



PHILADELPHIA GAS WORKS

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September 19, 2014

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

Re: Charles Louis Jacobs v. PGW, Docket No. C – 2014 – 2429269
Charles Louis Jacobs v. PGW, Docket No. C – 2014 – 2436058

Dear Secretary Chiavetta:

Pursuant to 52 Pa. Code §5.61, the Philadelphia Gas Works ("PGW") hereby files the original Motion to Consolidate the above captioned matters.

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: Charles Louis Jacobs (Regular Mail)
Administrative Law Judge Marta Guhl (Email)
Linda Pereira (PGW Mail)
Wendy Vacca (PGW Mail)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Charles Louis Jacobs,	:	
Complainant	:	
v.	:	Docket No. C – 2014 – 2429269
	:	
Philadelphia Gas Works,	:	
Respondent	:	

And

Charles Jacobs,	:	
Complainant/Appellee	:	
v.	:	Docket No. C – 2014 – 2436058
	:	
Philadelphia Gas Works	:	
Respondent/Appellant	:	

**Philadelphia Gas Works’
Motion to Consolidate Formal Complaints**

Pursuant to 52 Pa. Code §5.61, the Philadelphia Gas Works (“PGW”) hereby files this Motion to Consolidate the above captioned matters. PGW hereby avers the following:

1. On June 23, 2014, the PGW, through its undersigned counsel, filed an appeal of the decision of the Commission’s Bureau of Consumer Services (“BCS”) dated May 9, 2014 under BCS Case No. 3174521, attached hereto as Exhibit “A.” That BCS decision, found that the PGW failed to provide sufficient information to support PGW’s finding that the Complainant was responsible for the payment for charges for Unauthorized Usage found at the Complainant’s property at 1522 N. 61st Street, Philadelphia, Pennsylvania (Service Address).
2. In its appeal, PGW seeks a *de novo* review of the facts of this matter in order to demonstrate that the BCS did not review all of the information concerning Unauthorized Usage at the Service Address, in the context of the Complainant’s informal complaint.

3. The Commission, although having received PGW's appeal, did not docket and serve the Complainant with the PGW's appeal until August 6, 2014, several weeks after the filing of the PGW appeal in the matter. PGW's appeal is docketed at C-2014-2436058

4. With the Commission's service of PGW's appeal, the Complainant was instructed to file an answer to the PGW Appeal/Complaint by August 26, 2014. To date, the Complainant has not filed an answer to the PGW's Appeal/Complaint. No hearing date has been scheduled for the matter under Docket No. C-2014-2436058.

5. On or about June 23, 2014, the Complainant filed a formal complaint with the Commission at Docket No. C-2014-2429269. That complaint was served upon PGW by letter dated June 30, 2014, to which PGW, through its counsel (not undersigned) timely filed an answer on July 21, 2014. That matter is also an appeal of a decision of the BCS No. 3174521, finding that PGW did not provide sufficient information showing that the Complainant was responsible for Unauthorized Usage.

6. In his complaint at Docket No. C-2014-2429269, the Complainant seeks to have the gas service to the Complainant's property at the Service Address (1522 N. 61st Street) turned on, as the BCS did not provide for that in its decision.

7. In Docket No. C-2014-2429269, by notice dated August 4, 2014, the Commission scheduled an Initial Hearing for 10:00 a.m., Friday, September 5, 2014 before Administrative Law Judge Marta Guhl, at the Commission's Philadelphia Offices.

8. On August 28, 2014, in Docket No. C-2014-2429269, PGW filed a motion for continuance of the September 5, 2014 Initial Hearing due to the pendency of the PGW appeal involving the same controversy.

9. By order dated September 3, 2014, Administrative Law Judge Marta Guhl, granted PGW request for a continuance, holding the matter in abeyance, "...until there is an answer in the case at Docket No. C-2014-2436058." At the time of the issuance of the order granting the continuance, it was not known whether the Complainant had filed an answer to the PGW appeal under Docket No. C-2014-2436058.

10. Both matters involve the same parties and revolve around the identical factual events concerning responsibility for gas service at the Service Address.

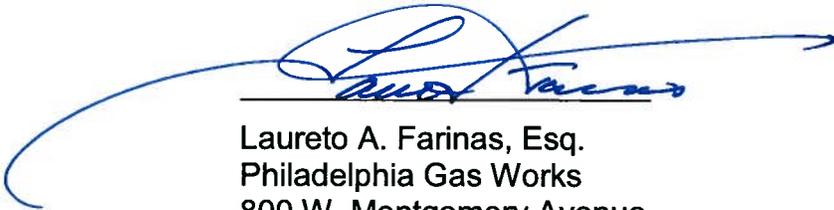
11. The witnesses for both parties would be the same in both matters.

12. The principle of judicial economy would be best service if the hearings for both matters were conducted at one time as time and resources would be used efficiently in the disposition of these matters.

Wherefore, PGW respectfully requests that this Commission consolidate the above captioned matters.

Respectfully submitted,

September 19, 2014



Laureto A. Farinas, Esq.
Philadelphia Gas Works
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Philadelphia, PA 19122
215-684-6982

VERIFICATION

I, Laureto Farinas, 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.

Date: September 19, 2014



Laureto Farinas

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:

Mr. Charles Louis Jacobs
3820 N. 13th Street
Philadelphia, PA 19140

For PGW:
(Docket No. C-2014-2429269)
Graciela Christlieb, Esq.
Philadelphia Gas Works
800 W. Montgomery Avenue
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September 19, 2014



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