



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265
ISSUED: March 10, 2006

IN REPLY PLEASE
REFER TO OUR FILE
C-20055305; et al

VINCENT HORVATH
2738 WHITEWOOD ROAD
BETHLEHEM PA 18017

DOCUMENT
FOLDER

Vincent Horvath; et al v. Utilities, Inc.-Westgate

TO WHOM IT MAY CONCERN:

Enclosed is a copy of the Initial Decision of Administrative Law Judge Angela T. Jones.

An original and nine (9) copies of signed exceptions to the decision, if any, **MUST BE FILED WITH THE SECRETARY OF THE COMMISSION 2ND FLOOR, KEYSTONE BUILDING, 400 NORTH STREET, HARRISBURG, PA OR MAILED TO P.O. BOX 3265, HARRISBURG, PA 17105-3265**; a copy in the hands of the Office of Special Assistants, Third Floor; and a copy in the hands of each party of record no later than **March 20, 2006, in hand, by 4:30 P.M.** 52 Pa. Code §1.56(b) cannot be used to extend the prescribed period for the filing of exceptions or reply exceptions.

Replies to exceptions, if any, must be served on the Secretary of the Commission, in the manner described above, no later than **March 27, 2006, in hand by 4:30 P.M.** as well as served upon the parties. A certificate of service shall be attached to the filed exceptions.

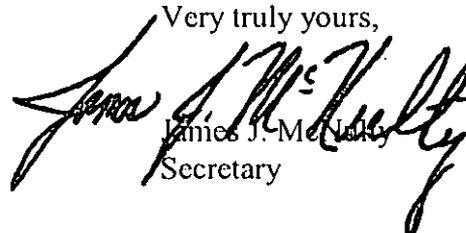
Exceptions and reply exceptions shall obey 52 Pa. Code 5.533 and 5.535, particularly the 40-page limit for exceptions and the 25-page limit for replies to exceptions. Exceptions should be clearly labeled as "EXCEPTIONS OF (name of party) - (protestant, complainant, staff, etc.)".

Any reference to specific sections of the Administrative Law Judge's Initial Decision shall include the page number(s) of the cited section of the decision.

Parties are also requested to provide the Commission's Office of Special Assistants with a copy of exceptions/reply exceptions on a computer disk, 3 1/2" in size, in Microsoft Word 6.0 format. If Word 6.0 is not available, either Wordperfect 5.1 or ASCII format is acceptable.

MMB
Encls.
Certified Mail
Receipt Requested

Very truly yours,


James J. McNeely
Secretary

See attached list for additional parties

September 9, 2005 through October 27, 2005.¹ The Office of Consumer Advocate (“OCA”) in its formal Complaint filed November 1, 2005, alleged that the water failed to meet minimum standards of the Pennsylvania Safe Drinking Water Act, which are incorporated into the Public Utility Commission regulations at 52 Pa. Code §§65.17-65.18 or the U.S. Environmental Protection Agency guideline for sodium levels. The OCA concluded that the water service provided by UIW was inadequate and did not meet the statutory requirement at 66 Pa. C.S. §1501. By Order dated November 15, 2005, I consolidated the individual complaints to one proceeding.

On December 19, 2005, Mrs. Dolores Kennedy sent correspondence stating that her husband, Floyd Kennedy had passed away.² Mrs. Kennedy’s correspondence requested that her complaint be withdrawn. I granted her request by Order dated January 24, 2006, the formal Complaint at Docket No. C-20055392 was deemed withdrawn.

An Initial Hearing Notice dated November 30, 2005, scheduled a hearing for Wednesday, February 1, 2006, at 10:00 a.m. This Hearing Notice was revised by my Prehearing Conference Order dated January 18, 2006, advising the parties that the scheduled initial hearing was to be a prehearing conference and not an evidentiary hearing as there were matters that needed to be discussed before a hearing could begin.

The parties engaged in negotiations to attempt to settle the dispute raised by the formal Complaints. By telephone and electronic mail on January 30, 2006, I received communication that the parties had reached a settlement of this dispute. Counsel for OCA stated that they would direct and obtain signatures from all of the complainants. The parties requested and I granted the request that the prehearing conference be canceled.

¹ The individual pro se complainants were: Vincent Horvath, C-20055305; Sandy & Victor Berkey C-20055316; Richard & Juliette Laury C-20055317; Parveen & Pramila Gupta C-20055318; Armando Villani C-20055319; Anthony A. Strobel C-20055320; Elaine D. Hokenson C-20055321; George J. Raykos C-20055324; Mr. & Mrs. John Horvath C-20055346; Jeffrey B. Benner C-20055374; Floyd & Dolores Kennedy C-20055392; Lisa & David Balash C-20055406; Donald Wertman C-20055417; Kris & Joe Saveri C-20055470 and Frederick M. Ronca C-20055494 (fifteen in all, collectively, “complainants”).

² Floyd and Dolores Kennedy filed a formal Complaint at Docket No. C-20055392 on October 3, 2005.

On February 16, 2006, the UIW, the complainants and OCA (collectively, "Joint Petitioners") submitted a fully executed Joint Petition for Approval of Proposed Settlement ("Settlement Petition") for my review. The Settlement Petition was signed by the all fourteen (14) remaining pro se complainants, the OCA and UIW and is attached hereto as Attachment 1. This matter is ready for decision.

TERMS AND CONDITIONS OF THE SETTLEMENT PETITION

The Settlement Petition at these dockets is a means to resolve the water quality problems experienced by the customers of UIW. This settlement mirrors a previously filed settlement at Docket Nos. A-210072F0003, A-230063F0003, A-230013F0004 and A-210093F0002 where UIW and two sister subsidiaries all owned by Utilities, Inc. sought PUC approval of a change in control through the stock transfer from Nuon Global Solutions USA, Inc., to Hydro Star LLC. The Joint Petitioners agree to the following: (a) upon Commission approval of the settlement, UIW will take the means necessary to allow full utilization of the City of Bethlehem ("City") interconnection to provide water service to current and prospective UIW customers; (b) the revenue requirement to facilitate the UIW--City of Bethlehem interconnection to meet the customers' needs will be no more than \$155,168 or no more than a 72.68% increase in current revenues; (c) UIW will submit no later than December 31, 2006, a short-form rate filing and customer notice of the proposed rate change needed to purchase water from the City to meet the domestic and fire protection need of UIW customers pursuant to 66 Pa. C.S. § 1308(d); (d) after the short-form rate filing³, UIW will furnish water service for domestic and fire protection purposes through the activated City interconnection, UIW will not permanently abandon its current supply sources until a backup interconnection with the City is reliably in place and UIW will charge customers for the cost of water purchased from the City according to Commission-approved tariffs; (e) OCA will review the short-form rate filing prior to submission to the Commission raising any issues informally with the aim to resolve them promptly to avoid a contested proceeding; (f) UIW agrees to establish a Customer Advisory Board to meet at a

³ The Joint Petitioners have agreed that the short-form rate filing will reflect certain accounting amortization periods and elimination of identified expenses.

minimum quarterly facilitating timely communication between UIW and its customers; (g) UIW will reformat its bills⁴ yielding a clear and concise presentation of charges within thirty (30) days of the PUC approval of a new tariff; (h) UIW will issue bills on a monthly basis within thirty (30) days of PUC approval of a new rate tariff; (i) bill inserts regarding conservation information will be provided within sixty (60) days following PUC approval of a new tariff; (j) remediation of the property owned by Richard and Juliette Laury at 1250 Wynnewood Drive, Bethlehem, Pennsylvania 18017 will occur at the earliest possible time after the Settlement is approved; and (k) as a result of the executed Settlement Petition all formal Complainants at this consolidated docket are deemed withdrawn.

The Settlement Petition is proposed by the Joint Petitioners to settle the case and is made without any admission against or prejudice to any positions which any joint petitioner might adopt during subsequent litigation, including further litigation in this case or other associated formal complaints if the settlement is rejected by the Commission or if any of the Joint Petitioners withdraw from the settlement as provided in the Petition. The settlement is conditioned upon the Commission's approval of all terms and conditions contained therein. If the Commission should fail to grant such approval or should modify the terms and conditions, the settlement may be withdrawn upon written notice to the Commission and all parties within five (5) business days by any withdrawing joint petitioner and, in such event, shall be of no force and effect. In the event that the Commission does not approve the settlement or any party elects to withdraw as noted above and the proceeding continues to hearing, the Joint Petitioners reserve their respective rights to resume the proceeding for appropriate briefing and updating or supplementing the record as required.

If the Initial Decision adopts the settlement as proposed, the Joint Petitioners agree to waive the filing of Exceptions. However the Joint Petitioners do not waive their rights to file Exceptions with respect to any modifications to the terms and conditions of the settlement, or any additional matters, proposed by the Initial Decision. In the event of filed Exceptions to the

⁴ The reformatted bills will occur at a time to closely coincide with the change to use the City-purchased water.

settlement, Joint Petitioners reserve the right to file Reply Exceptions. The Settlement Petition is proposed by the Joint Petitioners to settle this case and shall not be cited or constituted as controlling precedent in this or any other jurisdiction.

DISCUSSION

In reviewing the settlement, the issue which must be addressed is whether the settlement is in the public interest.

The settlement resolves the dispute of the complainants and OCA with a least-cost remedy for the quality of water issues. Approval of the Settlement Petition will result in the supply of water for the complainants from the City of Bethlehem ("City"). The City has agreed to sell the supply to UIW under its current resale tariff. This change in the source of water addresses quality matters and will result in no more than \$155,168 or a 72% increase in revenues according to calculations and considerations identified by OCA. Other factors agreed to by the Joint Petitioners to mitigate the effects of increased rates because of the purchased water from the City include: (a) new bill format, the presentation to more clearly show monthly customer usages and charges; (b) frequency of billing changed to monthly from quarterly; and (c) bill inserts providing conservation information.

The statements in support filed by the Joint Petitioners state that the terms and conditions of the proposed settlement represent a fair, reasonable and satisfactory resolution of the issues and claims arising in this proceeding. The statements declare that the settlement is in the public interest and meets the Commission's policies promoting such resolutions. The Commission and the Joint Petitioners have avoided incurring additional time, expense and uncertainty that are inherent in further litigation. The settlement negates the need for cross-examination of witnesses, the preparation of main briefs, reply briefs, exceptions and reply exceptions, and potential appeals. Thus, the settlement as a resolution yields conservation of resources of this Commission and Joint Petitioners in avoiding a fully litigated proceeding while reaching a just, reasonable and non-discriminatory result.

For the foregoing reasons, I find that the Settlement is in the public interest and recommend its adoption in its present form without amendment.

CONCLUSIONS OF LAW

1. The Commission has jurisdiction over the subject matter and parties to this proceeding.
2. The Joint Petition for Approval of Proposed Settlement submitted by the complainants, OCA and UIW is in the public interest.

ORDER

THEREFORE,

IT IS ORDERED:

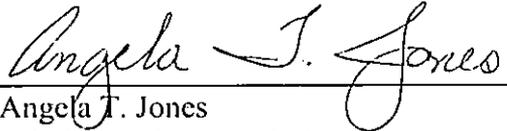
1. That the terms and conditions contained in the Joint Petition for Approval of Proposed Settlement submitted by Vincent V. Horvath, Sandy & Victor Berkey, Richard E. & Juliette A. Laury, Parveen & Pramila Gupta, Armando Villani, Anthony Strobel, Elaine D. Hokenson, George J. Raykos, Mr. & Mrs. John Horvath, Jeffrey B. Benner, Lisa & David Balash, Donald Wertman, Kris & Joe Saveri, Frederick M. Ronca, the Office of Consumer Advocate and Utilities, Inc. – Westgate are approved.

2. That pursuant to the terms of the settlement agreement, the following formal Complaints alleging water quality issues in the Utilities, Inc. – Westgate service territory are deemed withdrawn:

- a. Vincent Horvath v. Utilities, Inc. – Westgate at Docket No. C-20055305;
- b. Sandy & Victor Berkey v. Utilities, Inc. – Westgate at Docket No. C-20055316;
- c. Richard & Juliette Laury v. Utilities, Inc. – Westgate at Docket No. C-20055317;
- d. Parveen & Pramila Gupta v. Utilities, Inc. – Westgate at Docket No. C-20055318;
- e. Armando Villiani v. Utilities, Inc. – Westgate at Docket No. C-20055319;
- f. Anthony A. Strobel v. Utilities, Inc. – Westgate at Docket No. C-20055320;
- g. Elaine D. Hokenson v. Utilities, Inc. – Westgate at Docket No. C-20055321;
- h. George J. Raykos v. Utilities, Inc. – Westgate at Docket No. C-20055324;
- i. Mr. & Mrs. John Horvath v. Utilities, Inc. – Westgate at Docket No. C-20055346;
- j. Jeffrey B. Benner v. Utilities, Inc. – Westgate at Docket No. C-20055374;
- k. Lisa & David Balash v. Utilities, Inc. – Westgate at Docket No. C-20055406;
- l. Donald Wertman v. Utilities, Inc. – Westgate at Docket No. C-20055417;
- m. Kris & Joe Saveri v. Utilities, Inc. – Westgate at Docket No. C-20055470;
- n. Frederick M. Ronca v. Utilities, Inc. – Westgate at Docket No. C-20055494; and
- o. Office of Consumer Advocate v. Utilities, Inc. – Westgate at Docket No. C-20055509.

3. That upon entry of the Pennsylvania Public Utility Commission's order approving the settlement signed by the complainants, the Office of Consumer Advocate and Utilities, Inc. – Westgate at Docket Nos. C-20055305, C-20055316, C-20055317, C-20055318, C-20055319, C-20055320, C-20055321, C-20055324, C-20055346, C-20055374, C-20055406, C-20055417, C-20055470, C-20055494 and C-20055509 shall be marked closed by the Secretary's Bureau.

Dated: February 28, 2006



Angela J. Jones
Administrative Law Judge

ATTACHMENT 1

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

VINCENT V. HORVATH;	:	Docket Nos.	C-20055305
SANDY & VICTOR BERKEY;	:		C-20055316
RICHARD E. & JULIETTE A. LAURY;	:		C-20055317
PARVEEN & PRAMILA GUPTA;	:		C-20055318
ARMANDO VILLANI;	:		C-20055319
ANTHONY A. STROBEL;	:		C-20055320
ELAINE D. HOKENSON;	:		C-20055321
GEORGE J. RAYKOS;	:		C-20055324
MR. & MRS. JOHN HORVATH;	:		C-20055346
JEFFREY B. BENNER;	:		C-20055374
LISA & DAVID BALASH;	:		C-20055406
DONALD AND ROSALIE WERTMAN;	:		C-20055417
KRIS & JOE SAVERI;	:		C-20055470
FREDERICK M. RONCA and	:		C-20055494
OFFICE OF CONSUMER ADVOCATE,	:		C-20055509

DOCKETED
MAR 14 2006

Complainants

v.

UTILITIES, INC. - WESTGATE,

Respondent

**DOCUMENT
FOLDER**

JOINT PETITION FOR APPROVAL OF PROPOSED SETTLEMENT

TO THE HONORABLE, ADMINISTRATIVE LAW JUDGE (ALJ) ANGELA T. JONES:

Pursuant to Section 5.232 of the Pennsylvania Public Utility Commission's ("PUC" or "Commission") regulations, 52 Pa. Code § 5.232, the nineteen individual Formal Complainants named above, Complainant the Office of Consumer Advocate (OCA) and Utilities, Inc.-Westgate (Westgate or Company) (collectively "Joint Petitioners"), hereby submit this Joint Petition for Approval of Proposed Settlement ("Joint Petition") in this proceeding. The Joint Petitioners seek Commission approval of the terms set forth below and agree that it is in the public interest for entry of a PUC Final Order approving this Petition on or before the Commission's scheduled public

meeting of March 9, 2006. Joint Petitioners further aver, in support of this Joint Petition, the following:

A. BACKGROUND

1. The above-captioned proceeding was commenced by the twenty-one customer Formal Complainants who seek improvements in the quality of the water that Westgate, a regulated public utility, provides them and approximately 680 other residential customers in Bethlehem, PA.¹ The OCA moved to consolidate all of the Formal Complaints with its own and ALJ Jones granted the motion on November 15, 2005.

2. The Formal Complaints allege, among other things, that customers in the Utilities, Inc. – Westgate territory receive water that is poor tasting, has an unpleasant odor and is "hard," in that it damaged the pipes, fixtures and appliances in customers' homes. The OCA's Formal Complaint alleges that the water does not meet the minimum standards of the Pennsylvania Safe Drinking Water Act, which are incorporated into Public Utility Commission regulations at 52 Pa.Code §§65.17-18, nor the US Environmental Protection Agency guideline for sodium levels; therefore, the OCA further alleges that the service provided by Westgate does not meet Section 1501 of the Public Utility Code, 66 Pa.C.S. §1501.

3. Since the commencement of this proceeding, the OCA and Westgate have engaged in productive exchanges of relevant information, obviating the need for extensive formal discovery.

4. In accordance with the Commission's Policy Statement encouraging negotiated settlement of contested proceedings, 52 Pa. Code §§ 5.231 and 69.391, Joint Petitioners OCA and Westgate engaged in negotiations to attempt to settle the dispute raised by the consolidated Formal

¹ Floyd and Dolores Kennedy also submitted a Formal Complaint, Docket No. C-20055392; however, by letter to ALJ Jones in October 2006, Mrs. Kennedy asked that the Formal Complaint be withdrawn and her name removed from the service list. By Order of January 24, 2006, ALJ Jones permitted the withdrawal of the Kennedy Complaint.

Complaints. These discussions resulted in this Joint Settlement Petition, which proposes a resolution of all outstanding issues in this proceeding, as set forth below.

5. The twenty-one individual Formal Complainants concur in the settlement and their signatures appear on this document.

B. SETTLEMENT TERMS

6. The terms and conditions comprising this Joint Petition are as follows:

a. Westgate, upon Commission approval of this Petition and as otherwise set forth below, will make the necessary engineering, technical and administrative improvements to allow full utilization of the City of Bethlehem interconnection to provide service to all current and prospective customers in the Westgate service territory.

b. Westgate and the OCA, after extensive review and analysis, represent that the total estimated additional revenue requirement to facilitate the Westgate/City of Bethlehem interconnection and the purchases of water to meet all customer needs will be no more than \$155,168 or an increase of no more than approximately 72.68% over current revenues.

c. The Company will submit within 60 days of all state regulatory approvals necessary to consummate the change in control of the parent, Utilities, Inc.², but no later than December 31, 2006, a short-form rate filing and prepare and send the statutory sixty-day notice to customers pursuant to Section 1308(d) of the Public Utility Code, 66 Pa.C.S. §1308(d). The notice will specify that the proposed rate change is needed to effect water purchases from the City of

² Through the Joint Application of Penn Estates, *et al.*, Docket Nos. A-210072F0003, A-230063F0003, A-230013F0004, and A-210093F0002, Westgate and its two sister subsidiaries, all owned by Utilities, Inc., seek PUC approval of a change in control through the transfer of stock from Nuon Global Solutions USA, Inc., to Hydro Star, a subsidiary of AIG. The provisions of this Joint Petition mirror the Joint Petition for Approval of Settlement submitted to ALJ Jones on January 24, 2006, in that docket. Both require the submission of the filing requisite to the relief agreed to (abandoning Westgate's current well sources in favor of purchased water from a neighboring jurisdictional utility, City of Bethlehem) within sixty days of the final state approval of the stock transfer, now pending in Florida, Illinois, Kentucky, Nevada, New Jersey, and North Carolina.

Bethlehem to meet Westgate customers' domestic and fire protection needs in lieu of Westgate's existing sources.

d. Upon Commission approval of a Utilities, Inc.-Westgate short form rate filing (*i.e.*, without testimony) consistent with PUC regulations, that seeks a rate adjustment of no more than 72.68% for Utilities, Inc.-Westgate to furnish this service, the City of Bethlehem interconnection will be fully activated simultaneous with the approval of the compliance tariff. Through this interconnection, all Westgate customers will receive water for all domestic and fire protection purposes from the City of Bethlehem. Westgate will not permanently abandon its current sources of supply unless and until a backup interconnection with the City is in place for system reliability purposes. The Company will thereafter charge all customers for the cost of water purchased from the City of Bethlehem in accordance with Commission-approved tariffs. Consistent with discussions prior to this Joint Petition, the short-form rate filing will reflect, *inter alia*, the following:

- Amortization periods for abandoned plant associated with use of existing sources of no less than fifteen (15) years;
- Elimination of purchased power, chemical, transportation, operator salary, taxes and benefit expense currently associated with use of existing sources.

e. OCA agrees to review the short-form rate filing in advance of submission to the PUC and to raise any issues informally with Westgate in hopes of resolving them promptly in order to avoid the delay associated with the filing of a formal complaint and an on-the-record contested proceeding.

f. Westgate agrees to establish a Customer Advisory Board ("CAB"). The proposed CAB will meet at least quarterly, or more frequently if necessary, to facilitate better and more timely communication between Westgate and its customers.

g. Westgate agrees to reformat its bills in order to provide a more clear and concise presentation of water service and supply charges within thirty days of PUC approval of a new tariff. The bill format change is to coincide as closely as possible in time with the change to using City of Bethlehem purchased water in lieu of existing sources.

h. Westgate agrees to issue bills on a monthly rather than quarterly basis within thirty days of Commission approval of a new rate tariff.

i. Westgate agrees to provide conservation information through bill inserts to all customers within sixty days following PUC approval of the new tariff.

j. Westgate agrees to complete the remediation of the property owned by Formal Complainants Richard & Juliette Laury at 1250 Wynnewood Drive, Bethlehem PA 18017 at the earliest possible time subsequent to the approval of this Joint Petition.

k. Upon PUC approval of this Joint Petition without modification, the Formal Complaints alleging water quality issues in the Westgate service territory may be deemed to be withdrawn.

C. RESOLUTION OF PROCEEDING

7. This Settlement is proposed by the Joint Petitioners to settle the above-captioned consolidated complaint dockets and is made without any admission against or prejudice to any positions that any Joint Petitioners might adopt during subsequent litigation, including further litigation in this case, if this Settlement is rejected by the Commission or withdrawn by any of the Joint Petitioners as provided below.

8. This Settlement is conditioned upon the Commission's approval of all terms and conditions contained herein. If the Commission should fail to grant such approval or should modify the terms and conditions herein, this Settlement may be withdrawn by any of the Joint Petitioners upon written notice to the Commission and all parties within five (5) business days, and in such event, this settlement shall be of no force and effect. In the event that the Commission does not

approve the Settlement or any Joint Petitioner elects to withdraw as provided above, the Joint Petitioners reserve their respective rights to request that the proceeding be resumed for the submission of briefs, reply briefs and updating or supplementing the record, as needed.

9. If the Presiding Administrative Law Judge, in the Initial Decision, recommends that the Commission adopt the Settlement as herein proposed, the Joint Petitioners agree to waive the filing of exceptions. However, the Joint Petitioners do not waive their rights to file exceptions with respect to any modifications to the terms and conditions of this Joint Petition, or any additional matters, proposed by the Administrative Law Judge in the Initial Decision. The Joint Petitioners also reserve the right to file reply exceptions.

10. This Joint Petition shall become effective immediately upon the entry of a Final Order by the Commission ratifying and accepting this Joint Settlement Petition in its entirety without modification.

11. The Joint Petitioners agree that this Joint Settlement shall not constitute or be cited as controlling precedent in this or any other jurisdiction.

12. The Joint Petitioners submit that approval of this Joint Petition is in the public interest. In recognition of the Commission's policy in favor of seeking negotiated settlements to contested proceedings, the Joint Petitioners have reached an amicable resolution to this dispute as embodied in this Joint Petition. Approval of this Joint Petition will permit the Commission and the parties to avoid incurring the time, expense and uncertainty of further litigation. See 52 Pa. Code § 69.391.

WHEREFORE, the Joint Petitioners respectfully request that the Commission approve the Settlement Terms proposed herein in their entirety.

Respectfully submitted,

McNEES WALLACE & NURICK LLC

By 
James P. Dougherty
Susan E. Bruce
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Fax (717) 237-5300
jdougher@mwn.com
sbruce@mwn.com

Counsel to Utilities, Inc.-Westgate

Dated 2/14/06

OFFICE OF CONSUMER ADVOCATE

By 
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Christine Maloni Hoover
Senior Assistant Consumer Advocates
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Forum Place, 5th Floor
Harrisburg, PA 17101-1923
Tel. (717) 783-5048
Fax (717) 783-7152

Counsel for Irwin A. Popowsky, Consumer Advocate

Dated 2/8/2006

WHEREFORE, the Joint Petitioners respectfully request that the Commission approve the Settlement Terms proposed herein in their entirety.

Respectfully submitted,

McNEES WALLACE & NURICK LLC

By _____

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Susan E. Bruce
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Harrisburg, PA 17108-1166
Tel. (717) 232-8000
Fax (717) 237-5300
jdougher@mwn.com
sbruce@mwn.com

Counsel to Utilities, Inc.-Westgate

Dated _____

OFFICE OF CONSUMER ADVOCATE

By  _____

Dianne E. Dusman
Christine Maloni Hoover
Senior Assistant Consumer Advocates
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Fax (717) 783-7152

Counsel for Irwin A. Popowsky, Consumer Advocate

Dated 2/3/2006

Act 294

Case Identification:

C-20055305, et al.; Vincent Horvath, et al.
v. Utilities, Inc. - Westgate

Initial Decision By:

ALJ Angela T. Jones

Deadline for Return to OSA:

March 24, 2006

DOCUMENT
FOLDER

This decision has not been reviewed by OSA.

DOCKETED
MAR 28 2006

* * * * *

RECEIVED
2006 MAR 27 PM 1:13
F.A.P.U.
SECRETARY'S BUREAU

I want full Commission review of this decision.

Commissioner

Date

I do not want full Commission review of this decision.

Spandell F. Spillard

Commissioner

MAR 23, 2006 x

Date

Act 294

Case Identification: C-20055305, et al.; Vincent Horvath, et al.
v. Utilities, Inc. - Westgate

Initial Decision By: ALJ Angela T. Jones

Deadline for Return to OSA: March 24, 2006

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OFFICE OF SPECIAL
ASSISTANTS

This decision has not been reviewed by OSA.

* * * * *

I want full Commission review of this decision.

Commissioner

Date

I do not want full Commission review of this decision.

✓ James H. Cawley 3/24/06
Commissioner Date

SB

Act 294

Case Identification: C-20055305, et al.; Vincent Horvath, et al.
v. Utilities, Inc. - Westgate

Initial Decision By: ALJ Angela T. Jones

Deadline for Return to OSA: March 24, 2006

This decision has not been reviewed by OSA.

* * * * *

I want full Commission review of this decision.

Commissioner

Date

I do not want full Commission review of this decision.

Bill Shane SB

Commissioner

3/21/06

Date

Act 294

Case Identification: C-20055305, et al.; Vincent Horvath, et al.
v. Utilities, Inc. - Westgate

Initial Decision By: ALJ Angela T. Jones

Deadline for Return to OSA: March 24, 2006

This decision has not been reviewed by OSA.

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2006 MAR 27 AM 7:04
OFFICE OF SPECIAL
ASSISTANTS

* * * * *

I want full Commission review of this decision.

Commissioner

Date

I do not want full Commission review of this decision.

Kim Fitzgerald

Commissioner

3/24/06
_____ x

Date

DATE: March 30, 2006

SUBJECT: C-20055305; et al

TO: Office of Administrative Law Judge
Susan Hoffner

FROM: James J. McNulty
Secretary
nvl

DOCUMENT
FOLDER

VINCENT HORVATH; ET AL
V.
UTILITIES, INC. - WESTGATE

The Initial Decision Granting Motion to Dismiss has been served upon all parties of interest.

Neither exceptions nor requests for review from the Commissioners have been received by the Commission. This matter is referred to your office for whatever action you deem necessary.

cc: Office of Special Assistants

DOCKETED
APR 5 2006

P.S. Please note that exceptions or reply exceptions may come in timely with certificates of mailings. A second memo will not be released for these exceptions.