

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PETER HART :
 :
 v. : Docket No. C-2016-2523640
 :
 UGI UTILITIES, INC. – GAS DIVISION :

NOTICE TO PLEAD

Pursuant to 52 Pa. Code § 5.421, the Complaint, Peter Hart, by and through his undersigned counsel, has filed an Application for Subpoena in the above-referenced matter. You are hereby notified that you may file a written response or objection within ten (10) days of service pursuant to 52 Pa. Code § 5.421(b)(3). An original copy of your response must be sent to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
PO Box 3265
Harrisburg, PA 17105-3265

A copy must also be served on the presiding Administrative Law Judge and the undersigned counsel.

SMITH LAW GROUP, LLC

Dated: 4/8/16

By: 

David W. Crossett, Esquire
Attorney ID 313031
14133 Kutztown Road
PO Box 626
Fleetwood, PA 19522
610-944-8406
dcrossett@smithlawgrp.com
Counsel for Peter Hart

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PETER HART	:	
	:	
v.	:	Docket No. C-2016-2523640
	:	
UGI UTILITIES, INC. – GAS DIVISION	:	

APPLICATION FOR SUBPOENA

AND NOW comes Complainant Peter Hart by and through his counsel, Smith Law Group, LLC and files this Application for Subpoena, pursuant to 52 Pa. Code § 5.421 to direct Mike Pawling to appear and testify at the Initial Call In Telephonic Hearing scheduled in the above-captioned case. In support thereof, Hart avers as follows:

I. INTRODUCTION

Hart filed a Formal Complaint against UGI Utilities, Inc. – Gas Division (“UGI”) on January 8, 2016. The parties are in the process of conducting informal discovery pursuant to 52, Pa. Code § 5.322. By Order dated March 7, 2016 this scheduled a Court Telephonic Hearing in the above-captioned case for April 28, 2016, at 10:00 a.m.

II. GROUNDS FOR THE SUBPOENA

The issue in this case is whether under 52 Pa. Code § 59.18d(1)(ii)(B) UGI properly gave “consideration” to Mr. Hart’s request for inside meter placement.

Mr. Pawling is the engineer for UGI who worked on Mr. Hart’s Property regarding actions showing that UGI failed to give any consideration to inside meter placement.

III. CONCLUSION

WHEREFORE, for all the foregoing reasons, Complainant Peter Hart respectfully requests that the presiding Administrative Law Judge issue a Subpoena requiring Mike Pawling to attend the Telephonic Hearing.

SMITH LAW GROUP, LLC

Dated: 4/8/16

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BEFORE THE
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Docket No. C-2016-2523640

CERTIFICATE OF SERVICE

I, David W. Crossett, Esq., certify that on the 8th day of April, 2016, I served a true and correct copy of the within Petition for Subpoena addressed as follows in the following manner:

Mary D. Long
Administrative Law Judge
Pennsylvania Public Utility Commission
Via email: malong@pa.gov

Mark C. Morrow, Esq.
Danielle Jouenne, Esq.
460 North Gulph Road
King of Prussia, PA 19406
Via e-service and mail

David B. MacGregor, Esq.
Devin T. Ryan, Esq.
Post & Schell, P.C.
Four Penn Center
1600 John F. Kennedy Blvd.
Philadelphia, PA 19103
Via e-service and mail

SMITH LAW GROUP, LLC

Dated: 4/8/16

By: 

David W. Crossett, Esquire
Attorney ID 313031
14133 Kutztown Road
PO Box 626
Fleetwood, PA 19522
610-944-8406
dcrossett@smithlawgrp.com
Counsel for Peter Hart



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION

In the Matter of:

Docket No. C-2016-2523640

Peter Hart

v.

UGI Utilities, Inc. – Gas Division

SUBPOENA

To: Mike Pawling
c/o Mark Morrow, Esq.
UGI Utilites, Inc.
460 North Gulph Road
PO Box 858
Valley Forge, PA 19482-0858

Pursuant to the authority of this Commission under §§309, 331(d)(2) and 333(j) of the Public Utility Code:

1. YOU ARE ORDERED by the Commission to call into 1-855-750-1027, Pin Number 341525, on April 28, 2016, at 10:00 AM, in the above case, to testify
(date)
on behalf of Plaintiff, Peter Hart and to remain until excused;

2. And bring with you and produce the following: N/A

This subpoena is issued subject to the provisions of 52 Pa. Code §5.421 (with regard to issuance, notice, service and witness fees).

BY THE COMMISSION

Date _____

Administrative Law Judge