

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

DOCUMENT
FOLDER

R-Two Professional Building :
 :
 v : C-20055657
 :
 The Peoples Natural Gas Company d/b/a :
 Dominion Peoples :

PREHEARING ORDER

An initial telephonic hearing in this case is scheduled for Wednesday, March 26, 2008, at 10:00 a.m. Accordingly, the parties are hereby directed to comply with the following requirements.

1. If you intend to present any documents or exhibits for my consideration, you must send one (1) copy to the other party and three (3) copies to me one week before the hearing. Be sure that you serve me directly with a copy of any document that you file in this proceeding at the time of filing. If you send me any correspondence or document, you must send a copy to all other parties. For your convenience, a copy of the Commission's current service list of the parties to this proceeding is enclosed with this Order.

2. If you or any proposed witness will be at a telephone number that is different than the number on the hearing notice, you must notify me of that telephone number at least one (1) week before the hearing.

3. A request for a change of the scheduled hearing date must be submitted in writing no later than five (5) days before the hearing. 52 Pa. Code §1.15(b). Requests for changes of initial hearings must be sent to the undersigned Administrative Law Judge, with copies to all parties of record. The correct address is: Pennsylvania Public Utility Commission, Office of Administrative Law Judge, 1103 Pittsburgh State Office Building, 300 Liberty Avenue.

Pittsburgh, PA 15222-1210. Only the undersigned Administrative Law Judge or Office of Administrative Law Judge Scheduling Unit may grant a request for a change of an initial hearing. Such changes are granted only in rare situations where sufficient cause exists. Should any party have any questions regarding this procedure, you may contact me at 412-565-3550.

4. **YOU MAY LOSE THIS CASE, IF YOU DO NOT TAKE PART IN THIS HEARING AND PRESENT EVIDENCE ON THE ISSUES RAISED.**

5. ALTHOUGH THIS HEARING IS BEING CONDUCTED TELEPHONICALLY FOR THE CONVENIENCE OF THE PARTIES, IT IS STILL A FORMAL HEARING AND WILL BE CONDUCTED IN ACCORDANCE WITH THE COMMISSION'S RULES OF PRACTICE AND PROCEDURE.

6. Pursuant to 52 Pa. Code §§1.21 & 1.22, you may represent yourself, if you are an individual, or you may have an attorney represent you. However, if you are a partnership, limited liability company, corporation, trust, association or governmental agency or subdivision, you must have an attorney represent you in this proceeding. Unless you are an attorney, you may not represent someone else.

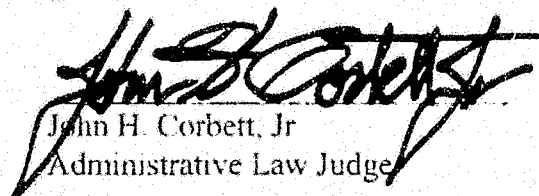
7. The Complainant bears the burden of proof in this proceeding and must show by a preponderance of the evidence that the Respondent has violated the Public Utility Code or a regulation or an Order of this Commission so that the Complainant is entitled to the relief requested in the complaint.

8. If you intend to subpoena witnesses for the hearing, you should review the procedures established in 52 Pa. Code §5.421. You must submit your written application to me sufficiently in advance of the hearing date so the other parties will have the required ten (10) days' notice to answer or object, and so you will have enough time to receive the subpoena and serve it.

9. Any party may conduct discovery to learn the factual basis of another party's position in this case. However, 52 Pa. Code §5.331(b) provides, in relevant part, that "[a] party shall initiate discovery as early in the proceedings as reasonably possible." Additionally, 52 Pa. Code §5.322 provides, in relevant part, that "parties are encouraged to exchange information on an informal basis." All parties are urged to cooperate in informal information exchanges and in conducting discovery. Cooperation is preferable to disagreements, which require my participation to resolve. There are limitations on discovery (52 Pa. Code §5.361) and sanctions for abuse of the discovery process (52 Pa. Code §§5.371 & 5.372).

10. It is the Commission's policy to encourage settlements. 52 Pa. Code §5.231(a). Therefore, you are urged to discuss informally between yourselves the possible settlement of this case at least one week before the hearing. If you are unable to settle this case, you may still resolve as many questions or issues as possible during your informal discussion.

Date: February 20, 2008


John H. Corbett, Jr.
Administrative Law Judge

COMMONWEALTH OF PENNSYLVANIA

Pennsylvania Public Utility Commission

INTEROFFICE MEMORANDUM

TO: LINDA SALOME
OALJ SCHEDULING STAFF

FROM: JOHN H. CORBETT, JR. *JHC*
ADMINISTRATIVE LAW JUDGE

SUBJECT: R-TWO PROFESSIONAL BUILDING V. THE PEOPLES
NATURAL GAS COMPANY, D/B/A DOMINION PEOPLES
DOCKET NO. C-20055657

DATE: MARCH 17, 2008

CC: CHRISTINE WILLIAMS

I am scheduled to preside over a telephonic hearing in the above-captioned case on Wednesday, March 26, 2008. Enclosed you will find correspondence from counsel for the Complainant stating that it wishes to withdraw its complaint.

Accordingly, I respectfully request that you cancel the scheduled hearing. Please process this matter pursuant to 52 Pa. Code §5.94. Kindly ask the Secretary for the Commission to mark the docket for this case as settled and closed.

As always, if you have any questions or if I can be of any service to you, please feel free to contact me. I thank you for your time and attention to this matter.

Enclosure

RECEIVED
2008 MAR 19 AM 9:02
PA P.U.C.
SECRETARY'S BUREAU

LAW OFFICES

ABOOD, RUSSELL, PAPPAS & ROZICH

SOUTH STREET STATION PROFESSIONAL BUILDING

708 FRANKLIN STREET SUITE 200

JOHNSTOWN, PENNSYLVANIA 15901

CARAM J. ABOOD
RICHARD J. RUSSELL
JAMES PAPPAS
KEVIN J. ROZICH

JENNIFER L. RICHARDS
MICHAEL T. CRUM

AREA CODE 814
535-3751

March 17, 2008

FAX TRANSMISSION to (412) 565-5692

Pennsylvania Public Utility Commission
Office of Administrative Law Judge
1103 Pittsburgh State Office Building
300 Liberty Avenue
Pittsburgh, PA 15222-1210

DOCUMENT
FOLDER

PA P.U.C.
SECRETARY'S BUREAU

RECEIVED
2008 MAR 19 AM 9:02
539-6802

ATTENTION: The Honorable John H. Corbett, Jr.,
Administrative Law Judge

RE: R-Two Professional Building vs.
Peoples Natural Gas Company d/b/a
Dominion Peoples
No. C-20055657

Dear Judge Corbett:

This letter is to inform you that I, on behalf of the Plaintiff, am withdrawing the Complaint filed before the Public Utility Commission. We will proceed with an action pending before the Court of Common Pleas in Cambria County.

By a copy of this letter, I am notifying counsel for the Defendant, William H. Roberts, II, Esquire of same.

Should you have any questions regarding this, please feel free to contact me. Thank you and I remain,

Very truly yours,



Caram J. Abood

CJA/mlm

cc: William H. Roberts, II, Esquire

DIV-6692