

ORIGINAL

COMMONWEALTH OF PENNSYLVANIA

PUBLIC UTILITY COMMISSION

-----X
 Jamie Swelling vs. National Fuel :
 Gas Distribution Corporation. : Docket No.
 Billing dispute. Initial : C-20065896
 telephonic hearing. Telephonic :
 Call of the Docket. :
 -----X

Pages 1 through 53

Hearing Room #2
 Pittsburgh State Office Bldg.
 300 Liberty Avenue
 Pittsburgh, Pennsylvania

DOCUMENT
FOLDER

Tuesday, April 25, 2006

Met, pursuant to notice, at 9:00 a.m.

BEFORE:

Larry Gesoff, Administrative Law Judge

APPEARANCES:

Jamie Swelling, (pro se)
 521 W. 16th Street, 1st floor
 Erie, Pennsylvania 16502

Lee E. Hartz, Esq.
 P.O. Box 2081
 Erie, Pennsylvania 16512
 (For NFGD Corp.)

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1 ADMINISTRATIVE LAW JUDGE LARRY GESOFF: This
2 is the time and place set by the Pennsylvania Public
3 Utility Commission for an initial hearing by telephone
4 on the Complaint of Jamie Swelling against National
5 Fuel Gas Distribution Corporation at Docket C-20065896.

6 I am Larry Gesoff, the administrative law judge
7 assigned to this proceeding. I note the appearance of
8 Jamie Swelling on behalf of himself and Lee E. Hartz on
9 behalf of National Fuel Gas Distribution Corporation.

10 Mr. Swelling, you brought this complaint before
11 the Commission and you have the burden of proof, which
12 means that whatever testimony you put on has to outway
13 whatever testimony National Fuel Gas Distribution
14 Corporation puts on. I am going to swear you in now.
15 (Witness was sworn.)

16 JAMIE SWELLING

17 having been duly sworn, testified under oath as
18 follows:

19 DIRECT EXAMINATION

20 JUDGE GESOFF: State your name, please.

21 MR. SWELLING: Jamie Swelling.

22 JUDGE GESOFF: What is your address?

23 MR. SWELLING: 521 W. 16th Street, first
24 floor.

25 JUDGE GESOFF: Is that Erie, Pa. 16502?

1 MR. SWELLING: Yes.

2 JUDGE GESOFF: And you are a customer of
3 National Fuel at that address; is that correct?

4 MR. SWELLING: Yes, sir.

5 JUDGE GESOFF: That is an apartment; right?

6 MR. SWELLING: Yes.

7 JUDGE GESOFF: And who resides with you?

8 MR. SWELLING: Nobody.

9 JUDGE GESOFF: Well, I hear some voices in
10 the background. I hear some people.

11 MR. SWELLING: I am not home. I am at a
12 friend's house.

13 JUDGE GESOFF: You are not at 521 W. 16th
14 Street?

15 MR. SWELLING: No, I am not. I am staying
16 over at a friend's house.

17 JUDGE GESOFF: And what is your telephone
18 number at the W. 16th Street address?

19 MR. SWELLING: I don't have a phone. All I
20 have is my cell phone.

21 JUDGE GESOFF: You gave this number along
22 with the 521 W. 16th Street address on your complaint
23 form.

24 MR. SWELLING: This is my cell phone number.
25 I don't have a home phone.

1 JUDGE GESOFF: Oh, I am sorry. I beg your
2 pardon. Now I understand.

3 So you are saying that you reside alone at that
4 address?

5 MR. SWELLING: Yes.

6 JUDGE GESOFF: Okay. Can you tell me the
7 nature of your complaint?

8 MR. SWELLING: Okay. I moved in probably
9 about six or seven months ago. And a guy came out. I
10 guess he was an investigator or something. And he
11 said that me, Angelo Pulliam, and Melissa Knight,
12 Ronnie Knight, that we were all living there at the
13 same time.

14 JUDGE GESOFF: Okay. You gave some names and
15 could you go over them slowly, please.

16 MR. SWELLING: Angelo Pulliam, P-u-l-l-i-a-m.

17 JUDGE GESOFF: P-u-l -- is that two l's?

18 MR. SWELLING: Two, yeah.

19 JUDGE GERSOFF: Okay. Angelo Pulliam --

20 MR. SWELLING: And Melissa Knight and Ronnie
21 Knight. And he tried to figure that we were all living
22 there at the same time and which all of their bills
23 together, it came out to be like ten thousand dollars.
24 I wrote him a letter and said, if you look at the
25 usage from the time that they were living there and

1 from when I was living there, you can tell that I be
2 here by myself because I am never even home. If I lived
3 there with all of these people during the wintertime,
4 they could see a big difference in the gas from them
5 living there and from the time that I started living
6 there. For some reason, they think I was staying there
7 with them all of the time and I showed them my Florida
8 state I.D. I just moved up here from Florida, and I
9 gave them the address to where Melissa stayed in New
10 York, and that was at 41 Stewart Street, Buffalo, New
11 York. And I told him that Ronnie Knight was
12 incarcerated. So I don't feel that I was living with
13 them when Melissa Knight and Ronnie Knight had gas
14 service at 41 Stewart Street in Buffalo, New York, so
15 how can they be living in two spots at one time?

16 JUDGE GESOFF: Okay. I am taking notes.
17 Are you married, sir?

18 MR. SWELLING: No, I am not.

19 JUDGE GESOFF: Do you have any children?

20 MR. SWELLING: One.

21 JUDGE GESOFF: And how old is your child?

22 MR. SWELLING: Four.

23 JUDGE GESOFF: Where is your child living?

24 MR. SWELLING: She lives in Florida.

25 JUDGE GESOFF: All right. Do you have

1 anything else, sir, before I ask Mr. Hartz if he has
2 any questions for you?

3 MR. SWELLING: No, I don't.

4 JUDGE GESOFF: Okay. Mr. Hartz, do you have
5 any questions?

6 MR. HARTZ: Yes, Your Honor. Thank you.

7 CROSS EXAMINATION

8 BY MR. HARTZ:

9 Q Mr. Swelling, you said that you are at a
10 friend's house right now. Can you tell us what the
11 address is?

12 A 1286 E. Delaeen Street. D-e-l-a-e-a-n.

13 Q Are you staying there long term?

14 A No, I am just visiting.

15 Q When did you move to Pennsylvania?

16 A About seven months ago.

17 Q You don't recall what specific month?

18 A No, I don't. Go back seven or eight months.

19 Q If I were to say that you moved to
20 Pennsylvania in June, you wouldn't know if that is
21 right or not?

22 A I don't have the records here where I could
23 tell you the exact month and date that I came.

24 Q But right now you can't remember what month
25 it is?

1 A No, I can't.

2 Q And you came from Florida?

3 A Yes, sir.

4 Q Now, you had filed the formal PUC Complaint,
5 the reason why we are having this hearing, in February
6 of 2006; do you remember that?

7 JUDGE GESOFF: Hold on, Mr. Hartz. There was
8 some rattling by a microphone and I didn't pick up your
9 full question. You filed the formal PUC Complaint --

10 MR. HARTZ: In February of 2006.

11 Q Is that correct?

12 A Yes, it is.

13 Q And do you recall in March, specifically
14 March 10th of 2006, I sent a letter to you with an
15 answer to the Public Utility Commission that contained
16 an answer to your formal complaint?

17 A Yes, I do.

18 Q Do you have that document with you?

19 A No, I don't.

20 Q I asked and I guess this is a question that I
21 will pose to Your Honor. There was some New Matter
22 contained in that complaint to which we did not receive
23 a response, and generally the rules of the Public
24 Utility Commission would say that New Matter that
25 contains factual allegations and there was not a

1 response to that would be deemed admitted. For the
2 purposes of this proceeding, I am going to walk you
3 through some of those questions to see if you have any
4 knowledge of that, or would admit or deny the
5 statements that were made in that. Do you have that
6 document somewhere where you can get it or is it not
7 there because you are at a friend's house?

8 A I didn't know that I would need it, so I
9 didn't bring it with me.

10 Q Well, I will kind of walk you through that.

11 MR. HARTZ: Your Honor, if you have that, you
12 can get it.

13 JUDGE GESOFF: Yes, I have it.

14 BY MR. HARTZ:

15 Q On page 2, paragraph 8, National Fuel made
16 the statement that the Erie County Assessment Office
17 lists Angelo Pulliam and Melissa Knight as owners of
18 the premises. The premises is 521 W. 6th Street is the
19 address I have, or W. 16th Street, I am sorry.

20 Mr. Swelling, do you have any knowledge as to
21 whether or not that is a correct statement?

22 A I believe I have seen that on there, okay,
23 but, I mean, that has nothing to do with me. Once I
24 take over ownership of the apartment, whatever they
25 owe, I am not entitled to pay that bill.

1 Q Do you say you rent from them?

2 A Yes, sir.

3 Q Do you have a lease?

4 A I can get one.

5 Q Do you have one?

6 A No. They didn't ask me for one. All I did is
7 fill out an application and they didn't give me a lease
8 or nothing.

9 Q Why when you applied for service did you tell
10 the service representative that you had a lease?

11 A I don't recall telling her that.

12 Q You don't agree with that statement?

13 A No, I don't.

14 Q Paragraph 9 of the New Matter, National Fuel
15 avers that Angelo Pulliam and Melissa Knight resided at
16 the second floor unit, or the first floor unit, at the
17 address of 521 W. 16th Street. Also perhaps Carlota
18 Pulliam and Ronald Knight have lived at the address.
19 Do you have any knowledge whether or not any of those
20 individuals lived at the address?

21 A As far as I know, I know Angelo's mom lives
22 upstairs. As far as Ron Knight, I never met the guy.

23 Q Did you know either Melissa Knight or Angelo
24 Pulliam before they moved to Pennsylvania?

25 A No, I didn't. I met Angelo at a barber shop.

1 Q When was that?

2 A I don't know exactly. A couple of weeks
3 after I got here, because my sister stays up here, and
4 I was in with her, and I was going around trying to get
5 employment, and I ended up getting a job at a barber
6 shop, and Angelo told me that he would probably go to
7 school, and he had an apartment for rent, just from the
8 conversation that was going on in the barber shop.

9 Q What barber shop was that?

10 A At the time, it was called Bubka's World.

11 Q Where is that located?

12 A It's on W. 18th Street, right across the
13 street from Casandra's.

14 Q I am going to skip some of the paragraphs in
15 the New Matter based on what you said there. Paragraph
16 13 says that on July 29th, Mr. Jamie Swelling contacted
17 Nation Fuel and requested to have service at 521 W.
18 16th Street in your name. Is that a correct statement?

19 A Yes, it is.

20 Q It also states that at the time you provided
21 identification and stated that you had a lease for the
22 property. Is that a correct statement or not?

23 A No. I told you I don't recall saying that.

24 Q You don't recall or it's incorrect?

25 A I don't recall saying that. I don't know

1 if it's incorrect. I don't recall saying I have a
2 lease.

3 Q You don't remember one way or the other?

4 A Nope.

5 Q Then it says that after the delay resulting
6 from a leaky house line, a meter was set at the
7 premises on September 7th, 2005. Do you have any
8 knowledge of that situation?

9 A The pipe that was leaking, yeah.

10 Q Okay, what happened there?

11 A I called to tell them that I smelled gas and
12 I don't remember if it was that same day or the next
13 day that a technician came out and he found the leaks
14 and he tightened up the pipes.

15 Q Technician from where?

16 A National Fuel.

17 Q The pipes where?

18 A In the basement.

19 Q On which side of the meter, do you know that?

20 A No. I didn't go down there with him.

21 Q Well, the reason I asked is because it's not
22 generally National Fuel's practice to perform repairs
23 on the house line side of the meter and our records
24 indicate they were performed on the house line side.
25 Are you certain that it was a National Fuel technician

1 or perhaps it was someone else?

2 A I am positive, because the same guy that came
3 and turned on the gas is the same guy that went down
4 and he said he had a couple of pipes that was loose,
5 and he tightened them up, and this was information. I
6 don't know. Maybe he wasn't supposed to have did it,
7 but the guy that turned on the gas is the same guy that
8 came back fixed it.

9 Q Well, I know that according to our records,
10 the service man went out to the house and turned on the
11 gas again, but that would have been after any repairs
12 were effectuated. Was anyone else in the house
13 regarding the gas situation in the meantime?

14 A Nope.

15 Q Not that you can remember?

16 A I know there wasn't nobody there.

17 Q Now, you were just a tenant at this time; is
18 that correct?

19 A Yes, sir.

20 Q And National Fuel tells you that there were
21 leaks somewhere in the system or whatever. Did you
22 tell the landlord that?

23 A No. Because naturally if the gas gets turned
24 on the same day and within a few hours, you smell gas,
25 you are going to call National Fuel back because they

1 are the ones that just turned the gas on.

2 Q I guess I am a little confused as to what
3 happened.

4 A The gas got turned on in the morning time. I
5 guess it was in the morning. Don't quote me on that.
6 The gas got turned on that day. I smelled gas. As a
7 matter of fact, my neighbor across the street works for
8 National Fuel. I went and got her and she said that --
9 she came out and I said, do you smell gas and she said
10 yes. She gave me a 1-800 number or something to call
11 and I called. I can't remember if it was the same day
12 or that morning, but National Gas came out to check
13 that meter outside. He didn't see the meter outside.
14 He went in the basement for a minute, and he said I can
15 fix the problem, you have a couple of loose pipes. Now
16 you can take it that that is not National Fuel's
17 practice, but I know who fixed them.

18 Q And you say all of this happened on the same
19 day?

20 A I tell you, either the same day or the
21 following day.

22 Q Our records indicate -- see if you agree with
23 this or not -- we have agreed you applied for service on
24 7/29/05, which is July 29, 2005, and you said that is
25 correct; right?

1 A I believe so, yes.

2 Q Our records indicate that we checked the
3 meter on August 5th, 2005. Does that sound about
4 right?

5 A I didn't write this down on the calendar.
6 You have all of the documentation there. I didn't
7 write all of this down to say okay, I am going to have
8 a hearing on such and such a date. I can't say that.
9 The only thing I can do is remember what happened. I
10 don't know what day they happened on. All I remember
11 is what happened.

12 Q Well, the specific date is not necessarily
13 important. Do you remember it being about a week after
14 you applied for service that someone came and attempted
15 to set a meter?

16 A I don't know if I was there or not. All I
17 know, I was there when he came to turn the gas on. I
18 don't know nothing about coming to set no meter. I know
19 when I got there, there wasn't no meter.

20 Q Do you know why?

21 A No.

22 Q Our records also indicate then that we
23 attempted to reschedule the meter setting or turning on
24 the gas for about another week, August 16th. Nobody
25 was there. We tried again on August 22nd, and nobody

1 was there. Do you remember that at all?

2 A No, I don't.

3 Q The records indicate that the meter was
4 actually put in and the gas turned on in early
5 September, September 7th. Do you remember that? Does
6 that sound about right?

7 A I don't know. I didn't write these dates
8 down.

9 Q But you only remember one person showing up
10 at your house?

11 A I was working.

12 Q I thought you said before that you were in
13 when the guy came to turn the gas on?

14 A I did. There was the one time he came and
15 turned it on. I do remember that. He said that he had
16 to light the furnace and the water tank.

17 Q Do you remember if that was July, August or
18 September?

19 A I don't know. I mean, I didn't write the
20 dates down. I didn't write every time he came or
21 attempted to come up to turn the gas on. I didn't
22 write it down on the calendar.

23 Q Now, you said you smelled gas?

24 A Yes, I did.

25 Q And you called National Fuel?

1 A Yes.

2 Q Did you call a 1-800 number?

3 A I believe I called a 1-800 number. If I was
4 not home, I relied on the lady across the street
5 because she is the one that gave me the 1-800 number.
6 I believe it was a 1-800 number. She told me to call
7 and I don't know if they came out the same day that I
8 called or it was the first thing the next morning. But
9 I know that the same guy that turned the gas on was the
10 same guy that came back and fixed the meter.

11 Q We don't have any records of anyone calling
12 in to report a leakage of gas, which is something we
13 generally like to keep pretty tight records on. Do you
14 remember what month that was?

15 A The same day that the gas got turned on, I
16 smelled the leak. So whatever records that you have of
17 the day the gas got turned on, that same day. And I
18 know for a fact that somebody that came out from
19 National Fuel and checked the meter.

20 Q Well, that I would understand. Somebody
21 would definitely check the leak but they wouldn't fix
22 it.

23 A A hundred percent, the same guy that came out
24 and checked the leak, he fixed the leak. I am one
25 hundred percent sure on that.

1 Q Paragraph 14 states that September 12, 2005
2 -- I know you are not good with dates -- a National
3 Fuel Gas service man reported that Angelo Pulliam was
4 still residing at the residence and it did not appear
5 that Mr. Swelling resided there. Do you have any
6 knowledge of that?

7 A The day he came, Mr. Pulliam came to pick up
8 his rent money. And I guess him and the guy that came
9 got into some kind of verbal confrontation, you know,
10 about a bill that he owed. I don't know. I know that
11 they got into an argument about Angelo owed some money
12 and Melissa owed some money. I wasn't really paying
13 attention. I just walked off. That was their business.

14 Q So when you moved into the house, absolutely
15 nobody lived there?

16 A Not a soul.

17 Q Not Angelo Pulliam?

18 A No.

19 Q Not Melissa Knight?

20 A No.

21 Q He just happened to be there to pick up the
22 rent money that day?

23 A Yes, sir.

24 Q Do you know where he lives now?

25 A I believe he lives in Buffalo, New York.

1 Q Does he drive down to pick up the rent money?

2 A I give it to his mom upstairs.

3 Q You didn't give it to his mom that day,
4 though?

5 A He hadn't moved yet.

6 Q Where was he living?

7 A I don't know. All I know is he come back. I
8 don't hang with the guy, you know. I don't ask where
9 do you live. That is none of my business. All I know
10 is he come back and I give him his money, and he give
11 me a receipt, and he goes about his way, and I go about
12 mine.

13 Q All right. You said he hadn't moved so I
14 assume you knew where he lived. Did you know he lived
15 somewhere and then he moved?

16 A I know when I lived there, nobody stayed
17 there. There was no furniture, no nothing. The only
18 thing that was working there was the water.

19 Q And you don't know where Angelo Pulliam lived
20 when you moved in?

21 A No, I don't.

22 Q And he moved from wherever that was to
23 somewhere else; right?

24 A All I know was he said he was going to
25 school. Wherever he moved to, I haven't got the

1 slightest idea.

2 Q Okay. Paragraph 15 states that on September
3 13th, 2005, National Fuel conducted a security
4 investigation. During this investigation, Angelo
5 Pulliam states that he lived at the premises, 521 W.
6 16th Street, and Mr. Jamie Swelling also lived there.
7 Mr. Pulliam was informed by the Respondent that "we
8 need to verify Mr. Swelling's identity." Do you
9 remember that at all or have any recollection of that?

10 A No, I don't. We need to have Mr. Pulliam on
11 the phone so we can ask him some of these questions. I
12 can't answer questions of something that I have no
13 knowledge of.

14 Q You have no knowledge whatsoever?

15 A I can't answer questions for him. I can only
16 answer questions pertaining to me. I can't answer
17 questions about Melissa; I can't answer questions about
18 Ronnie; I can't answer questions about Angelo. I don't
19 know what went on before I got there. I can't answer
20 those questions. Those are questions that you should be
21 asking him.

22 Q You have no knowledge?

23 A Knowledge of what?

24 Q The statement that I just read?

25 A No, I don't.

1 A All I have to tell you, at the time that I
2 was living there, Melissa Knight and Ronnie Knight had
3 gas service in Buffalo, New York, at 41 Stewart Street.
4 If you check that out, that would clear this whole
5 thing up.

6 Q What was that address?

7 A 41 Stewart Street.

8 Q S-t-e-w-a-r-t?

9 A Yes, sir. The same time that I was living
10 there, they had gas service at Bufallo, New York and
11 that would tell you that they were not living there.
12 And that would put an end to this whole thing.

13 Q All right. The next paragraph, No. 16, says
14 that "on September 14, 2005, a representative from the
15 Respondent -- that is National Fuel -- went to the
16 property. At this time both Mr. Swelling and Mr.
17 Pulliam were present. Mr. Swelling provided a Florida
18 driver's license and a social security card." Do you
19 remember that day?

20 A Yes.

21 Q Both you were there and Mr. Pulliam was
22 there?

23 A Yes.

24 Q Why were you both there?

25 A Because he was coming to check -- I told him

1 that the toilet wasn't flushing right.

2 Q Wasn't it because he told you that you needed
3 to provide identification to National Fuel?

4 A Huh?

5 Q Wasn't it because he told you based on the
6 prior days conversation that you needed to provide
7 identification to National Fuel?

8 A I don't remember about that.

9 Q You just happened to be there to fix the
10 toilet when our security man showed up for an
11 investigation?

12 A I mean, like I said, I don't know nothing
13 about this security thing. All I know is I got a bill
14 in the mail and it was a ten thousand dollar gas bill.
15 I could see if it was a thousand bucks, five hundred
16 bucks, something like that, but ten thousand dollars,
17 and then you want to ask me all of these questions
18 about months and months ago, and like I said, if I knew
19 it would come to this, I would have wrote all of this
20 down. You are trying to trick me, that is what you are
21 trying to do.

22 Q Trick you?

23 A Yeah.

24 Q Just say that you don't know.

25 A Okay. I told you, I didn't write all of this

1 stuff down.

2 Q That is fine. I accept when you say you
3 don't know, but I do have questions that I have to ask.

4 A Okay.

5 Q Continuing in that paragraph, it says that
6 you provided a Florida driver's license that you
7 mentioned and you provided a social security card. So
8 do you remember providing that to the National Fuel
9 man?

10 A Yes.

11 Q And you stated that at that time you did not
12 have a lease for the premises, as you stated before.
13 Do you remember making that statement?

14 A Earlier you said that I have a lease. Now
15 did I say I had a lease or I didn't have a lease?

16 Q No. When you called to apply for service, I
17 asked you if you said that you had a lease for the
18 premises, and you said you don't remember. You said
19 you don't remember if you did or didn't say that. Now
20 I am asking you if during that day when you were at the
21 premises with Mr. Pulliam and the NFG service man, you
22 made the statement that you did not have a lease for
23 the premises as you stated before when you made the
24 application. Do you remember making that statement?

25 A I don't remember telling anybody that I had a

1 lease because I never had a lease. I am free to move
2 any time I want to.

3 Q And you don't remember making that statement
4 to the National Fuel man during that investigation?

5 A Nope.

6 Q And do you remember Mr. Pulliam stating that
7 his mother owned the property that day?

8 A No, I don't. I didn't know who owned it.

9 Q You don't or you didn't?

10 A I didn't know who owns it.

11 Q Do you know now who owns it?

12 A Yeah. Of course I know after all that paper
13 work and all the hassle that I went through.

14 Q Could you repeat that? I didn't catch it.

15 A Of course I know who owns it now.

16 Q Okay. Who owns it?

17 A Angelo Pulliam and Melissa Knight.

18 Q You said something about paper work. What
19 were you referring to there?

20 A All the paper work that I have been getting
21 in the mail and things of that nature, and all the
22 hassle that I went through.

23 Q Do you recall Mr. Pulliam during that period
24 making a statement that you should contact the PUC to
25 stop the termination of natural gas service?

1 A I don't know. He might have. He pointed me
2 in this direction. I know that he was the one that told
3 me about the PUC because I never thought of it.

4 Q The next paragraph is No. 17. It says that
5 the complainant's account -- that's your account at
6 this address -- has been opened since October of 2005.
7 Does that sound about right to you?

8 A I don't know. I guess. You got all the
9 paper work.

10 Q It says, "since that time, no payments have
11 been received on the account and the balance has
12 increased to \$1,134." Now that was written in March.
13 As of March, have you made any payments on your natural
14 gas bill whatsoever?

15 A I just made a payment for five hundred and
16 some dollars and that was all I owed. Like I say, I am
17 never even there. For how the gas is for the whole
18 wintertime, I hardly even be there. So that should tell
19 you right now that I live by myself, I am very good. I
20 got so much stuff that I got going on. I don't even
21 burn gas.

22 Q You are making things a little more
23 complicated for yourself.

24 A Because the payments that they wanted me to
25 pay was outrageous. They were asking for hundreds and

1 hundreds of dollars that I didn't owe.

2 Q Let me ask you a pretty easy question. Have
3 you personally ever written a check to National Fuel
4 for natural gas, yes or no?

5 A Excuse me?

6 Q Have you personally ever written a check or
7 made a payment to National Fuel for natural gas?

8 A No, because that wasn't what they were asking
9 for.

10 MR. HARTZ: No further questions, Your Honor.

11 JUDGE GESOFF: Okay. Do you have a witness?

12 MR. HARTZ: Yes. We have Kathy Whipple, Your
13 Honor.

14 KATHIE WHIPPLE

15 having been duly sworn, testified under oath as
16 follows:

17 DIRECT EXAMINATION

18 JUDGE GESOFF: State your name and spell it,
19 please.

20 MS. WHIPPLE: My name is Kathie Whipple,
21 W-h-i-p-p-l-e.

22 JUDGE GESOFF: W-h-i-p-p-l-e?

23 MS. WHIPPLE: Yes.

24 JUDGE GESOFF: And it's K-a-t-h?

25 MS. WHIPPLE: i-e.

1 JUDGE GESOFF: Okay. Go ahead, Mr. Hartz.

2 BY MR. HARTZ:

3 Q Miss Whipple, are you currently employed?

4 A Yes, I am.

5 Q And where do you work?

6 A National Fuel.

7 Q How long have you worked there?

8 A Twenty-seven years.

9 Q What is your current position at National
10 Fuel?

11 A Director of Quality Assurance.

12 Q And what are your responsibilities generally
13 in that position?

14 A I oversee the informal and formal complaints
15 with the Pennsylvania Public Utility Commission.

16 Q What generally will you do when a complaint
17 comes in?

18 A What I do is accumulate all of the
19 information that goes with that particular formal case.

20 Q You review all of NFG's records?

21 A That is correct.

22 Q And do you review any investigation that
23 would be present on an account?

24 A Yes.

25 Q Do you review the billing history?

1 A Yes. Correct.

2 Q Essentially all of the information on the
3 account?

4 A Yes.

5 Q And do you speak with other folks that are
6 associated with the account, either account reps,
7 security folks, those type of people?

8 A Yes, I do.

9 Q And all of that is part of your duties and
10 you document all of that in the file, I assume?

11 A That is correct.

12 MR. HARTZ: Your Honor, before I ask Miss
13 Whipple any further testimony, I have a housekeeping
14 matter. You will notice on the group of exhibits that
15 I have sent labeled A through I on April 17th, 2006, I'd
16 like to turn your attention to Exhibit A. This is a
17 document that is available on the web page of the Erie
18 County Assessment Office of real estate transfers. I
19 am going to ask that you take judicial notice of this
20 document as a public record maintained by a government
21 authority, and the relevant portion of this document is
22 about three quarters of the way down. There is an
23 asterisk there that shows the sale of this house from a
24 Joseph J. DiCorpo to Angelo Pulliam and Melissa Knight.

25 JUDGE GESOFF: Okay.

1 MR. HARTZ: NFG Exhibit A. That is the first
2 page of that. The next three pages are a deed for the
3 property, which is also filed in the Erie County Court
4 House. And it shows a sale of the property or a deed,
5 actually a mortgage, from Fazel Enterprises with Angelo
6 Pulliam and Melissa Knight, and I also would ask that
7 judicial notice be taken of that document as a public
8 record.

9 JUDGE GESOFF: Very well.

10 (Whereupon, NFG Exhibit A was marked for
11 identification.)

12 BY MR. HARTZ:

13 Q Miss. Whipple, I just want to ask you some
14 questions about the current account. Do you have that
15 account number handy?

16 A Yes, I do.

17 Q And what is that account number?

18 A 6065688.

19 Q And what is the name that is associated with
20 that account?

21 A The primary name on the account is Jamie
22 Swelling. However, we have Angelo Pulliam and Melissa
23 Knight have been added to the account as well as their
24 prior balances.

25 Q Do you know why they were added to the

1 account?

2 A Yes. Based on the decision made by the Bureau
3 of Consumer Services of the Public Utility Commission.

4 Q Can you tell me generally what that decision
5 was?

6 A The decision is a lengthy decision. It
7 stated that Mr. Swelling was responsible for the entire
8 balance on the account.

9 Q Jumping around just a little bit, I'd like to
10 draw Miss Whipple's and your attention to NFG Exhibit
11 I. Mr. Swelling, I don't know if you have it with you,
12 but I sent the letter on April 17, 2006 with document
13 Exhibit I attached as part of those documents.

14 Miss Whipple, do you recognize that document?
15 (Whereupon, NFG Exhibit I was marked for
16 identification.)

17 A Yes, I do.

18 Q And can you tell me what that is?

19 A That is a decision issued by the Bureau of
20 Consumer Services and the Public Utility Commission for
21 -- they have listed Melissa Knight, Swelling, and
22 Pulliam.

23 Q In the resolution section, could you read
24 paragraph 1 and I won't make you read the whole thing.

25 A The first one is that "the informal complaint

1 of Jamie Swelling is dismissed." And No. 2 is that "it
2 has been verified by National Fuel Gas Distribution
3 Corp. that Angelo Pulliam has been and is still
4 residing at the property. Mr. Angelo Pulliam is
5 jointly and severally responsible for the accounts that
6 accumulated while he was at the property benefitting
7 from the services as follows:"

8 Q That is good. We will go through the rest in
9 due course.

10 MR. SWELLING: Am I allowed to say something?

11 JUDGE GESOFF: Well, you are out of order,
12 but what do you want to say?

13 MR. SWELLING: I am sorry.

14 JUDGE GESOFF: You can save it until she is
15 finished, but what do you want to say now?

16 MR. SWELLING: They never told me how they
17 proved that Angelo Pulliam, they never proved to me how
18 he was staying there.

19 JUDGE GESOFF: All right. I understand. We
20 are going to hear about that. Go ahead, Mr. Hartz.

21 MR. HARTZ: Thank you.

22 BY MR. HARTZ:

23 Q So this is the BCS decision, the one that you
24 referred to as to why those other names were added to
25 the account?

1 A Yes; that is correct.

2 Q When was the most recent account for Mr.
3 Swelling, when was that opened?

4 A That was opened July 29th, 2005.

5 Q And what generally happened to initiate the
6 opening of that account?

7 A Mr. Swelling contacted National Fuel and
8 requested that service be placed in his name at that
9 address, as the previous account was shut off for non
10 payment and also a theft of service account.

11 Q Did Mr. Swelling provide identification to
12 National Fuel at that time?

13 A According to our records, yes, he did.

14 Q And do you know is it National Fuel's
15 practice if the premises is a leased premises or rented
16 premises to ask for a copy of the lease?

17 A Yes.

18 Q Did Mr. Swelling provide a copy of the deed
19 or lease at that time?

20 A He stated that he had a lease but he did not
21 provide a copy at that time.

22 Q Now, that is something that you gleaned from
23 National Fuel's records?

24 A Yes.

25 Q Now, you mentioned previously theft of

1 service at the residence. I guess we talked a little
2 bit about it during Mr. Swelling's testimony. Was
3 there a meter at the premises when the service was
4 applied for?

5 A When he applied for the service, no.

6 Q Did National Fuel, after he applied, actually
7 attempt to set a meter at the premises?

8 A Yes, we did.

9 Q Basically describe for me what happened.

10 A We attempted to set the meter for Mr.
11 Swelling on August 5th, 2005, but there were house line
12 leaks at that time, so we were unable to set the meter.
13 We rescheduled the meter for the 22nd of August and the
14 29th of August, and both times there was no access to
15 the area that we needed. We did finally set the meter
16 the 7th of September, 2005.

17 Q Okay. After that, after the meter was set in
18 September of 2005, what was the next contact that
19 National Fuel had regarding the account?

20 A That was September 12th, 2005. National
21 Fuel was notified that the prior rate payer, which was
22 Angelo Pulliam, had a large balance at that time. He
23 was also responsible for the theft of service and he
24 was still living at that address, and that Mr. Swelling
25 was not living there.

1 Q Okay. Do you know who informed National
2 Fuel of that? Was it a service man?

3 A Yes, it was.

4 Q It was a service man?

5 A Yes.

6 Q What did National Fuel do in response to that
7 information?

8 A At that time we went immediately to the
9 residence to investigate and we found that the names on
10 the mail box were Knight and Pulliam, the prior rate
11 payers. National Fuel left at that time a three day
12 notice for termination for possible fraud.

13 Q Did National Fuel make any other visitations
14 to the property?

15 A Yes. On the 13th of September, 2005, a
16 National Fuel Security Department employee went to the
17 address and found that Angelo Pulliam was still living
18 there. At that time Mr. Pulliam stated that he and Mr.
19 Swelling lived there. And National Fuel advised him at
20 that time that we needed to verify the identity of Mr.
21 Swelling and an appointment was made the next day.

22 Q Obviously you weren't the person that went
23 out to do that investigation. Did you obtain that
24 information from National Fuel's records?

25 A Yes, I did.

1 Q And that is part of the file that you put
2 together during the course of the investigation of this
3 complaint?

4 A That is correct.

5 Q What happened when that appointment was set
6 the next day?

7 A Both Mr. Pulliam and Mr. Swelling were there.
8 Mr. Swelling provided a Florida driver's license and
9 his S.S. I.D. as proof of identification. Mr. Swelling
10 stated he did not have a lease for the property as he
11 previously stated. Mr. Pulliam advised us at that time
12 that his mother owned the property. When our security
13 employee questioned him as to why the area assessment
14 office listed he and Melissa Knight as owners, he did
15 not have any response. He did tell Mr. Swelling to file
16 a PUC complaint because that would stop the termination
17 of service.

18 Q Okay. I am gong to throw you for a little
19 bit of a loop here. When Mr. Swelling was testifying
20 here, he mentioned an address in Buffalo. He said that
21 we might be able to find the records for that address.
22 That meter was at 41 Stewart Street.

23 A Yes.

24 Q And did you happen to, after he mentioned
25 that address, look for those records?

1 A Yes, I did.

2 Q And can you tell me what you found?

3 A I just found there were two accounts: one
4 under the name of Melissa Knight from February 21st,
5 2005 to April 1st of 2005, and one for a Ronnie Knight,
6 April 13th, 2005 to July 13th, 2005.

7 Q The account for Melissa Knight, that opened
8 in February of 2005 and closed in April of 2005?

9 A Yes.

10 Q When was the main account in question, the
11 one we are talking about here with Mr. Swelling, when
12 was that one opened?

13 A For Mr. Swelling?

14 Q Yes. If I remember from his testimony, it was
15 either July, September, October, or August of last
16 year?

17 A It would have been set September of 2005.

18 Q Okay. I think we had said the meter was set
19 on September 7th of 2005?

20 A Yes.

21 Q So that was obviously after this Melissa
22 Knight account in Buffalo was terminated?

23 A Correct.

24 Q Okay. Were there any other records that you
25 found at that 41 Stewart Street in Buffalo for Melissa

1 Knight or any of the other names that were mentioned?

2 A No.

3 Q How would you search for those records?

4 A I would search for those by the address.

5 Q And is that on a main frame system?

6 A Yes. It is on a main frame computer system.

7 Q And you had access to that during the
8 hearing?

9 A Yes, I did.

10 Q Is that the normal way in which you would
11 search for the records at that address even if we
12 weren't in the situation that we are in right now?

13 A Yes.

14 Q I want to ask you some questions, and
15 probably the easiest way to ask you would be to do
16 this. It would be to go through the exhibits that were
17 sent both to Your Honor and to Mr. Swelling prior to
18 today. The first is NFG Exhibit B.

19 (Whereupon, NFG Exhibit B was marked for
20 identification.)

21 Miss Whipple, do you recognize that document?

22 A Yes, I do.

23 Q And could you tell me what that is?

24 A It is a notation from Melissa Knight.

25 Q And what is the date on there?

1 A October 28th, 2004.

2 Q And what does it say?

3 A It says, "Ronnie Knight resides at 521 W.
4 16th St., 1st floor, with myself, Melissa Knight," and
5 in parentheses, it says, "sister."

6 Q Okay. Do you know why National Fuel has that
7 notation in their file or why you would have occasion
8 to have something like that?

9 A We would have kept that information with
10 regard to that particular account. We would have kept
11 that on file.

12 Q Any particular reason why Melissa Knight
13 would have sent something like that?

14 A It would have been for our L.I.R.A. Program,
15 our low income program. It would have been to notify us
16 of people that are residing at that particular address.

17 Q And is this something that National Fuel
18 would keep in its permanent records with regard to
19 either the address or the account, it follows along
20 with that paper work?

21 A Yes.

22 (Whereupon, NFG Exhibit C was marked for
23 identification.)

24 Q Turning to NFG Exhibit C as in cat, do you
25 recognize that document?

1 A Yes, I do.

2 Q Can you tell me what that document is?

3 A This is an account statement for Melissa
4 Knight.

5 Q Do you know who prepared that document?

6 A Yes, I do. I did.

7 Q Can you tell me what account this account
8 statement is for?

9 A Yes. It is for 521 W. 16th Street, the first
10 floor.

11 Q I see there is an account number on there so
12 it is specific to that account number?

13 A Yes.

14 Q And it appears to have encompassed the dates
15 of March 5th, 2002, and it has a two-page document,
16 until June 17th, 2003?

17 A That is correct.

18 Q To the best of your knowledge, does this
19 document accurately depict the history and status of
20 the referenced account number?

21 A Yes, it does.

22 Q That account was terminated -- it looks like
23 June 17th, 2003. Any idea why?

24 A That was -- I believe she may have gone from
25 the -- I believe she asked to have it discontinued. I

1 am not sure right now.

2 (Whereupon, NFG Exhibit D was marked for
3 identification.)

4 Q It looks like NFG Exhibit D deals with the
5 second floor apartment. Can you describe what that
6 document is?

7 A Yes. This is also an account statement for
8 Melissa Knight for 521 W. 16th Street, second floor.

9 Q It looks like the rest of the account number
10 is 5510984?

11 A Yes. That is correct.

12 Q Similar to Exhibit C. Is this a document
13 that you prepared?

14 A Yes, it is.

15 Q It is a document that you formally prepared
16 in the ordinary course of your duties with National
17 Fuel?

18 A Yes.

19 Q It looks as if Melissa had service on the
20 second floor of the premises from generally September
21 of 2002 to May of 2004?

22 A That is correct.

23 Q Do you know why service was terminated in May
24 of 2004?

25 A Yes. The account was shut off for non

1 payment of the bill.

2 Q To the best of your knowledge, does the
3 document accurately depict the history and status of
4 the referenced account number?

5 A Yes, it does.

6 (Whereupon, NFG Exhibit E was marked for
7 identification.)

8 Q Now turning to NFG Exhibit E, it looks like
9 another account statement document, and could you
10 describe that for me?

11 A Yes. This is also an account statement.
12 This is for Angelo Pulliam for 521 W. 16th Street, 1st
13 floor.

14 Q What time frame does that account reference?

15 A That would be June of 2003 through October
16 28th of 2004.

17 Q Why was that account terminated?

18 A That account was shut off for non payment of
19 the bill.

20 Q Again, to the best of your knowledge, does
21 that document accurately depict the history and status
22 of the referenced account number?

23 A Yes, it does.

24 (Whereupon, NFG Exhibit F was marked for
25 identification.)

1 Q It looks as if NFG Exhibit F is another
2 account statement, although it is lacking a header.
3 Basically can you generally describe that document?

4 A This is also an account statement of Ronnie
5 Knight, 521 W. 16th Street, 1st floor.

6 Q So this is the same address that we have been
7 talking about?

8 A Yes.

9 Q It looks like the service on the account is
10 indicated that it was in December 3, 2004 to April 8,
11 2005?

12 A It was November. November of 2004 to April 8
13 of 2005.

14 Q And why was that account terminated?

15 A That account was shut off, I believe, for non
16 payment also. I am sorry, no. Ronnie Knight, that was
17 at his request.

18 Q So in April of 2005, he asked to have the
19 service terminated?

20 A That is correct.

21 Q Now, you mentioned that there was an account
22 in Buffalo for Ronnie Knight. When was that account
23 initiated?

24 A In Buffalo, it was initiated April 13th,
25 2005.

1 Q So that is when he terminated his Erie
2 account and started up his Buffalo account?

3 A That is correct.

4 Q Melissa Knight, her Buffalo account, when was
5 that terminated?

6 A Her account was terminated April 1st, 2005.

7 Q Okay. Trying to keep all of these people
8 straight is sometimes difficult.
9 (Whereupon, NFG Exhibit G was marked for
10 identification.)

11 NFG Exhibit G, can you generally describe
12 that one for me?

13 A Yes. It is an account statement. It was a
14 theft service account for Angelo Pulliam.

15 Q The address is not listed but you are sure
16 that this is the same address?

17 A Yes.

18 Q What happened there generally with theft of
19 service, as you can recall?

20 A We found that the service was on after it had
21 been discontinued and we again did shut the service off
22 the 13th of June, 2005.

23 (Whereupon, NFG Exhibit H was marked for
24 identification.)

25 Q NFG Exhibit H is another account statement.

1 Can you generally describe that one?

2 A That statement is for Jamie Swelling for 521
3 W. 16th Street, 1st floor.

4 Q Okay. Is that the current account, the one
5 that is active right now?

6 A Yes, that is correct.

7 Q Now, the last date on here is February 2006.
8 Do you know if there are any changes to this statement
9 since then?

10 A Yes, there are.

11 Q Do you know offhand what those changes are?

12 A Yes. They would be a billing.

13 Q Do you want to describe those to us?

14 A Yes. The account statement goes up to
15 February 3, 2006. There was a bill March 6th, 2006 for
16 \$405.31 and that was due March 29th, 2006. There is a
17 current bill for \$91.70 and that is due April 27, 2006.
18 There is a balance on the account of \$10,537.21. There
19 was a basic LIHEAP grant payment of \$584 on the 8th of
20 March, 2006.

21 Q Okay. Is there anything else required to
22 make this document current with respect to the active
23 account?

24 A No, not unless you look at the day-to-day
25 meter readings.

1 Q No, I don't think that is necessary.

2 JUDGE GESOFF: Let me ask a quick question.
3 The \$584, is that deducted from the balance after or
4 before the \$10,537 balance?

5 THE WITNESS: That would be deducted before.
6 That would be deducted the 8th of March, 2006. At that
7 time, it left a balance of \$10,040.20.

8 JUDGE GESOFF: Thank you.

9 BY MR. HARTZ:

10 Q Okay. On the account statement, there are,
11 it looks five entries of a final bill transfer. Can
12 you basically tell me what those represent?

13 A Yes. Those represent balances that were on
14 the account statement that we previously reviewed. We
15 did transfer those balances after we did receive the
16 decision from the Bureau of Consumer Services.

17 Q Okay. Have there been any rate payer
18 payments on the active account since it was opened at
19 the end of last year?

20 A No, there have not.

21 MR. HARTZ: I have no further questions for
22 Miss Whipple, Your Honor.

23 JUDGE GESOFF: Mr. Swelling, do you have any
24 questions for Miss Whipple based upon what she has
25 testified?

1 MR. SWELLING: Yes, I do.

2 JUDGE GESOFF: Go ahead.

3 CROSS EXAMINATION

4 BY MR. SWELLING:

5 Q Miss Whipple, is it possible that you could
6 tell me how much gas do I owe? How much gas have I
7 used since I have been living there?

8 A It would be the ten thousand dollars that I
9 just quoted.

10 Q No, no, me separately. Not all of that bill
11 is combined. Me separately.

12 A You separately, based on the account
13 statement that you would have in your possession,
14 \$1,701.22.

15 Q I don't agree with those figures. Also you
16 said that Melissa Knight and Ronnie Knight, they have
17 an account in Buffalo; right?

18 A That's correct.

19 Q And all I am trying to say is you don't know
20 where they live now, so you can't say that when I got
21 my gas turned on that they are staying here now?

22 A Well, the information that we have advised
23 us, yes, that they were living there.

24 Q When I got the gas turned on?

25 A That is correct.

1 Q So if I can get in contact with Melissa and I
2 can get her to produce some of her pay stubs to show
3 that she still lives in Buffalo, would your information
4 be wrong?

5 A No.

6 Q How, if she lives in Buffalo and I live in
7 Erie? If I can get in contact with her and get her pay
8 stubs from her job where she currently works, and she
9 has her current Buffalo address on there, and that
10 information would be wrong; right?

11 A I would need that information now at this
12 hearing.

13 MR. SWELLING: Okay. I have no further
14 questions.

15 JUDGE GESOFF: Mr. Hartz, anything else?

16 MR. HARTZ: No, Your Honor.

17 JUDGE GESOFF: Do you want to move your
18 exhibits?

19 MR. HARTZ: Yes, please. I move that all
20 NFG's Exhibit A through I be admitted, barring any
21 objections.

22 JUDGE GESOFF: Okay. Mr. Swelling, do you
23 have any objection to me using the exhibits that NFG
24 has discussed today and have sent you and me in advance
25 of the hearing?

1 MR. SWELLING: Yes, because that information
2 isn't accurate. Miss Whipple, she wasn't even there
3 when half of this went on so she doesn't know if it is
4 true or not. How would she know everything that she
5 said if she wasn't there? I mean, what information do
6 they have to prove that these people still live there,
7 for what intelligence?

8 JUDGE GESOFF: Okay, I understand your
9 objection is based on heresay, and these are business
10 records, and there is a business records exception to
11 the heresay rule, so I am going to deny your objection,
12 or overrule your objection and admit the exhibits.
13 (Whereupon, NFG's Exhibits A through I were admitted
14 into evidence.)

15 What happens now, Mr. Swelling, is that the court
16 reporter will prepare a transcript based upon the
17 testimony that she has been recording today. And based
18 upon that and the exhibits, and your testimony, and the
19 company's testimony, I will write a decision. It is
20 called an initial decision. The court reporter has 15
21 business days to get me the transcript and then I have
22 90 days after that to write the decision. You will
23 receive a copy of the decision and so will Mr. Hartz.
24 There will be a letter that comes along with that
25 decision that says if either you or Mr. Hartz does not

1 agree with the decision, you can send what are called
2 written exceptions to the Commission within a certain
3 number of days. It's usually within 30 days after the
4 date of the letter. The Commission, if it receives
5 exceptions, will review my decision. Sometimes it
6 reviews my decision whether exceptions are filed or
7 not. Actually the Commission will enter what is called
8 a final order. You will receive a copy of that and so
9 will Mr. Hartz. If either of you doesn't agree with
10 that order, it can be appealed to the Commonwealth
11 Court of Pennsylvania, which is an appelant court which
12 hears appeals of final orders of administrative
13 agencies such as the Public Utility Commission.

14 Do you have any questions about what I just said?

15 MR. SWELLING: No, Your Honor.

16 JUDGE GESOFF: All right. Mr. Hartz, do you
17 wish to make any closing statement, and then Mr.
18 Swelling, I will let you do that?

19 MR. HARTZ: I have more in the aspect of
20 another item, Your Honor. I think there are
21 termination notices pending on this account. They are
22 not for the amount that we have discussed today, the
23 transferred accounts. What they are for is the lack of
24 payment on current service, which I don't think I have
25 heard any objection to today. It's my understanding

1 that termination is proper based on current amounts to
2 which there is no dispute. It may be the case that
3 this service is terminated for that, for those current
4 amounts, irrespective of the transferred accounts.
5 That is more of a statement than anything else, but I
6 wanted to put that out there.

7 JUDGE GESOFF: Okay.

8 MR. SWELLING: Your Honor, do you have a fax
9 machine so that I could fax the last bill that they
10 sent to me where they said they wanted me to pay \$9,900
11 and some dollars to keep the gas on?

12 JUDGE GESOFF: Well, I believe that you
13 probably got that bill.

14 MR. SWELLING: He is saying that the
15 termination notice is not because of that large amount,
16 and I called and asked for a payment plan, and they
17 said that they wanted that amount of money paid in
18 full. And there is no way possible that I can pay that
19 money for a gas bill.

20 JUDGE GESOFF: I understand. But Mr. Hartz
21 just said that they have sent the termination notice
22 for basically the \$1700 that you have used in gas since
23 you moved in, since the account was set up in your
24 name.

25 MR. SWELLING: I don't believe my bill was

1 \$1700 because he just showed my bill was \$91, because,
2 Your Honor, I never even be there. I'm never there. I
3 am either working or at my friend's. I might go home
4 probably twice a night, I mean twice a week. So I know
5 I haven't used that much gas. It's impossible.

6 JUDGE GESOFF: I understand. All right.
7 Anything else, Mr. Hartz?

8 MR. HARTZ: No, Your Honor.

9 JUDGE GESOFF: Mr. Swelling, we are finished
10 for now and the next thing you will receive from me is
11 this decision. In the meantime, you must pay your
12 current bills as they become due, otherwise you are
13 subject to termination.

14 MR. SWELLING: Okay.

15 JUDGE GESOFF: All right. Then the hearing
16 is concluded. Thank you very much. Bye-Bye.

17 (Whereupon, at 10:00 a.m., the hearing was 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 direction; and that this transcript is a true and accurate record to the best of my ability.

COMMONWEALTH REPORTING COMPANY, INC.

BY: Anne V. Thompson
Anne V. Thompson

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DOCUMENT
FOLDER

RAS JOHN F JR UX MARIFRANCES to EATON NICOLE K ET RAS BRIAN J 3950 CHERRY ST	0	2002-02-07	
CAMPBELL MARGARET R to ORELSKI DARRELL THOMAS 2409 CHESTNUT ST	0	2002-02-07	
CHERBAN MARY TRUST to BUKOWSKI VALERIE J 4111 BALBOA AVE	77,000	2002-02-07	
CHERBAN MARY TRUST to BUKOWSKI VALERIE J 4111 BALBOA AVE	77,000	2002-02-07	
ROTUNDO VICTOR S UX THERESA to ROTUNDO THERESA M 1820 W 33 ST	0	2002-02-08	
PASTORE INC to PASTORE PAUL ET ANTHONY ET DONALD GRANDVIEW BLVD	0	2002-02-08	
KOWALSKI JOSEPH F UX DOROTHY K to KOWALSKI DOROTHY K ET COUGHLIN KARYN M 2703 CHARLOTTE ST	0	2002-02-08	
FEDERAL NATIONAL MORTGAGE ASSN to BROWN THORNTON J UX DOROTHY J 1117 W 24 ST	35,000	2002-02-08	
FOSCO ANN MARIE ET ANTHONY F to FOSCO ANTHONY F JR 4106 ZOAR AVE	0	2002-02-08	
FOSCO ANN MARIE ET ANTHONY F to FOSCO ANTHONY F JR ZOAR AVE	0	2002-02-08	Affidavit
CONLEY DAVID J to CONLEY DAVID J UX BAMBI L 3125 HOLMES ST	0	2002-02-08	
HIEGEL LOIS H ET GEORGE L to HIEGEL GEORGE L 1520 PROSPECT AVE	0	2002-02-08	
ERIE COUNTY TAX CLAIM BUREAU to FIZEL ENTERPRISES INC 238 E 25 ST	2,669	2002-02-08	
FIZEL ENTERPRISES INC to PULLIAM CARLOTTA 238 E 25 ST	14,900	2002-02-08	Quit Claim (Deed / Survivorship)
DICORPO JOSEPH J to PULLIAM ANGELO ET KNIGHT MELISSA 521 W 16TH ST	14,900	2002-02-08	
PRESUTTI THOMAS ET ANTOINETTE to JOHNSON WILLIAM R UX LINDA N 719 W 16 ST	22,000	2002-02-08	
PLIZGA JOHN ET CYNTHIA to HA PHONG THI ET PHAN PHUEN THI 335 E 11 ST	27,000	2002-02-08	
GUTOWSKI ANTHONY UX REGINA to HALLMAN MARY ANN 713 E 12TH STREET	0	2002-02-08	
VENANGO LAND & FARMING CO INC to FIZEL ENTERPRISES INC 1159 E 8TH STREET	3,405	2002-02-08	
FIZEL ENTERPRISES INC to VENANGO LAND & FARMING CO INC 1159 E 8TH STREET	3,905	2002-02-08	
KRUSIEWICZ JOAN M to VENANGO LAND & FARMING CO INC 1159 E 8TH STREET	3,905	2002-02-08	

*

RECEIVED
 2002 FEB 23 PM 1:18
 COUNTY OF ERIE

NFG


Exhibit A

C-2006-5896
4/25/06 AT P/A

be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged that he/she/they executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal

Notary Public

No. _____	Page _____		FIZEL ENTERPRISES INC., A Pennsylvania Corporation	-10- ANGELO PULLIAM and MELISSA KNIGHT	Date, _____ 19____	Location of Land, City of Erie	Recorded, _____	Tax and Fees, \$ _____
Book _____								

Recorded in the Recorder's Office of _____ County, _____

in Deed Book _____ on page _____ thereof

WITNESS my hand and seal of said office, at _____

this _____ day of _____ 19____

Recorder.

Handwritten signature

2002 FEB -8 P 12:40 88

RECORDER OF DEEDS
ERIE COUNTY, PA.

Erie County - Recorder of Deeds
Instrument Filing

Receipt# 516194

Instr# 2002-006577 2/08/2002 13:16:59
Book# 0952 Page# 1247
Remarks: FIZEL
RT 12:49 PM JH

0
1

On this, the _____
before me _____ a Notary Public
personally appeared JENNIFER BROSTMAYER, President and Secretary _____
known to me (or satisfactory to me) _____
to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged that he/she/they executed
the same for the purpose therein contained.
In witness whereof, I hereunto set my hand and official seal.

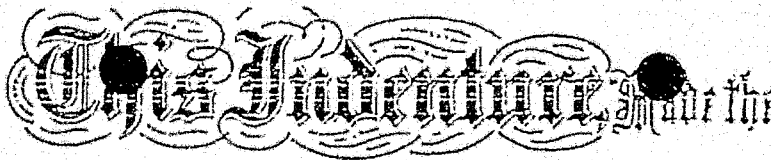
Signature of Notary Public

I, *Alta A. Balm*
is *238 E 23 St.*
1st floor
Erie, PA

_____ hereby certify that the residence of _____

Notarial Seal
Alta A. Balm, Notary Public
North East Side, Erie County
My Commission Expires Jan. 10, 2004
Member Pennsylvania Association of Notaries

Alta A. Balm



666900

Sixth day of February in the year of our Lord Two Thousand and Two (2002)

Between FIZEL ENTERPRISES INC., A Pennsylvania Corporation, of North East, Pennsylvania, First Party, AND ANGELO PULLIAM and MELISSA KNIGHT, of Erie, Pennsylvania, Second Parties,

Witnesseth, That the said part of the first part, for and in consideration of the sum of

Fourteen thousand nine hundred and 00/100 (\$14,900.00) Dollars lawful money of the United States, to them in hand paid by the said parties of the second part, at and before the ensembling and delivery of these presents, the receipt and payment whereof is hereby acknowledged, has remised, released, and QUIT CLAIMED, and by these present do es remise, release, and QUIT CLAIM unto the said parties of the second part, and to their heirs and assigns forever, all that certain PIECE or parcel of land situate in the City of Erie, County of Erie, and State of Pennsylvania, having a lot size of forty (40) feet by one hundred thirtystwo and one-half (132.5) feet, bearing Erie County Assessment Number 16-30-26-213 and being more commonly known as 521 West 16 Street, Erie, Pennsylvania.

Being the same premises as conveyed to grantor herein by deed recorded in Erie County Record Book 852 at Page 1231.

In Witness Whereof, The said party(ies) of the first part has/have hereunto set his/her/their hand and seal(s) the day and year first above written.

SIGNED, SEALED and DELIVERED in the presence of

FIZEL ENTERPRISES INC. Jennifer Brostmeier, President & Secretary (with four circular seals)

STATE OF PENNSYLVANIA COUNTY OF ERIE On this, the Sixth day of February, 2002 before me a Notary Public personally appeared JENNIFER BROSTMAYER, President and Secretary of FIZEL ENTERPRISES INC., the undersigned officer

to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged that he/she/they executed the same for the purpose therein contained.

In witness whereof, I hereunto set my hand and official seal [Signature]

[Signature] 438 E 23 St. Erie, PA

hereby certify that the residence of [Signature] Notary Seal: Rita A. Balm, Notary Public, Erie County, My Commission Expires Jan. 10, 2004. Member, Pennsylvania Association of Notaries

Q-20045896
4/5/06
A.J. Knight

EXHIBIT B

NFC

DOCUMENT
FOLDER

Thank you
Michelle Knight

Ronnie Knight Jr. resides at
501 W. 11th St. 1st floor with
myself (Michelle Knight) (sister)
10/28/04

ACCOUNT STATEMENT

CUSTOMER: Melissa Knight
 ACCOUNT #: 5508299-08 521 W 16th 1 fl

INVESTIGATOR: Formal Complaint
 CASE NUMBER: C-20065896

DOCUMENT
FOLDER

SVC TO	DAYS	MIR RDC	*TYPE	CONS	DD	BILL AMT	DUE DATE	IPC	PYMTS	DATE	BALANCE	COMMENTS
3/5/2002	25	0333	IE	264	783	\$ 185.44	3/28/2002				\$ 185.44	
4/5/2002	31	0691	A	358	836	\$ 259.10	4/29/2002	2.78	\$ (514.36)	3/18/2002	\$ 961.68	Unpaid final bill
5/5/2002	28	0846	E	155	427	\$ 120.65	5/29/2002	14.38			\$ 1,096.71	Term notice for 5/20
6/4/2002	32	1008	A	162	327	\$ 133.07	6/27/2002				\$ 1,229.78	
7/3/2002	29	1051	E	43	38	\$ 44.86	7/29/2002				\$ 1,274.64	
8/5/2002	33	1060	A	9	2	\$ 17.26	8/27/2002				\$ 1,406.64	Budget \$132
9/3/2002	29	1094	E	34	4	\$ 34.18	9/26/2002	1.72			\$ 1,540.36	Term notice for 9/19
10/3/2002	30	1133	A	39	45	\$ 39.20	10/27/2002	1.72	\$ 131.64	9/17/2002	\$ 1,542.44	Term notice for 10/17
10/31/2002	28	1285	E	152	444	\$ 117.74	11/25/2002	1.70	\$ 133.72	10/18/2002	\$ 1,542.42	Term notice for 11/15
12/3/2002	33	1582	A	297	839	\$ 219.47	12/26/2002	3.68			\$ 1,678.10	Term notice for 12/26
1/2/2003	34	1936	E	404	167	\$ 294.17	1/29/2003	5.66			\$ 1,815.76	Term notice for 1/21
2/4/2003	29	2555	A	569	1267	\$ 414.56	2/27/2003	7.64			\$ 1,983.40	Term notice for 2/20
3/5/2003	29	3033	E	478	1289	\$ 377.45	3/30/2003	10.04			\$ 2,153.44	Term notice for 4/21
4/2/2003	28	3459	A	426	726	\$ 337.23	4/28/2003		\$ 50.00	4/3/2003	\$ 2,339.44	11HEAP
5/5/2003	33	3723	E	264	631	\$ 215.72	5/28/2004		\$ (50.00)	4/3/2003	\$ 2,525.44	Budget roll-in

*TYPE CODES: A - Actual BV - Initial (A - Study)
 E - Estimate FA - Final (Actual)
 C - Customer ADJ - Adjustment

276 Exhibit C P-80045896 4/15/06 P.K.O.C.

CUSTOMER: Melissa Knight
 ACCOUNT # 5508299-08 521 W. 16th 1 fl.

INVESTIGATOR: Formal Complaint
 CASE NUMBER: C-20065896

SVC NO	DAYS	MTR RIDS	TYPE	CONS.	DD	BLL AMT	DUE DATE	LPC	PYMTS	DATE	BALANCE	COMMENTS
6/4/2003	30	3763	A	40	282	\$ 43.72	6/29/2004				\$ 2,740.44	Term notice for 6/9 Budget \$215
6/17/2003	13	3789	FA	26	21	\$ 26.05	7/8/2004		\$ (361.71)	6/17/2003	\$ 3,128.20	Budget cancel
									\$ 3,128.20	1/10/2006	-0-	Final bill transfer

**TYPE CODES
 A - Actual
 E - Estimate
 C - Customer
 FA - Final (Actual)
 ADJ - Adjustment

ACCOUNT STATEMENT

CUSTOMER: Melissa Knight
 ACCOUNT #: 5510984-05 521 W 16th St

INVESTIGATOR: Formal Complaint
 CASE NUMBER: C-20055896

FOLDER

SVC TO	DAYS	MTR RFG	*TYPE	CONS	DD	BILL AMT	DUE DATE	IPC	PYMTS	DATE	BALANCE	COMMENTS
9/3/2002	32	9578	E	33	4	\$ 40.80	9/26/2002		49.49	8/23/2002	\$ 232.63	
10/3/2002	30	9721	A	143	45	\$ 133.49	10/27/2002		51.80	9/26/2002	\$ 314.32	
10/3/2002	28	9822	E	101	444	\$ 97.54	11/25/2002		119.45	10/31/2002	\$ 292.41	
12/3/2002	33	0050	A	228	839	\$ 203.65	12/26/2002				\$ 486.03	Term notice for 12/26
1/6/2003	34	0276	E	226	1167	\$ 202.01	1/29/2003	7.44			\$ 705.51	Term notice for 1/21
2/4/2003	25	0606	A	330	1267	\$ 292.27	2/27/2003	10.47			\$ 1,008.25	Term notice for 2/20
3/5/2003	29	0900	E	294	1289	\$ 282.19	3/30/2003	14.86			\$ 1,305.30	Term notice for 3/20
4/2/2003	28	1023	A	123	728	\$ 125.81	4/23/2003	19.09			\$ 1,450.20	
5/5/2003	33	1186	E	163	634	\$ 164.32	5/28/2003		600.00	5/6/2003	\$ 1,014.52	CRISIS
6/4/2003	30	1279	A	93	282	\$ 133.17	6/29/2003		292.00	5/21/2003	\$ 825.69	Term notice for 7/14 LIHEAP
7/9/2003	29	1316	E	37	34	\$ 48.96	7/29/2003				\$ 874.65	Term notice for 8/14
8/5/2003	33	1365	A	50	4	\$ 53.26	8/27/2003				\$ 937.91	
9/3/2003	29	1397	E	31	8	\$ 45.53	9/28/2003		103.17	8/29/2003	\$ 880.27	
10/2/2003	29	1452	A	55	121	\$ 72.03	10/27/2003	10.98		9/17/2003	\$ 860.01	Term notice for 11/11
10/31/2003	29	1553	E	111	398	\$ 130.95	11/25/2003				\$ 990.86	

TYPE CODES: A - Actual IA - Initial (Actual)
 E - Estimate FA - Final (Actual)
 C - Customer ADJ - Adjustment

N-6 Exhibit D C-2006-5896-4/35/06 P-0-7

CUSTOMER: Melissa Knight
 ACCOUNT #: 5510984-05

INVESTIGATOR: Formal Complaint
 CASE NUMBER: C-20065896

SVC TO	DAYS	MTK RDC	TYPE	CONS	DD	BILL AMT	DUE DATE	LPC	PYMTS	DATE	BALANCE	COMMENTS
12/3/2003	33	1715	A	152	649	\$ 168.29	12/28/2003	13.17	50.00	11/21/2003	\$ 1,122.32	Term notice for 1/12
1/6/2004	34	1948	E	233	1037	\$ 250.37	1/29/2004	15.70			\$ 1,388.39	Term notice for 2/13
2/4/2004	29	2245	A	297	1351	\$ 319.44	2/29/2004	19.45			\$ 1,727.28	Term notice for 3/15
3/2/2004	29	2467	E	222	1019	\$ 250.41	3/29/2004	24.24			\$ 2,001.93	Term notice for 4/13
4/5/2004	32	2555	A	88	884	\$ 109.84	4/27/2004				\$ 2,111.77	
5/4/2004	29	2669	E	114	457	\$ 135.27	5/27/2004		565.00	5/6/2004	\$ 1,682.04	LINEAP
5/17/2004	13	2716	FA	47	68	\$ 58.95	6/7/2004		1,741.03	6/4/2004	\$ 1,741.03	SONP 5/17
											-0-	Final bill transfer

**TYPE CODES: A - Actual IA - Initial (Actual)
 E - Estimate FA - Final (Actual)
 C - Customer ADJ - Adjustment

ACCOUNT STATEMENT

DOCUMENT FOLDER

CUSTOMER: Angelo Puliam
 ACCOUNT #: 5707104-07 521 W. 16th St.

INVESTIGATOR: Formal Complaint
 CASE NUMBER: C-20065896

SVC TO	DAYS	MTR RDCG	*TYPE	CONS	DD	BILL AMT.	DUE DATE	LPC	PYMTS	DATE	BALANCE	COMMENTS
7/3/2003	16	3808	IE	19	13	\$ 24.11	7/29/2003				\$ 24.11	
8/5/2003	33	3846	A	38	4	\$ 48.04	8/27/2003	0.36			\$ 75.51	
9/3/2003	29	3374	E	28	8	\$ 39.97	9/28/2003	.08			\$ 113.46	
10/7/2003	29	3949	A	75	121	\$ 87.76	10/27/2003	21.96	(\$ 1,351.84)	9/8/2003	\$ 1,575.02	Term notice for 10/17 Final bill transfer
10/31/2003	29	4121	E	172	388	\$ 183.88	11/25/2003				\$ 1,758.90	
12/3/2003	33	4368	A	247	649	\$ 147.53	12/28/2003				\$ 1,892.90	Budget \$134
1/6/2004	34	4787	E	419	1037	\$ 244.94	1/29/2004	1.66			\$ 2,028.56	Term notice for 1/22
2/4/2004	29	5237	A	450	1351	\$ 265.49	2/29/2004	3.67			\$ 2,166.23	Term notice for 2/19 LIHEAP Term notice for 3/19
3/4/2004	29	5613	E	376	1019	\$ 230.34	3/29/2004		\$ 84.00	2/11/2004	\$ 2,300.23	Term notice for 3/19 Budget roll-in
4/5/2004	32	6050	A	437	884	\$ 267.20	4/27/2004		\$ (84.00)	2/11/2004	\$ 2,434.23	Term notice for 4/19 Budget \$145
5/3/2004	29	6243	E	193	457	\$ 122.32	5/27/2004		\$ 300.00	4/7/2004	\$ 2,279.23	CRISIS Term notice for 5/20
7/2/2004	29	6437	ADJ	25	64	\$ 15.43	8/26/2004				\$ 2,538.23	Term notice for 7/20 Budget \$114
9/5/2004	34	6450	A	23	3	\$ 14.95	8/26/2004		\$ 145.23	7/20/2004	\$ 2,507.00	
9/1/2004	27	6498	E	38	33	\$ 21.35	9/27/2004				\$ 2,621.00	Term notice for 3/17

*TYPE CODES: A - Actual
 E - Estimate
 C - Customer

IA - Initial (Actual)
 FA - Final (Actual)
 ADJ - Adjustment

WFC
 10/31/2003
 12/3/2003
 1/6/2004
 2/4/2004
 3/4/2004
 4/5/2004
 5/3/2004
 7/2/2004
 9/5/2004
 9/1/2004

CUSTOMER: Angelo Pulliam
 ACCOUNT #/ 5707104-07

INVESTIGATOR: Formal Complaint
 CASE NUMBER: C-20065896

SVC TO	DAYS	MTR RPDG	TYPE	CONS.	DD	BILL AMT	DOE DATE	IPC	PYMTS	DATE	BALANCE	COMMENTS
10/4/2004	33	6500	E	2	97	\$ 5.97	10/26/2004	\$ 12.50			\$ 2,747.50	Term notice for 10/18
10/11/2004	24	6615	FA	115	297	\$ 53.71	11/18/2004		\$ 51.00 \$ (51.00) \$ 121.71	10/20/2004 10/20/2004 10/28/2004	\$ 2,679.50	LIHEAP budget roll-in Budget cancel SONP 10/28
									\$ 2,679.50	1/10/2006	0.	Final bill transfer

**TYPE CODES: A - Actual IA - Initial (Actual)
 E - Estimate FA - Final (Actual)
 C - Customer ADJ - Adjustment

CUSTOMER: Ronnie Knight
 ACCOUNT #: 5934881-10 521 W. 16th St.

INVESTIGATOR: Formal Complaint
 CASE NUMBER: C-20065896

SVC	TR	DAYS	MTR	MDG	TYPE	CONS	DD	BILL	AMT	DUE	DATE	LPC	PYMTS	DATE	BALANCE	COMMENTS
	12/31/2004	31	6862		IA	247	678	\$ 289.12		12/27/2004					\$ 289.12	
	1/5/2005	33	7279		E	417	1054	\$ 477.99		1/30/2005			\$ 285.00	1/4/2005	\$ 482.11	LIHEAP
	2/3/2005	29	7772		A	493	1195	\$ 562.77		2/28/2005					\$ 1,044.89	
	3/2/2005	29	8186		E	414	1053	\$ 474.83		3/29/2005					\$ 1,299.89	Budget \$255
	4/6/2005	33	8442		A	256	1015	\$ 299.41		4/28/2005					\$ 1,554.89	Term notice for 4/21
	4/8/2005	2	8455		FE	13	34	\$ 15.41		5/2/2005					\$ 1,834.53	Budget cancel
															\$ 1,834.53	Final bill transfer

DOCUMENT FOLDER

TYPE CODES: A - Actual, E - Estimate, C - Customer, IA - Initial (Actual), FA - Final (Actual), ADJ - Adjustment

NFG Exhibit #1 P-30065896 4/25/06 P24 Q.3

ACCOUNT STATEMENT

CUSTOMER: Angelo Pulliam (he/h)

ACCOUNT #: 6030618-01

INVESTIGATOR: Formal Complaint

CASE NUMBER: C-20055869

SVC TO	DAYS	MTR RDC	*TYPE	CONS	DD	BILL AMT	DUE DATE	IPC	PYMTS	DATE	BALANCE	COMMENTS
5/4/2005	14	8512	ADJ	5	292	\$ 11.92					\$ 11.92	
6/3/2005	30	8518	ADJ	6	299	\$ 19.56					\$ 31.48	
6/13/2005	10	8519	ADJ	1	0	\$ 5.25	7/15/2005		36.73	1/10/2006	\$ -0.	Trans final bill

DOCUMENT FOLDER

*TYPE CODES: A - Actual
 E - Estimate
 IA - Initial (Actual)
 FA - Final (Actual)

NFG Exhibit C C-20045896-4/35-06 8/24/05

ACCOUNT STATEMENT

CUSTOMER: Jamie Swelling
 ACCOUNT #: 6065688-03 521 W 16th 111

INVESTIGATOR: Formal Complaint
 CASE NUMBER: C-23065896

SVC TO	DAYS	MTRK RDCG	*TYPE	CONS	DD	BILL AMT.	DUE DATE	IPC	PYMTS	DATE	BALANCE	COMMENTS
10/3/2005	26	0027	IA	27	33	\$ 46.65	10/26/2005				\$ 46.65	
11/1/2005	29	0172	E	145	356	\$ 204.25	11/24/2005				\$ 250.90	
12/2/2005	31	0266	A	94	634	\$ 168.27	12/27/2005				\$ 419.17	
1/5/2006	34	0698	E	432	1179	\$ 715.46	1/30/2006				\$ 1,134.63	
2/3/2006	29	0732	A	34	800	\$ 69.58	2/28/2006				\$ 10,624.20	

DOCUMENT FOLDER

\$ (36.73) 1/10/2006 Fina bill transfer
 \$ (3,128.20) 1/10/2005 Fina bill transfer
 \$ (1,741.03) 1/10/2006 Fina bill transfer
 \$ (2,679.50) 1/10/2006 Fina bill transfer
 \$ (1,834.53) 1/10/2006 Fina bill transfer

*TYPE CODES: A - Actual
 E - Estimate
 IA - Initial (Actual)
 FA - Final (Actual)

NFC Exhibit B - E-20045896-4/5/06 Ppk.0.3

PA. PUBLIC UTILITY COMMISSION
BUREAU OF CONSUMER SERVICES
CASE DECISION

BCS Number:	1979648	Case Closed On:	2005-01-05
Investigator:	GORENC, JOAN		
Account Number:	605568803	0053 - NFG (NATIONAL FUEL GAS DISTRIBUTION CORP)	
Customer Name:	KNIGHT, MELI/RO SWELLING JAMIE/PULLIAM,A		
Service Address:	521 W 16TH STREET 1ST FLOOR ERIE, PA 16502	Total Balance:	9839.16
		Date of Acct Balance:	
Decision Issued?	Y	Violation:	NO
Oral/Written:	W	Chap 56/64 Other:	
Heading Date:		Section/Rule:	

Resolution:

TRANS TO INVES VIA MNG. JEG CO REP L WATKINS...DEC ISSUED. CLOSE JEG DEC BRIEFLY STATED THEREFORE IT IS DECIDED. 1) THAT THE INFORMAL COMPLAINT OF JAMIE SWELLING IS DISMISSED 2) THAT IT HAS BEEN VERIFIED BY NATIONAL FUEL GAS DISTRIBUTION CORP. THAT ANGELO PULLIAM HAS BEEN AND IS STILL RESIDING AT THE PROPERTY. MR. ANGELO PULLIAM IS JOINTLY AND SEVERALLY RESPONSIBLE FOR THE ACCOUNTS THAT ACCUMULATED WHILE HE WAS AT THE PROPERTY BENEFITING FROM THE SERVICES AS FOLLOWS: A) SERVICES FOR THE 521 W 1TH STREET 2ND FLOOR ERIE PA FROM 2/19/02-5/17/05 WHILE SERVICES WERE IN THE NAME OF MELISSA KNIGHT. (LISTED ON DEED AS JOINT OWNER WITH ANGELO PULLIAM) OUTSTANDING BALANCE \$1,741.03. B) SERVICES AT 521 W 16TH STREET 1ST FLOOR ERIE PA FROM 2/8/02-6/17/03 WHILE SERVICES WERE IN THE NAME OF MELISSA KNIGHT. (LISTED ON DEED AS JOINT OWNER WITH ANGELO PULLIAM) OUTSTANDING BALANCE \$3,128.20 C) SERVICES AT 521 W 16TH STREET 1ST FLOOR ERIE PA FROM 6/17/03-10/28/04 ACCOUNT WAS IN THE NAME OF ANGELO PULLIAM. THE OUTSTANDING ACCOUNT BALANCE IS \$2,679.50. D) SERVICES AT 521 W 16TH STREET 1ST FLOOR ERIE PA FROM 11/2/04-4/8/05 WHILE THE ACCOUNT WAS IN THE NAME OF RONNIE KNIGHT (MELISSA KNIGHT'S BROTHER). THE OUTSTANDING ACCOUNT BALANCE IS \$1,834.53. D) SERVICES DISCOVERED AS POSSIBLE THEFT ON 6/13/05 IN THE AMOUNT OF \$36.73. E) SERVICES AT 521 W 16TH STREET 1ST FLOOR ERIE PA FROM 9/7/05 WHILE THE ACCOUNT WAS IN THE NAME OF JAMIE SWELLAND AND THE COMPANY VERIFIED THAT MR. ANGELO PULLIAM WAS STILL BENEFITING FROM THE SERVICES. THE ACCOUNT BALANCE FOR MR. SWELLAND AS OF THE DATE OF THIS DECISION IS CURRENTLY \$419.17. 3) THAT THE ACCOUNT SHALL BE ESTABLISHED IN THE FOLLOWING NAMES SINCE ALL PARTIES INVOLVED HAVE JOINTLY AND SEVERALLY BENEFITED FROM THE SERVICES AT THE PROPERTY AS ABOVE DEFINED: JAMIE SWELLING; ANGELO PULLIAM; MELISSA KNIGHT; AND RONNIE KNIGHT 4) THAT IF A NEW PARTY APPLIES FOR SERVICE THE COMPANY MAY REQUEST VALID DOCUMENTATION PRIOR TO ESTABLISHING SERVICE. THE COMPANY MAY ALSO INVESTIGATE IF ANY OF THE ABOVE WOULD STILL BENEFIT FROM THE SERVICES. IF ANY OF THE ABOVE PARTIES ARE STILL RESIDING AT THE PROPERTY THE COMPANY MAY APPLY THE NEW NAME TO THE ACCOUNT AS JOINTLY AND SEVERALLY RESPONSIBLE FOR THE ACCOUNT AND MONIES OWED ON THE ACCOUNT. 5) THAT THE LAST CUSTOMER PAYMENT ON THIS ACCOUNT WAS ON 7/20/04 IN THE AMOUNT OF \$145.23. THE CUSTOMER'S HAVE NOT MADE A GOOD FAITH ATTEMPT TO MAKE CUSTOMER PAYMENTS ON THE ACCOUNT. 6) THAT JAMIE SWELLING, ANGELO PULLIAM, MELISSA KNIGHT AND RONNIE KNIGHT SHALL PAY \$3,000.00 WITHIN TWENTY (20) DAYS OF THE DATE OF THIS DECISION TO PREVENT THE TERMINATION OF SERVICES. 7) THAT THE CUSTOMER'S SHALL ALSO PAY A

DOCUMENT
FOLDER

ANGELO PULLIAM, MELISSA KNIGHT AND RONNIE KNIGHT SHALL PAY \$3,000.00 WITHIN TWENTY (20) DAYS OF THE DATE OF THIS DECISION TO PREVENT THE TERMINATION OF SERVICES. 7) THAT THE CUSTOMER'S SHALL ALSO PAY A SECURITY DEPOSIT IN THE AMOUNT OF \$690.00 AS FOLLOWS: \$345.00 WITHIN TWENTY (20) DAYS OF THE DATE OF THIS DECISION, PAY ¼ OF THE DEPOSIT, \$172.50 WITHIN SIXTY (60) DAYS OF THE DATE OF THIS DECISION AND PAY THE REMAINING BALANCE

Letter Description:

PAR Description:

No. 2's (OFFS) - To have Service Restored Pay:

No. 3's (REMEDI) - To Keep Service on Pay:

By:

Terms: Beginning:

Special Budget or Optional Payment Amount:

Regular Budget Amount:

Plus Payment Toward Arrears:

Final Bill Monthly Payment:

Current Bill Monthly Payment:

End of Month Payment:

Billing Date:

Reconnect Amt:

Payment Amt:

PUC Fax Nbr: 717 7876641

Times Sent: 1

Times Faxed: 0