



**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

August 25, 2014

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

**Re: Jeanettie Hill v. Philadelphia Gas Works, Docket No. C-2014-2435734**

Dear Secretary Chiavetta:

Pursuant to 52 Pa. Code §5.61, the Philadelphia Gas Works ("PGW") hereby files the original Motion for Summary Judgment in the above captioned matter.

Pursuant to 52 Pa. Code §5.102, you are hereby notified to file a written response to the enclosed Motion for Summary Judgment, within twenty (20) days from service hereof or you may be deemed to be in default and relevant facts stated in these pleadings may be deemed admitted and a judgment may be entered against you

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

Sincerely,

  
Danielle Leva

Enclosure

cc: Jeanettie Hill (Regular Mail)  
Linda Pereira (PGW Mail)  
Wendy Vacca (PGW Mail)

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Jeanettie Hill

v.

Philadelphia Gas Works

:  
:  
:  
:  
:  
:  
:

Docket No. C – 2014 – 2435734

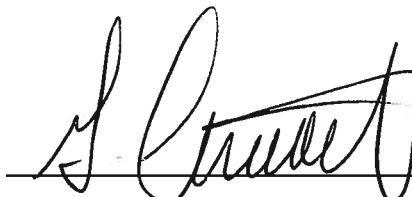
**NOTICE TO PLEAD**

To: Jeanettie Hill,

Pursuant to 52 Pa. Code §5.102, you are hereby notified to file a written Answer or other response to the enclosed Motion for Summary Judgment, within twenty (20) days from service hereof or you may be deemed to be in default and relevant facts stated in these pleadings may be deemed admitted and a judgment may be entered against you.

Respectfully submitted,

August 25, 2014



Graciela Christlieb, Esquire  
Attorney I.D. 200760  
Philadelphia Gas Works  
800 W. Montgomery Avenue  
Philadelphia, PA 19122  
(215) 684-6164

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Jeanettie Hill**

**v.**

**Philadelphia Gas Works**

:  
:  
:  
:  
:

**Docket No. C-2014-2435734**

**Philadelphia Gas Works'  
Motion For Summary Judgement**

Pursuant to 52 Pa. Code §5.102, the Philadelphia Gas Works ("PGW") hereby moves for a summary judgement and the dismissal of the above captioned matter on the grounds that the exact and identical factual and legal issues that are the basis of the instant complaint have been addressed and previously settled by the parties by way of a Certificate of Satisfaction under Docket No. C-2013-2391295, filed on March 13, 2014.

In support of this motion, PGW hereby avers the following:

1. The Complaint established service at the Service Address on August 22, 2011.
2. The account is listed as residential gas heat and other domestic usage.
3. On or about November 5, 2013, the Complainant filed a Formal Complaint at Docket No. C-2013-2391295.
4. The Formal Complaint at Docket No. C-2013-2391295 alleged "negligence" on the part of PGW and disputed the balance owed on the account.
5. On November 27, 2013, Administrative Law Judge David A. Salapa issued an Interim Order Setting Resolution Conference in the matter.
6. Several telephonic resolution conferences were held over a period of months in an attempt to settle the matter.
7. On January 24, 2014, PGW advised Mediator Cynthia Lehman, via letter, that the parties were unable to reach a resolution and requesting that the matter be set for a hearing.

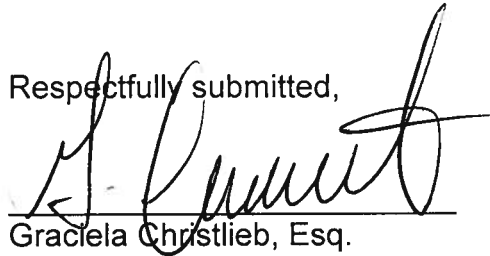
8. The parties were notified, via a Telephonic Hearing Notice issued by the Commission, that the hearing date in the matter was set for March 14, 2014.
9. Between January 24, 2014 and March 13, 2014, the parties continued their attempts to reach a settlement.
10. Over that period of time, Graciela Christlieb, Esq., Laureto Farinas, Esq. and PGW Customer Review Unit officers discussed the case with the Complainant as well as with Amy E. Hirakis, Esq. from the Office of the Consumer Advocate, who was acting on behalf of the Complainant. Settlement was discussed with the Complainant and Ms. Hirakis both over the telephone and via email.
11. The matter was settled on March 13, 2014. A Certificate of Satisfaction was filed with the commission regarding the settlement that same day. A copy of the Certificate of Satisfaction along with a Settlement letter was sent to the Complainant.
12. As part of the settlement, PGW agreed to issue a Revenue Credit Adjustment to the Complainant's account in the amount of \$717.26; a reduction of about 40% of the total balance owing to PGW.
13. On March 17, 2014, PGW issued the agreed upon Revenue Credit Adjustment to the Complainant's account.
14. The Complainant failed to comply with the settlement agreement.
15. Commission regulations at 52 Pa.Code § 5.24(b) permit a utility to file a Certificate of Satisfaction, indicating that a complaint has been addressed. A complainant then has ten (10) days in which to object to the Certificate, and if no objection is filed, the matter is closed.
16. The Complainant did not file an objection to the Certificate of Satisfaction.
17. On or about July 29, 2014 the Complainant filed the Complaint against PGW in the instant matter under Docket No. C-2014-2434952, again alleging "negligence" on the part of PGW and contesting the balance on her account stating that she "made the wrong choice by entering into an agreement."

18. The Complaint under Docket No. C-2014-2434952 requests a payment agreement. The Complainant is attempting to have a hearing on issues that were previously settled and requesting relief that was already afforded to her.

**WHEREFORE**, PGW respectfully requests that pursuant to Titus Wright v. PGW, Docket No. C-2013-2368462, and 52 Pa.Code § 5.24(b), the Commission dismiss the instant complaint as all of the factual and legal issues that are the basis of the instant complaint were previously addressed and settled under Docket No. C-2013-2391295. PGW further requests that the Commission issue an order for the payment of the arrearage on the Complainant's PGW account in the amount of \$4,414.45 in full.

August 25, 2014

Respectfully submitted,



Graciela Christlieb, Esq.  
Philadelphia Gas Works  
800 W. Montgomery Avenue  
Philadelphia, PA 19122

**VERIFICATION**

I, Graciela Christlieb, hereby declare that I am counsel to the Philadelphia Gas Works; and that as such, I am authorized to make this verification on its behalf, that the facts set forth in the foregoing Answer are true to the best of my knowledge, information and belief, and that I expect to be able to prove these at a hearing held in this matter. I make this verification subject to the penalties of 18. Pa. C.S. §4904, pertaining to false statements to authorities.

August 25, 2014



---

Graciela Christlieb, Esq.

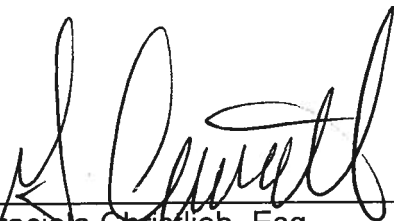
CERTIFICATE OF SERVICE

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 § 1.54 (RELATING TO SERVICE BY A PARTICIPANT).

**Service List**

Jeanettie Hill  
3141 North 23<sup>rd</sup> Street  
Philadelphia, PA 19132

August 25, 2014



---

Graciela Christlieb, Esq.  
Philadelphia Gas Works  
800 W. Montgomery Avenue  
Philadelphia, PA 19122  
215-684-6162