



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
Office of Administrative Law Judge  
P.O. BOX 3265, HARRISBURG, PA 17105-3265  
November 3, 2005

IN REPLY PLEASE  
REFER TO OUR FILE

In Re: C-20055340

(SEE ATTACHED LIST)

# DOCUMENT FOLDER

Phyllis E. Gibson v. Duquesne Light Company

Requests payment arrangements.

### Telephone Hearing Notice

This is to inform you that a hearing by telephone on the above-captioned case will be held as follows:

Type: Initial telephonic hearing  
Date: Wednesday, December 21, 2005  
Time: 2:00 p.m.  
Presiding: Special Agent Amanda N. Rumsey  
P.O. Box 3265  
Harrisburg, PA 17105-3265  
Phone: 717.783.5452  
Fax: 717.787.0481

**DOCKETED**  
NOV 10 2005

The special agent will be presiding as authorized by 52 Pa. Code §56.174.

At the above date and time, the Presiding Officer will contact the parties as follows:

Phyllis E. Gibson	412.323.0789
Regina M. Sestak, Esquire	412.393.1546

RJP

If you have not provided a current telephone number where you can be reached for participation in the hearing OR YOUR AREA CODE HAS CHANGED, then you must contact the presiding officer at least 7 days before the actual hearing and provide the necessary information.

If you have any hearing exhibits to which you will refer during the hearing, 3 copies must be sent to the Special Agent and 1 copy each must be sent to every other party. All copies must be received at least 3 days before the hearing.

*Attention: You may lose the case if you do not take part in this hearing and present facts on the issues raised.*

Except for those individuals representing themselves, the Commission's rules require that all parties have an attorney; therefore, you should have an attorney of your choice file an entry of appearance before the scheduled hearing.

If you are a person with a disability, and you wish to attend the hearing, we may be able to make arrangements for your special needs. Please call the scheduling office at the Public Utility Commission at least (2) two business days prior to your hearing:

- Scheduling Office: 717.787.1399
- AT&T Relay Service number for persons who are deaf or hearing-impaired: 1.800.654.5988

pc: SA Rumsey  
Susan Licon  
Beth Plantz  
Docket Section  
Calendar File



**Duquesne Light**

Our Energy... Your Power

**Regina M. Sestak**  
Assistant General Counsel

Legal Department  
411 Seventh Avenue, 8-2  
Pittsburgh, PA 15219

Tel 412-393-1546  
Fax 412-393-1418  
rsestak@duqlight.com

PLEASE DOCKET

RECEIVED

2005 DEC 19 AM 8:31

PA PUC  
SECRETARY'S BUREAU

December 14, 2005

Special Agent Amanda Rumsey  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

RE: Phyllis E. Gibson v. Duquesne Light Company, Docket No. C-20055340

Dear Special Agent Rumsey:

Enclosed are three copies of the following documents that Respondent Duquesne Light Company intends to offer into evidence at the telephonic hearing in the above-referenced matter scheduled for Wednesday, December 21, 2005, at 2:00 p.m.:

- Exhibit 1 - Statement of Account
- Exhibit 2 - Usage Comparison Report
- Exhibit 3 - Chronological Summary of PUC Orders and Payment Arrangements
- Exhibit 4 - Computer Screen Print-out showing BCS Decision, BCS #1841390
- Exhibit 5 - Computer Screen Print-out showing BCS Decision, BCS #1943958
- Exhibit 6 - Computer Screen Print-out showing BCS Decision, BCS #1970431
- Exhibit 7 - Computer Screen Print-outs, CACS ZWIN & ZHIS

Respondent reserves the right to offer addition exhibits, if necessary, to respond to matters raised by Complainant at hearing. A copy of each exhibit is being mailed to Complainant in accordance with Commission regulations.

Sincerely,

Regina M. Sestak  
Attorney for Duquesne Light Company

**DOCUMENT  
FOLDER**

PA PUC

DEC 16 11 51 AM '05

c: Phyllis Gibson (with enclosures)

**BTI**

PLEASE DOCKET

# Duquesne Light Company

Legal Services  
411 Seventh Avenue, 8-2  
Pittsburgh, PA 15219

## Facsimile Cover Sheet

**To:** Special Agent Amanda N. Rumsey  
**Company:** Pennsylvania Public Utility Commission  
**Phone:** 717-783-5452  
**Fax:** 717-787-0481

**RECEIVED**

DEC 22 2005

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

**From:** Regina M. Sestak, Attorney  
**Company:** Duquesne Light Company  
**Phone:** 412/393-1546  
**Fax:** 412/393-1418

RECEIVED  
OFFICE OF C.A.L.J.  
05 DEC 21 PM 3:40

PA PUC

**Date:** December 21, 2005

**Pages including this cover page:** 2

**Re:** Phyllis E. Gibson v. Duquesne Light Company, Docket No. C-20055340  
As we discussed, a fax addressed to "Public Utilities Commission" and bearing a notation on the bottom "Duquesne Light Co. Fax 412-393-1418" was received by Duquesne Light Company's Legal Unit fax machine this morning at 11:32. Because it did not include my name, it was not delivered to me and I was not aware of it prior to the hearing. Here is a copy of that fax. The fax indicates that an agreement was made; this is not completely accurate. Duquesne Light's Regulatory Analyst Marie Tamilia discussed payment agreements with Complainant twice in attempting to resolve this matter. However, Duquesne Light does not consider an agreement to be in place because Complainant failed to return an executed settlement agreement and failed to make payments in accordance with either the first agreement discussed or the modification of that agreement discussed more recently.

IF YOU HAVE NOT RECEIVED ALL OF THE PAGES INDICATED, PLEASE CALL (412) 393-1546

VERIFIED BY: \_\_\_\_\_

TIME: \_\_\_\_\_

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL, PROPRIETARY AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U. S. POSTAL SERVICE. THANK YOU.

DOCUMENT FOLDER

[Click here and type return address and phone and fax numbers]

**Company Name Here**

# Fax

**To:** Public Utilities Commission      **From:** Phyllis Gibson

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**Fax:** 717 787 0481      **Pages:** 1

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**Phone:** 717 783 5452      **Date:** 12/20/2005

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**Re:** Hearing Scheduled 12/21/05      **CC:** Duquesne Light Company

**Urgent**     **For Review**     **Please Comment**     **Please Reply**     **Please Recycle**

**Comments:** Please cancel the hearing scheduled December 21, 2005 with Duquesne Light Company for the following reasons. I have also talked to the Attorney at Duquesne Light and they are in agreement with the cancellation.

1. An agreement has been made for payment of the bill and the bill will be paid according to the agreement.
2. I am not available at the selected time
3. If this cannot be done, the time selected must be on the date I am not scheduled to work.

**RECEIVED**

DEC 22 2005

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

RECEIVED  
OFFICE OF CALL  
05 DEC 21 PM 3:40  
PA PUC

*Duquesne Light Co. Fax  
412-393-1418*

# Chapter 56 Hearing Report

Please Check Those Blocks Which Apply

Docket No.:	C-20055340		YES	NO
Case Name:	Phyllis E Gibson v Duquesne Light Company	Prehearing Held:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		Hearing Held:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Testimony Taped:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		Transcript Due:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Location:	Harrisburg	Hearing Concluded:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Further Hearing Needed:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Date:	December 21, 2005	Estimated Add'l Days:		
Special Agent:	SA Amanda N. Rumsey	RECORD CLOSED:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		DATE:	12/21/05	
		Briefs to be Filed:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		DATE:		
		Bench Decision:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		REMARKS:	Complainant failed to appear.	

DOCUMENT FOLDER

RECEIVED

JAN - 3 2006

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

PLEASE PRINT CLEARLY - Incomplete Information may result in delay of processing.

Name and Telephone Number	Address	Who are you representing?
Regina Sestak, Esq	411 7th Ave, 8-2  City: Pgh      State: PA      Zip: 15219	DLC
Telephone: 412-393-1546	E-mail Address:	Fax Number:
	City:      State:      Zip:	
Telephone:	E-mail Address:	Fax Number:
12/27/05 elpa	City:      State:      Zip:	
Telephone:	E-mail Address:	Fax Number:

Check this box if additional parties or attendees appear on back of form.

*Note: Completion of this form does not constitute an entry of appearance, see 52 Pa. Code §§1.24 and 1.25.*

Act 294

RECEIVED

2006 FEB -8 PM 1:40

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

Case Identification:

C-20055340; Phyllis E. Gibson v.  
Duquesne Light Company

Initial Decision By:

Amanda N. Rumsey, Special Agent

Deadline for Return to OSA:

February 6, 2006

This decision has not been reviewed by OSA.

DOCUMENT  
FOLDER

**DOCKETED**  
FEB 09 2006

\* \* \* \* \*

OFFICE OF SPECIAL  
ASSISTANTS

2006 FEB -8 AM 8:52

RECEIVED

I want full Commission review of this decision.

\_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Date

I do not want full Commission review of this decision.

*Spandell J. Spillard*

*FEB 8, 2006*

\_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Date

Act 294

Case Identification: C-20055340; Phyllis E. Gibson v. Duquesne Light Company

Initial Decision By: Amanda N. Rumsey, Special Agent

Deadline for Return to OSA: February 6, 2006

This decision has not been reviewed by OSA.

\* \* \* \* \*

RECEIVED  
2006 FEB - 7 AM 7:52  
OFFICE OF SPECIAL  
ASSISTANTS

I want full Commission review of this decision.

\_\_\_\_\_  
Commissioner Date

I do not want full Commission review of this decision.

✓ James H. Cawley 2/6/06  
Commissioner Date

*How*

Act 294

**Case Identification:** C-20055340; Phyllis E. Gibson v. Duquesne Light Company

**Initial Decision By:** Amanda N. Rumsey, Special Agent

**Deadline for Return to OSA:** February 6, 2006

This decision has not been reviewed by OSA.

RECEIVED  
2006 FEB - 7 AM 8:36  
OFFICE OF SPECIAL ASSISTANTS

\* \* \* \* \*

I want full Commission review of this decision.

\_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Date

I do not want full Commission review of this decision.

Bill. Shane, SB  
Commissioner

2/6/06  
Date

Act 294

**Case Identification:** C-20055340; Phyllis E. Gibson v. Duquesne Light Company

**Initial Decision By:** Amanda N. Rumsey, Special Agent

**Deadline for Return to OSA:** February 6, 2006

This decision has not been reviewed by OSA.

\* \* \* \* \*

RECEIVED  
2006 FEB - 7 AM 10: 29  
OFFICE OF SPECIAL  
ASSISTANTS

I want full Commission review of this decision.

\_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Date

I do not want full Commission review of this decision.

  
\_\_\_\_\_  
Commissioner

2/2/06  
\_\_\_\_\_  
Date

DATE: February 21, 2006

SUBJECT: C-20055340

TO: Office of Administrative Law Judge  
Susan Hoffner

FROM: James J. McNulty  
Secretary  
nvl

**DOCKETED**  
MAR 01 2006

PHYLLIS E. GIBSON

VS

DUQUESNE LIGHT COMPANY

**DOCUMENT  
FOLDER**

The Initial Decision 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

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.

Act 294

Case Identification: C-20055340; Phyllis E. Gibson v. Duquesne Light Company

Initial Decision By: Amanda N. Rumsey, Special Agent

Deadline for Return to OSA: February 6, 2006

This decision has not been reviewed by OSA.

\* \* \* \* \*

RECEIVED  
2006 JAN 31 AH 10:48  
OFFICE OF SPECIAL ASSISTANTS

I want full Commission review of this decision.

\_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Date

I do not want full Commission review of this decision.

*Terrance J. Fitzpatrick*  
\_\_\_\_\_  
Commissioner

*1/25/06*  
\_\_\_\_\_  
Date