



PHILADELPHIA GAS WORKS

800 West Montgomery Avenue • Philadelphia, PA 19122

Danielle Leva, Paralegal
Legal Department
Direct Dial: 215-684-6862
FAX: 215-684-6798
E-mail: danielle.leva@pgworks.com

November 23, 2015

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

Re: David Hatchigian v. PGW, Docket No. C – 2015 – 2512918

Dear Secretary Chiavetta:

Pursuant to 52 Pa. Code §5.102, the Philadelphia Gas Works ("PGW") hereby files the original Motion for Summary Judgment 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: David Hatchigian (PGW Mail)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

David Hatchigian,	:	
Complainant	:	
v.	:	Docket No. C- 2015 – 2512918
	:	
Philadelphia Gas Works,	:	
Respondent	:	

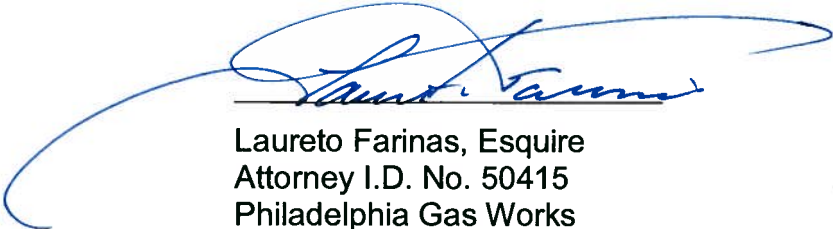
NOTICE TO PLEAD

To: David Hatchigian, Complainant:

Pursuant to 52 Pa. Code §5.102, you are hereby notified to file a written response to the enclosed Motion for Summary Judgment within twenty (20) days from service hereof or you may be deemed to be in default and relevant facts stated in these pleadings may be deemed admitted and a judgment may be entered against you.

Respectfully submitted,

November 23, 2015



Laureto Farinas, Esquire
Attorney I.D. No. 50415
Philadelphia Gas Works
800 W. Montgomery Avenue
Philadelphia, PA 19122
(215) 684-6982

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

David Hatchigian,	:	
Complainant	:	
v.	:	Docket No. C– 2015 – 2512918
	:	
Philadelphia Gas Works,	:	
Respondent	:	

**Philadelphia Gas Works’
Motion For Summary Judgement**

Pursuant to 52 Pa. Code §5.102, the Philadelphia Gas Works (“PGW”) hereby moves for a summary judgement and the dismissal of the above captioned matter on the grounds that the Complainant brings this matter against the Respondent, PGW, which has not and cannot demand the charges for the extension of gas service to a service address, which not within PGW’s jurisdictional service territory.

In support of this motion, PGW hereby avers the following:

1. On October 30, 2015, the Complainant, David Hatchigian, filed a formal complaint with the Commission against PGW, under Docket No. C– 2015 – 2512918.
2. Concurrent with the filing of this motion, PGW filed an Answer to the Complaint.
3. The Complaint disputes the amount charged to the Complainant for the provision and extension of gas service to 104 Wooded Lane in the township of Villanova, Pennsylvania (“Service Address”). The Service Address is not in the City of Philadelphia, Pennsylvania.
4. The named Respondent in this matter is PGW.
5. PGW does not provide gas service to 104 Wooded Lane in the township of Villanova, Pennsylvania.
6. PGW has not demanded that the Complainant pay \$3,600 for the extension of gas service to the Service Address.
7. PGW is permitted to provide gas service to customers (residential and commercial) pursuant to its Commission approved tariff only within the City of Philadelphia, Pennsylvania. The City of Philadelphia only is PGW’s jurisdictional service territory.

8. The Service Address is not located within the City of Philadelphia.
9. PGW is not permitted to provide gas service in Villanova, Pennsylvania. The Service Address is not in the City of Philadelphia and is therefore not within PGW's jurisdictional service territory.
10. The Service Address is located within the jurisdictional service territory of the PECO Energy Company, which is authorized to provide gas service in the township of Villanova, Pennsylvania pursuant to its Commission approved tariff.
11. The Complainant's communications on the substantive topic of the cost of extending gas service at the Service Address have been with the PECO Energy Company. (See the attachments to the Complaint in which all other correspondence with documentation concerning the extension of gas service at the Service Address is conducted with the PECO Energy Company.)
12. As the Service Address is located within the jurisdictional service territory of the PECO Energy Company, which is authorized to provide gas service in the township of Villanova, Pennsylvania, PECO Energy Company has demanded that the Complainant pay \$3,600 for the extension of gas service to the Service Address.
13. The Complainant misunderstands that the PECO Energy Company has demanded that the Complainant pay \$3,600 for the extension of gas service to the Service Address and not PGW.

WHEREFORE, PGW respectfully requests that the Commission dismiss this Complaint.

November 23, 2015

Respectfully submitted,



Laureto A. Farinas, Esq.
Philadelphia Gas Works
800 W. Montgomery Avenue
Philadelphia, PA 19122

VERIFICATION

I, Laureto Farinas, hereby declare that I am counsel to the Philadelphia Gas Works; and that as such, I am authorized to make this verification on its behalf, that the facts set forth in the foregoing Answer are true to the best of my knowledge, information and belief, and that I expect to be able to prove these at a hearing held in this matter. I make this verification subject to the penalties of 18. Pa. C.S. §4904, pertaining to false statements to authorities.

Date: November 23, 2015



Laureto Farinas

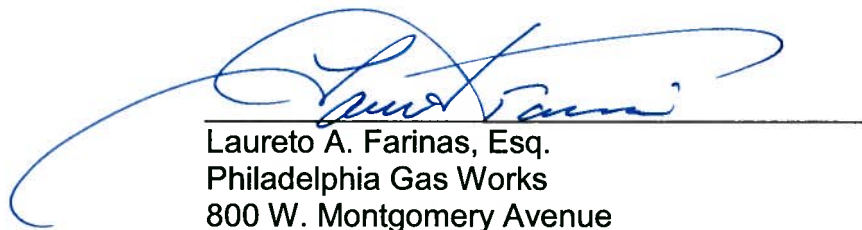
CERTIFICATE OF SERVICE

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 § 1.54 (RELATING TO SERVICE BY A PARTICIPANT).

For Complainant:

Mr. David Hatchigian
2414 Township Line
Havertown, PA 19083

November 23, 2015



Laureto A. Farinas, Esq.
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Philadelphia, PA 19122
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