



PHILADELPHIA GAS WORKS

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February 26, 2015

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

Re: Curtis Morgan v. PGW, Docket No. C - 2014 - 2428050

Dear Secretary Chiavetta:

Pursuant to 52 Pa. Code §5.535, the Philadelphia Gas Works ("PGW") hereby files its reply to the Complainant's exceptions to the January 26, 2015, Initial Decision in the above captioned matter.

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: Curtis Morgan (Regular Mail)
Linda Pereira (PGW Mail)
Wendy Vacca (PGW Mail)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Curtis Morgan

v.

Philadelphia Gas Works

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Docket No. C – 2014 – 2428050

**PHILADELPHIA GAS WORKS’
REPLY TO COMPLAINANT’S EXCEPTIONS**

Pursuant to 52 Pa. Code §5.535, the Secretary’s letter dated February 2, 2015 and the Initial Decision in the above captioned matter, the Philadelphia Gas Works, (“PGW”) hereby files its reply to the Complainant’s exceptions to the Initial Decision issued January 26, 2015, in the above captioned matter (Initial Decision).

I. INTRODUCTION

On June 11, 2014, the Complainant filed a complaint with the Commission against PGW seeking a payment arrangement for gas service at 6945 Wister Street, Philadelphia, PA (Service Address).

On July 15 2014, PGW filed an answer, asserting that the Complainant’s balance as of June 20, 2014 was \$7,768.43 and that he has defaulted on eleven (11) PGW payment agreements and four (4) PUC payment arrangements.

By hearing notice dated July 23, 2014, the hearing in this matter was scheduled for September 30, 2014. The hearing was held in this matter on the date scheduled in the Philadelphia Regional Office at 801 Market Street before Administrative Law Judge Darlene Heep.

The Complainant, Curtis Morgan, was present and represented by Brett J. Zeitlin, Esq. Mr. Morgan testified in support of the Complaint. PGW was represented by counsel and presented one witness, Wendy Vacca, a senior Customer Review Unit Officer.

On January 26, 2015, the Commission issued the Initial Decision, which dismissed the Complaint, finding that the Complainant had failed to establish that he is eligible for a payment arrangement under Chapter 14, The Responsible Utility Customer Protection Act.

The Complainant filed exceptions to the Initial Decision on or about February 2, 2015. Pursuant to 52 Pa. Code §5.535, and the Secretary's letter dated February 2, 2015 in this matter, this timely reply follows.

II. PGW'S REPLY TO EXCEPTIONS

The Complainant's Exceptions fail to address any error in fact or law contained in the Initial Decision refuting the conclusion that the Complainant failed to establish that he is eligible for a payment arrangement under Chapter 14, The Responsible Utility Customer Protection Act.

Exceptions

The Complainant's Exceptions merely reiterate the testimony he presented during the September 30 hearing in this matter. The Complainant states that it was not his intention to break his latest payment arrangement, but that he had financial difficulties after his car was stolen.

PGW's Reply

The Exceptions fail to demonstrate that the Initial Decision is unsupported by substantial evidence.

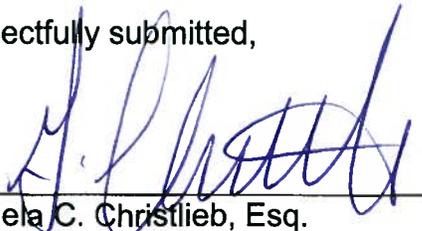
The record of this matter shows that the Complainant defaulted on four (4) Commission payment arrangements and ten (10) prior PGW payment arrangements. The Complainant presented no evidence of pay changes or hour reductions or other evidence that would establish the change in income requirements of 66 Pa.C.S. § 1403. Moreover, testimony during the evidentiary hearing established that the Complainant's car had been stolen prior to his entering into the latest payment arrangement with PGW.

III. CONCLUSION

For the reasons stated above, the PGW requests that the Commission deny the Complainant's Exceptions to the Initial Decision and adopt the Initial Decision issued January 26, 2015 in this matter as written dismissing the Complaint.

Respectfully submitted,

February 26, 2015



Graciela C. Christlieb, Esq.
Philadelphia Gas Works
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Philadelphia, PA 19122

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. Curtis Morgan
6945 Wister Street
Philadelphia, PA 19138

February 26, 2015



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