

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Pennsylvania Public Utility
Commission

v.

Philadelphia Gas Works

DOCKETED

JUN 20 2001

DOCUMENT
FOLDER

Docket Number

R-00006042
R-00006042C0001 et al
C-00014826-C00014828
C-00014843
C-00014910
C-00015037
C-00015044-C-00015048
C-00015050
C-00015098

ORDER #7

On January 5, 2001, Philadelphia Gas Works ("PGW" or "Respondent") filed Supplement No. 7 to Tariff Gas – Pa. P.U.C. No. 1 to become effective March 6, 2001. In said tariff, PGW proposed changes in rules, regulations and rates calculated to produce \$65,000,000 in additional annual revenues.

By Order entered February 8, 2001, the Pennsylvania Public Utility Commission ("Commission") instituted an investigation into the lawfulness, justness and reasonableness of the proposed rate increase. Pursuant to section 1308(d) of the Public Utility Code, 66 Pa. C.S. §1308(d), Supplement No. 7 to Tariff Gas – Pa. P.U.C. No. 1 was suspended by operation of law until October 6, 2001 unless otherwise directed by Order of the Commission. In addition, the Commission ordered that the investigation include consideration of the lawfulness, justness and reasonableness of PGW's existing rates. The matter was assigned to the Office of Administrative Law Judge for resolution by hearings and for issuance of a Recommended Decision.

PA. P.U.C.
SECRETARY'S BUREAU
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RECEIVED

A prehearing conference in this matter was held on Friday, February 23, 2001.

Testimony was filed by the Philadelphia Gas Works (“PGW”), the Office of Trial Staff (“OTS”), the Office of Consumer Advocate (“OCA”), the Office of Small Business Advocate (“OSBA”), Philadelphia Industrial and Commercial Users Group (“PICGUG”) and the Administrative Counsel.

By Order #6, dated May 7, 2001, the presiding officer consolidated the following cases with R-00006042 and R-00006042C0001 through R-00006042C0171:

Ida Holloway v. Philadelphia Gas Works	Docket No. C-00014826
Regina M. Krohn v. Philadelphia Gas Works	Docket No. C-00014827
Zina Hampton v. Philadelphia Gas Works	Docket No. C-00014828
Mary and Salvatore Danese v. Philadelphia Gas Works	Docket No. C-00014843
Fredrick Karcher v. Philadelphia Gas Works	Docket No. C-00014910
Jessie Cardine Hairston v. Philadelphia Gas Works	Docket No. C-00015037
Cora M. Turpin v. Philadelphia Gas Works	Docket No. C-00015044
Stella Miller v. Philadelphia Gas Works	Docket No. C-00015045
Mrs. Frank Boettcher v. Philadelphia Gas Works	Docket No. C-00015046
Themiah Waters v. Philadelphia Gas Works	Docket No. C-00015047
Walter Stukowski v. Philadelphia Gas Works	Docket No. C-00015048
Lester Hebert v. Philadelphia Gas Works	Docket No. C-00015050
Florence Preisano v. Philadelphia Gas Works	Docket No. C-00015098

Evidentiary hearings were held on May 22, 23 and 24, 2001 in Philadelphia. Two on the record data requests were outstanding when the hearings ended on May 24, 2001.

Attached you will find a document entitled "Special Instructions for Briefs and Exceptions in Major General Rate Increase Proceedings". Please note that some items are not applicable since this is not an investor owned utility case involving rate base and rate of return. In the brief format (on page 4), please omit III. Rate Base; VI. Taxes and VII. Rate of Return.

Main briefs are due on or before Thursday, June 21, 2001 and reply briefs are due on or before Friday, June 29, 2001.

The briefs should be filed on the Secretary of the Commission and served on me at the Philadelphia office and on the active participants. 52 Pa. Code §154(a) and (d).

ORDER

THEREFORE,
IT IS ORDERED:

1. All parties shall file and serve main briefs on or before June 21, 2001. Reply briefs shall be filed and served on or before June 29, 2001. Briefs must be filed with the Secretary of the Commission and received in-hand by all parties no later than 4:30 p.m. on the date listed. In addition, each party is directed to file a copy of the brief on disk. The disks should be in Word or a compatible format.

2. All briefs shall comply with the requirements set forth in 52 Pa. Code §§5.501 and 5.502 and, in addition, to the mandatory contents listed in 52 Pa. Code §5.501(a), all main briefs shall contain:

- a) A statement of the questions involved.
- b) Proposed findings of fact with references to transcript pages, prepared written testimony pages or exhibits where evidence appears.
- c) Proposed conclusions of law.
- d) Proposed ordering paragraphs specifically identifying the relief sought.

3. The 60 page limitation set forth in 52 Pa. Code §5.501(e) is waived. Main briefs shall not exceed 110 pages and reply briefs shall not exceed 95 pages.

4. An original and nine (9) copies of all briefs shall be filed with the Commission in accordance with 52 Pa. Code §5.502(a), one copy shall be served on the presiding Administrative Law Judge and three (3) copies shall be served on the other parties.

5. The copy of the brief for the presiding officer shall be sent to me at:

1302 State Office Building
Broad and Spring Garden Streets
Philadelphia, PA 19130

6. A brief that is not filed and served within the allotted time will not be accepted for filing, except by special permission of the presiding Administrative Law Judge.

Date: June 1, 2001

Cynthia Williams Fordham
CYNTHIA WILLIAMS FORDHAM
Administrative Law Judge

Pennsylvania Public Utility Commission v. Philadelphia Gas Works
Docket Number R-00006042

SERVICE LIST

ACTIVE PARTIES

Daniel Clearfield, Esquire
Mark S. Stewart, Esquire
Wolf, Block, Schorr & Solis-Cohen LLP
212 Locust Street, Suite 300
Harrisburg, PA 17101
Fax (717) 237-7161
dclearfield@wolfblock.com

Johnnie E. Simms, Esquire
Charles F. Hoffman, Esquire
PA Public Utility Commission
Office of Trial Staff
P.O. Box 3265
Harrisburg, PA 17105-3265
Fax (717) 772-2677
simmsj@puc.state.pa.us

Tanya J. McCloskey, Esquire
Stephen J. Keene, Esquire
James A. Mullins, Esquire
Christy M. Appleby, Esquire
Office of Consumer Advocate
555 Walnut Street, 5th Floor
Forum Place
Harrisburg, PA 17101-1923
Fax (717) 783-7152
skeenc@paoca.org; mullins@paoca.org
(C0023)

Steven C. Gray, Esquire
Office of Small Business Advocate
Commerce Building Suite 1102
300 North 2nd Street
Harrisburg, PA 17101
Fax (717) 783-2831
sgray@state.pa.us
(C0070)

Philip A. Bertocci, Esquire
Edward A. McCool, Esquire
Community Legal Services, Inc.
1424 Chestnut Street, 4th Floor
Philadelphia, PA 19102-2505
Fax (215) 981-0435
pbertocci@clsphila.org

Consumers Education & Protective Association (C0027)
ACORN (C0027)
Action Alliance of Senior Citizens (C0027)
Tenants' Action Group (TAG) (C0027)

David M. Kleppinger, Esquire
Charis M. Burak, Esquire
Karen S. Miller Orner, Esquire
McNees Wallace & Nurick
100 Pine Street
P.O. Box 1166
Harrisburg, PA 17108-1166
Fax (717) 237-5300
dkleppin@mwn.com
cburak@mwn.com

Phila. Industrial Commercial Gas Users GP (C0060)

Wendell F. Holland, Esquire
Steven W. Ching, Esquire
Obermayer Rebmann Maxwell & Hippel LLP
One Penn Center 19th Floor
1617 John F. Kennedy Boulevard
Philadelphia, PA 19103-1895
(215) 665-3282
wfh@obermayer.com

Walter W. Cohen, Esquire
Obermayer Rebmann Maxwell & Hippel LLP
204 State Street
Harrisburg, PA 17101
Fax (717) 234-9734
walter.cohen@paonline.com