

ORIGINAL

COMMONWEALTH OF PENNSYLVANIA

PUBLIC UTILITY COMMISSION

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Richard Caroto vs. Philadelphia Gas Works :
 Billing dispute. :
 Call of the Docket. :
 :
 :
 Initial hearing. :
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Docket No.
C-20066256

DOCUMENT
FOLDER

Pages 1 through 6

Hearing Room 1301
State Office Building
Broad and Spring Garden Streets
Philadelphia, Pennsylvania

DOCKETED
AUG 10 2006

Monday, June 5, 2006

Met, pursuant to notice, at 9:30 a.m.

BEFORE:

KY VAN NGUYEN, Administrative Law Judge

J.S.M.

APPEARANCES:

RICHARD CAROTO
1304 Rose Tree Lane
Havertown, Pennsylvania 19083
(For the Complainant)

LAURETO FARINAS, Esquire
1800 West Montgomery Avenue
Philadelphia, Pennsylvania 19122
(For Philadelphia Gas Works)

2006 JUN 21 AM 9:57
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Camp Hill, Pennsylvania 17011

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WITNESSES

DIRECT

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REDIRECT

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(None)

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FORM 1

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EXHIBIT INDEX

NUMBER
(None)

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FORM 1

P R O C E E D I N G S

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2 ADMINISTRATIVE LAW JUDGE KY VAN NGUYEN: Good morning
3 everyone. We open the record for a hearing on the complaint of
4 Richard Caroto versus Philadelphia Gas Works at Docket No. C-20066256.
5 My name is Ky Van Nguyen and I am the Administrative Law Judge
6 presiding at this hearing.

7 I would ask the parties to identify themselves for the record.

8 Mr. Caroto.

9 MR. CAROTO: My name is Richard Caroto.

10 JUDGE NGUYEN: And where do you live?

11 MR. CAROTO: 1304 Rose Tree Lane in Havertown, Pennsylvania,
12 19083.

13 JUDGE NGUYEN: Mr. Farinas.

14 MR. FARINAS: Good morning, Your Honor. Laureto Farinas,
15 Counsel on behalf of Philadelphia Gas Works. Your Honor, I am happy to
16 report that Mr. Caroto has graciously agreed to settle this matter with PGW
17 and if I could just give a brief summary.

18 JUDGE NGUYEN: Okay.

19 MR. FARINAS: This matter arises out of a lien that was filed on the
20 service address of 708 Edge Moore Road in Philadelphia. Mr. Caroto's
21 property was lien for the amount that was the final balance of an account
22 held by his father who is now deceased, when he was living at the address.

23 PGW and Mr. Caroto has had a discussion about the Municipal Lien
24 Act and we have explained how it works and how PGW because it is owned
25 by the City of Philadelphia, is able to assess a lien for municipal services

1 including gas services.

2 In settlement of this matter however, there was a remaining
3 balance on the account that wasn't covered by the lien, in the amount of
4 \$67.23. PGW has agreed to credit the account in that amount in order to
5 make the balance zero.

6 JUDGE NGUYEN: Okay. Is that agreeable to you?

7 MR. CAROTO: Yes, Your Honor. Like I told Mr. Farinas, the whole
8 reason I am here is because I just don't understand the fairness of a lien
9 being put on a property from the death of somebody else.

10 JUDGE NGUYEN: But the property belongs to your father?

11 MR. CAROTO: No, it belongs to me. It belongs to me since 1968.
12 First, they transferred the debt to my new gas account that I opened up
13 after he past away and then they took it off and said yes, they cannot
14 transfer his expense to me but then they put a lien on my property, so in
15 effect they are transferring it to me.

16 JUDGE NGUYEN: But are the terms agreeable to you?

17 MR. CAROTO: Yes. I just don't like the law.

18 JUDGE NGUYEN: Okay, thank you very much. You can go home
19 now.

20 MR. CAROTO: Thank you.

21 (Whereupon, at 9:40 a.m., the proceedings were concluded.)
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C E R T I F I C A T E

I hereby certify, as the stenographic reporter, that the foregoing proceedings were taken stenographically by me, and thereafter reduced to typewriting by me or under my directions; and that this transcript is a true and accurate record to the best of my ability.

COMMONWEALTH REPORTING COMPANY, INC.

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FORM 1