

PENNSYLVANIA PUBLIC UTILITY COMMISSION
Harrisburg, Pennsylvania 17105-3265

Hassan S. Hashi
v.
Philadelphia Gas Works

Public Meeting held February 26, 2015
2438411-ALJ
Docket No. C-2014-2438411

MOTION OF COMMISSIONER GLADYS M. BROWN

On August 20, 2014, Mr. Hashi filed a formal Complaint at C-2014-2438411 (Complaint Number 1) with the Commission seeking a payment arrangement. This case was dismissed, with prejudice, due to the Complainant's failure to appear at hearing.¹ The decision to dismiss this case, with prejudice, raises some questions of due process.

The Complainant filed an identical complaint against PGW at C-2014-2445068, on September 24, 2014, a month after the instant Complaint was filed (Complaint Number 2). On October 20, 2014, PGW filed a Motion to Consolidate the two matters noting that they involve the same parties and revolve around identical factual events concerning billing and payment for gas service at Mr. Hashi's service address.

At the November 3, 2014 hearing in the above referenced docket, PGW moved to dismiss Complaint Number 1 for failure to prosecute. The ALJ granted the Motion to Dismiss, with prejudice. At the same hearing, however, PGW again orally moved to have the two matters consolidated. The ALJ took the Motion to Consolidate under advisement. The Motion to Consolidate is still pending and has not, as of this date, been acted upon.

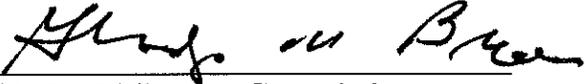
Subsequent to the hearing for Complaint Number 1, on January 7, 2015, a Certificate of Satisfaction was filed in Complaint Number 2 memorializing the Parties agreement to amicably settle the matter.

In the interest of procedural and legal clarity, I do not wish the record to reflect that two such drastically divergent Commission decisions were rendered on what is essentially the same proceeding. Therefore, I move to consolidate the two cases, and clarify that the Certificate of Satisfaction applies to both dockets. As such, the Initial Decision in Complaint Number 1 should be rendered moot.

THEREFORE, I MOVE THAT:

The Office of Special Assistants prepare an Opinion and Order consistent with this Motion.

February 26, 2015
Date



Gladys M. Brown, Commissioner

¹ The hearing was scheduled for 10 a.m. on November 3, 2014. It is unclear why the Complainant instead appeared at 2 p.m. that day.