

SUPERVISOR:

6. PERSON IN CHARGE:  
8. DOCKET NO: C-20066068

:  
: 7. DATE FILED: 04/03/06  
: 9. EFFECTIVE DATE: 00/00/00

PARTY/COMPLAINANT: SCHWARTZ, EUGENE

RESPONDENT/APPLICANT: PEOPLES NATURAL GAS CO., THE

COMP/APP COUNTY:

UTILITY CODE: 122250

ALLEGATION OR SUBJECT

COMPLAINANT STATES THERE WERE EXTREMELY HIGH RATES ON HIS LAST BILL. HE WANTS THE PUC TO RULE THAT THE COMPANY RETURN PART OF THE PROFIT OF REBATE TO HIM & OTHERS.

DOCUMENT  
FOLDER

**DOCKETED**

APR - 4 2006

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Formal Complaint Form

ORIGINAL

122250

Please print or type.

C-200606068

1. CUSTOMER NAME (COMPLAINANT)

Your name, mailing address, county, telephone number, utility account number and service address:

Name Eugene Schwartz

Street/P.O. Box 1 Strawberry Hill Ave. Apt # 6C

City Stamford State CT Zip 06902

County Fairfield

Area Code/HOME Phone (203) 274-5744

Area Code/<sup>cell</sup>WORK Phone (203) 918-3984

Utility Account Number 7 4601 0023 9002 (from your bill)

SECRETARY'S OFFICE

2005 APR -3 PM 10: C

If your complaint involves utility service provided to a different address than your mailing address, please list this information below.

Name Eugene Schwartz, c/o Christopher Hooks - Apt. B 4

Street/P.O. Box 6532 Wilkins Ave.

City Pittsburgh State PA Zip 15217

2. UTILITY NAME (RESPONDENT)

Name of utility company your complaint concerns: Dominion Peoples

3. TYPE OF UTILITY (check one)

ELECTRIC

STEAM HEAT

GAS

WASTE WATER

WATER

MOTOR CARRIER (taxi, moving company, limousine)

TELEPHONE (local, long distance)

59

4. COMPLAINT (check one)

A. In general, what is your complaint?

- I want to oppose the company's proposed rate increase.
- There are incorrect charges on my bill.
- There is a reliability, safety or quality problem with my utility service.
- I received a notice that my utility service is being terminated.
- I would like a payment agreement.
- Other.  
(explain)

B. State the facts of your complaint.

Include any specific dates, times or places that are important. If the complaint is about a bill, tell us about any charges that you believe are not correct. Use additional paper if you need more space. Provide copies of all relevant documents you believe will support your complaint.

I am complaining about the extremely high rates charged on my last two bills - specifically the commodity charge of \$12.594 per MCF. My total bill for the period ended 3/8/06 was \$1,879.17, nearly double last year's. My complaint is based on actual commodity rates in the range of \$6 to \$7 per MCF during that period. This is an unfair windfall for Dominion Peoples - especially in the heart of the winter. It is also very difficult for someone like me and others, for whom this is our sole source of income besides social security.

5. RELIEF

What do you want the Public Utility Commission to do about your complaint? Use additional paper if you need more space.

I request that the Public Utility Commission rule that Dominion Peoples return part of that windfall profit in the form of a rebate to myself and others, who have been hit hard by this unfortunate overcharge. I am aware that their rate of \$12.594 per MCF has been approved by the P.U.C., but in view of the much lower actual rate, a rebate is only fair and appropriate - and should be based on the usage for the winter months, not the warmer seasons. Please consider this overbilling as a hardship on the customers of Dominion Peoples and grant this request. Thank you for your help.

6. PROTECTION FROM ABUSE

Answer the following question if your complaint is against a natural gas distribution company, an electric distribution company or a water company AND your complaint is about a billing problem, an application for service problem, a termination of service problem or a request for a payment agreement.

Has a court granted a "Protection from Abuse" order for your personal safety?

YES

NO

7. PRIOR UTILITY CONTACT

Answer the following question only if you are a residential customer and your complaint is against an electric distribution utility, natural gas distribution utility or a water distribution utility.

Have you spoken to a utility company representative about this complaint?

YES - *but I am the owner of a building with 8 rental units. I was advised to contact the P.U.C.*   
(includes appeals of BCS determinations)

NO

If you tried to, but could not speak to a utility company representative about your complaint, please explain why.

8. VERIFICATION AND SIGNATURE

You must print or type your name below on the line provided for the verification paragraph, and you must sign and date (in ink) this form on the lines provided.

Verification:

I Eugene Schwartz, hereby state that the facts above set forth are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).

*E. Schwartz*  
(Signature)

March 28, 2006  
(Date)

9. LEGAL REPRESENTATION (IF ANY)

If you are represented by a lawyer in this matter you must provide your lawyer's name, address and telephone number.

Lawyer's Name \_\_\_\_\_

Street \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Area Code/Phone Number \_\_\_\_\_

10. FILING

Please return the completed form to one of the addresses listed below:

If using U.S. Postal Service:

If using overnight delivery service:

Secretary Pennsylvania Public Utility Commission P. O. Box 3265 Harrisburg, PA 17105	Secretary Pennsylvania Public Utility Commission 400 North Street Commonwealth Keystone Building, 2 <sup>nd</sup> Floor Harrisburg, Pennsylvania 17120
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Facsimiles and/or electronic filings of the complaint form will not be accepted.

If you have any questions about filling out this form, please contact the Secretary's Bureau at 717-772-7777.

**Keep a copy of your complaint for your records.**

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

DATE SERVED: April 4, 2006

DOCUMENT  
FOLDER

EUGENE SCHWARTZ  
Complainant

v.

PEOPLES NATURAL GAS COMPANY  
Respondent

Complaint Docket  
No: C-20066068

DOCKETED

APR - 4 2006

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FORMAL COMPLAINT NOTICE TO RESPONDENT TO ANSWER OR SATISFY

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TO: PEOPLES NATURAL GAS COMPANY

TAKE NOTICE:

That a complaint in the above entitled matter, of which the attached is a true and correct copy, has been presented and filed of record with the Pennsylvania Public Utility Commission. Section 702 of the Public Utility Code, 66 Pa. C.S. Section 702, requires the Commission to serve on each party named in a complaint a copy of the complaint and notice calling upon each party to satisfy the complaint, or to answer the same in writing within a specified time; THEREFORE,

1. You have twenty (20) days from the date on which this complaint is served to either satisfy this complaint or to file with the **Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265**, an answer (original and three copies), in writing, under oath, which, as required by Section 5.61 of the Commission's Rules of Practice and Procedure, 52 Pa. Code Section 5.61, either affirms or specifically denies the allegations in this complaint. You must also serve a copy of the answer upon the complainant. The date of service is the mailing date as indicated by the date at the top of this Notice. Section 1.56(a) of the Commission's Rules of Practice and Procedure, 52 Pa. Code Section 1.56(a).

2. If you fail to either satisfy this complaint or to file answer or other responsive pleading within twenty (20) days, you will be deemed to have admitted all the allegations in this complaint in accordance with Section 5.61 of the Commission's Rules of Administrative Practice and Procedure, 52 Pa. Code Section 5.61. In that event, the Commission may, without hearing, enter an order which either revokes or suspends any certificate or permit held by you or which imposes a fine or any other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C.S. Section 101, et seq.; and, if

you are a customer of a utility, an order may be entered which prescribes a payment schedule or which authorizes termination of utility services. The Commission is not limited to the relief sought by the complainant in paragraph 4 of the attached complaint.

3. If you elect to satisfy this complaint you must file, within twenty (20) days from the date on which this complaint is served, affidavits executed by each complainant that this complaint has been satisfied. Such affidavits must describe the basis on which this complaint was satisfied; any settlement agreement between the parties must be reduced to writing and attached to the affidavit. Such affidavits are to be filed with the Secretary of the Commission at the address set forth in paragraph 1. Upon receipt of affidavits of satisfaction from all complainants, this complaint may be dismissed by the Commission in accordance with Section 703(a) of the Public Utility Code, 66 Pa. C.S. Section 703(a), unless the Commission determines that such dismissal would be contrary to the public interest, in which event the Commission may direct that hearings be held upon the complaint.

4. If you file an answer which admits the allegations in this complaint, or which fails to specifically deny the allegations in this complaint, the Commission may, without hearing, enter an order which either revokes or suspends any certificate held by you or which imposes a fine or any other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C. S. Section 101, et seq.; and, if you are a customer of a utility, an order may be entered which prescribes a payment schedule or which authorizes termination of utility services. The Commission is not limited to the relief sought by the complainant in paragraph 4 of the attached complaint.

5. If you file a timely answer which specifically denies the allegations in this complaint, or which raises material questions of law or fact, this matter shall be referred to the Office of Administrative Law Judge for hearing and decision. If, after hearing on the issues raised by that answer, you are found to have committed any of the violations alleged in the complaint, the Administrative Law Judge may render a decision which either revokes or suspends any certificate or permit held by you or which imposes a fine or any other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C. S. Section 101, et seq.; and, if you are a customer of a utility, an order may be entered which prescribes a payment schedule or which authorizes termination of utility services. In the imposition of a penalty after a hearing the Administrative Law Judge is not bound by the relief sought by the complainant in paragraph 4 of the attached complaint.

James J. McNulty  
Secretary

(SEAL)

Certified Mail  
Return Receipt Requested



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE  
REFER TO OUR FILE

DATE SERVED: April 4, 2006

C-20066068

PEOPLES NATURAL GAS COMPANY  
SUSAN G GEORGE ESQ  
625 LIBERTY AVE  
PITTSBURGH PA 15222-3197

DOCUMENT  
FOLDER

Dear Ms. George:

A complaint has been filed against you before the Pennsylvania Public Utility Commission by EUGENE SCHWARTZ. To defend yourself against the claims stated in the following pages, you must act within twenty (20) days by filing in writing with the Commission, either personally or through your attorney, your defenses or objections to the claims stated against you. Or, you may satisfy the complaint by settling the matter with the Complainant and submitting proof of settlement to the Commission within twenty (20) days.

IF YOU FAIL TO RESPOND WITHIN TWENTY (20) DAYS, THE CASE MAY GO FORWARD IN YOUR ABSENCE AND A JUDGEMENT MAY BE ENTERED AGAINST YOU BY THE COMMISSION WITHOUT FURTHER NOTICE.

CUSTOMER OF A UTILITY

A payment schedule may be prescribed or a termination of utility services may be authorized. You may lose money or property or other rights important to you.

COMPANY/UTILITY

An Administrative Law Judge may revoke or suspend any certificate or permit held by you, or impose a fine, or any other appropriate penalty or remedy authorized by the Public Utility Code. You may lose money or property or other rights important to you.

Detailed instructions on how to proceed are contained in the attached pages. You are advised to read them carefully.

April 4, 2006

Unless you are a corporation or other organization, you may proceed without a lawyer. However, if you want a lawyer and do not have one or cannot afford one, the office listed below can tell you where you can get legal help:

Pennsylvania Lawyer Referral Service  
Pennsylvania Bar Association  
P.O. Box 186  
Harrisburg, PA 17108  
(800) 692-7375

Very truly yours,

James J. McNulty  
Secretary

ane

Horace P. Payne, Jr.  
Senior Counsel

Dominion Resources Services, Inc.  
625 Liberty Avenue, Pittsburgh, PA 15222  
Phone 412-497-6889, Fax 412-497-6838  
E-mail: Horace\_P\_Payne@dom.com  
Web Address: www.dom.com



**Dominion**<sup>®</sup>

ORIGINAL

April 20, 2006

**CERTIFIED MAIL**

James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

RECEIVED

APR 20 2006

PAPUBLIC UTILITY COMMISSION  
GENERAL COUNSEL

Re: Eugene Schwartz v. The Peoples Natural Gas Company  
at Docket No. C-20066068

Dear Secretary McNulty:

On behalf of The Peoples Natural Gas Company, enclosed please find an original and three (3) copies of its Answer filed in the above-referenced matter.

If you have any questions or concerns regarding this matter, please do not hesitate to contact me.

DOCUMENT  
FOLDER

Very truly yours,

Enclosures

cc: Eugene Schwartz, 1 Strawberry Hill Ave., Apt 6C, Stamford, CT 06902  
Joseph Gregorini - Dominion Tower

COMMONWEALTH OF PENNSYLVANIA  
BEFORE  
THE PUBLIC UTILITY COMMISSION

Eugene Schwartz  
v.  
The Peoples Natural Gas Company

) Complaint Docket  
) No. C-20066068  
) 2006

APR 26 2006

PA. PUBLIC UTILITY COMMISSION

ANSWER OF  
THE PEOPLES NATURAL GAS COMPANY  
d/b/a DOMINION PEOPLES

DOCUMENT  
FOLDER

1. Admitted.
2. The Peoples Natural Gas Company d/b/a Dominion Peoples  
625 Liberty Avenue  
Pittsburgh, PA 15222-3197  
Horace P. Payne, Jr., Counsel for The Peoples Natural Gas Company
3. Admitted.
4. Under Section 1307(f) of the Public Utility Code, Dominion Peoples submits its "annual" gas cost recovery filing to be effective October 1 of each year. The Pennsylvania Public Utility Commission subjects this filing to a full investigation and final rates are not implemented until the Commission renders a final decision on the level of the gas cost rate.

Under Section 1307(f), Dominion Peoples files quarterly changes to its purchased gas cost rates to be effective January 1, April 1, July 1 and October 1. These quarterly filings serve two purposes:

- to adjust the gas cost rate to true-up any prior period over or under collections, and
- to update the projected costs with the most current information available.

The three components of gas cost (Capacity, Gas Cost Adjustment Charge, and Natural Gas Supply Charge) reflect a pass-through of the costs that Dominion Peoples incurs for buying gas on behalf of our customers. There is no mark-up or profit added. By law, Dominion Peoples must purchase the lowest cost gas that is available.

Over the past few years natural gas prices have remained at higher than historical levels for some of the following reasons:

- The decrease in gas production as a result of recent hurricanes.
- Continued aging of most major U.S. and Canadian gas fields. Relatively cheap, easy to produce gas fields are being depleted.

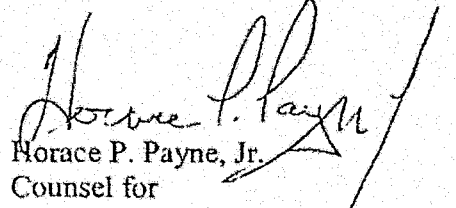
**DOCKETED**

APR 26 2006

- Growth of gas for use in power generation
- Decline in gas imports from Canada
- Demand for gas in short term is very inelastic, so there are very large jumps in price when supply is constrained

5. Dominion Peoples states that Complainant's concerns about gas costs are not appropriately addressed in this forum and should instead be reviewed in future rate proceedings of Respondent. Furthermore, portions of the complaint are directed to the Commission itself and cannot be answered by Dominion Peoples. For the reasons listed above, Dominion Peoples respectfully requests that this complaint be dismissed.
6. Unknown to Respondent.
7. Admitted.

Respectfully submitted,

  
Horace P. Payne, Jr.  
Counsel for  
The Peoples Natural Gas Company

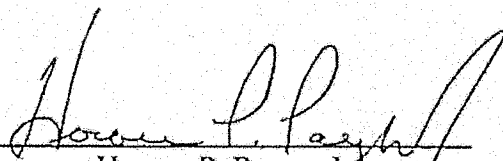
APR 20 2005  
EAST RIVER NY 11001  
SECRETARY'S OFFICE



CERTIFICATION OF SERVICE

I hereby certify that I have served a copy of the foregoing upon each party to this proceeding.

Done at Pittsburgh, Pennsylvania, this 20th day of April, 2006.

  
\_\_\_\_\_  
Horace P. Payne, Jr.  
Counsel for  
The Peoples Natural Gas Company

APR 20 2006  
PUBLIC INFORMATION SECTION  
SECRETARY'S OFFICE



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE  
REFER TO OUR FILE

May 15, 2006

In Re: C-20066068

(SEE ATTACHED LIST)

Eugene Schwartz v. UGI Utilities, Inc.

Billing Dispute

DOCUMENT  
FOLDER

Telephone Hearing Notice

This is to inform you that a hearing by telephone has been scheduled in this case on Tuesday, June 20, 2006. This is one of several hearings scheduled for this day. Your case will be dismissed if the presiding officer is not able to contact you at the time scheduled for the hearing. The hearing will be held as follows:

Type: Initial Telephonic Hearing  
Date: Tuesday, June 20, 2006  
Time: 1:00 p.m.  
Presiding: Administrative Law Judge Fred R. Nene  
1103 Pittsburgh State Office Building  
300 Liberty Avenue  
Pittsburgh, PA 15222  
(412) 565-3550

SECRETARY'S BUREAU

2006 MAY 16 AM 10:30

RECEIVED

You must provide the presiding officer with the telephone number where you can be reached to participate in the hearing. If your telephone number or area code has changed, you must contact the presiding officer at least 5 business days prior to the scheduled hearing and provide the necessary information.

DOCKETED  
MAY 16 2006

SECRETARY'S BUREAU

2006 MAY 16 AM 10:30

RECEIVED

On the hearing date, the Presiding Officer will contact the parties as follows:

Eugene Schwartz	203-274-5744
Horace P. Payne, Esquire	412-497-6889

**ATTENTION: YOU MUST BE AVAILABLE WHEN CONTACTED BY THE PRESIDING OFFICER. IF YOU DO NOT TAKE PART IN THIS HEARING AND PRESENT YOUR CASE, YOUR CASE WILL BE DISMISSED.**

If you have any exhibits that you will refer to during the hearing, you must send 3 copies to the presiding officer and 1 copy to every other party. All copies must be received at least 5 business days before the hearing.

Individuals may represent themselves or be represented by an attorney. Individuals representing themselves do not need to be represented by an attorney. If you have an attorney representing you, your attorney should file a Notice of Appearance at least 5 business days before the scheduled hearing date.

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: Judge Nene  
Cherie Pyle, Scheduling Officer  
Beth Plantz  
Docket Section  
Calendar File



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
Office of Administrative Law Judge  
P.O. BOX 3265, HARRISBURG, PA 17105-3265  
May 17, 2006

IN REPLY PLEASE  
REFER TO OUR FILE

In Re: C-20066068

(SEE LETTER DATED 5/15/06)

Eugene Schwartz v. The Peoples Natural Gas d/b/a Dominion Peoples  
Billing Dispute

CORRECTED Hearing Notice

This is to inform you that the notice dated May 15, 2006 on the above-captioned case, contained incorrect information. The purpose of this notice is to correct that information. All corrections will be double underlined.

Type: Initial Telephonic Hearing  
Date: Tuesday, June 20, 2006  
Time: 1:00 p.m.  
Location: 11th floor hearing room  
Pittsburgh State Office Building  
300 Liberty Avenue  
Pittsburgh, PA 15222  
Presiding: Administrative Law Judge Fred R. Nene  
1103 Pittsburgh State Office Building  
300 Liberty Avenue  
Pittsburgh, PA 15222  
Telephone: 412.565.3550  
Fax: 412.565.5692

DOCUMENT  
FOLDER

DOCKETED  
JUN 01 2006

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

On the hearing date, the Presiding Officer will contact the parties as follows:

Eugene Schwartz	203-274-5744
Horace P. Payne, Esquire	412-497-6889

**ATTENTION: YOU MUST BE AVAILABLE WHEN CONTACTED BY THE PRESIDING OFFICER. IF YOU DO NOT TAKE PART IN THIS HEARING AND PRESENT YOUR CASE, YOUR CASE WILL BE DISMISSED.**

If you have any exhibits that you will refer to during the hearing, you must send 3 copies to the presiding officer and 1 copy to every other party. All copies must be received at least 5 business days before the hearing.

Individuals may represent themselves or be represented by an attorney. Individuals representing themselves do not need to be represented by an attorney. If you have an attorney representing you, your attorney should file a Notice of Appearance at least 5 business days before the scheduled hearing date.

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: Judge Nene  
Cherie Pyle, Scheduling Officer  
Beth Plantz  
Docket Section  
Calendar File