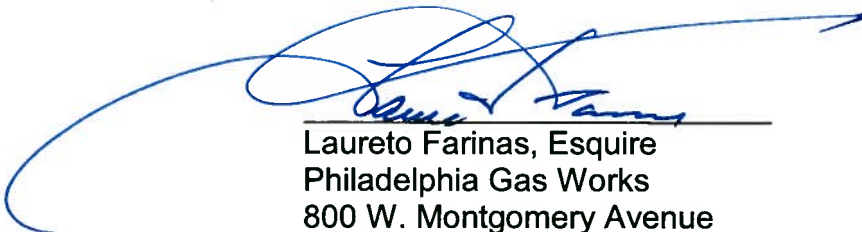
Service List:

For Complainant:

Peter Katevatis, Esq.
2318 Perst Street
Philadelphia, PA 19130

metpk@aol.com

February 4, 2014



Laureto Farinas, Esquire
Philadelphia Gas Works
800 W. Montgomery Avenue
Philadelphia, PA 19122
(215) 684-6982