

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Frank Linsinbigler

v.

Southern Union Company (PG Energy)

DOCKETED

JUN 11 2005

C-20043528

**DOCUMENT
FOLDER**

ORDER GRANTING A CONTINUANCE

An Initial Telephonic Hearing in this case is scheduled for Monday, May 16, 2005, 10 a.m. On May 12, 2005, I received a faxed letter, dated May 11, 2005, from Thomas J. Jones, Jr., Esquire, counsel for Complainant Frank Linsinbigler, requesting a continuance in this matter. The letter indicated that it had been served upon Respondent PG Energy.

Upon receipt of the continuance request, I immediately attempted to initiate a telephone conference call with counsel for Complainant and Respondent. Counsel for Complainant was available, but I was unable to reach Respondent's counsel at that time.

The criterion for granting continuances is set forth in 52 Pa. Code §1.15(b). As stated therein, "[o]nly for good cause shown, will requests for continuance be considered."

Complainant's continuance request included two attachments which indicate that Complainant and his wife are scheduled for medical procedures at the same time as the hearing. I am informed that Beverly Linsinbigler, Complainant's spouse, is the power of attorney for her husband, who is incapacitated. Thus, she must also be available for the hearing. The medical procedure regarding Mrs. Linsinbigler relates to her cancer treatment, and I am not inclined to require that this procedure be postponed so that the hearing can be held as scheduled.

RJP

However, this hearing will not be postponed indefinitely. Accordingly, I am granting only a 48-hour continuance to allow for the medical procedure and recovery time.

THEREFORE,

IT IS ORDERED:

1. That Complainant's request for a continuance of the hearing currently scheduled for Monday, May 16, 2005, at 10:00 a.m. is hereby granted;
2. This hearing will be rescheduled to Wednesday, May 18, 2005, at 10 a.m. The parties will be contacted by telephone at that time.

Date: May 12, 2005

Kandace F. Melillo
Kandace F. Melillo
Administrative Law Judge

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

DATE: May 16, 2005
SUBJECT: C-20043528
Frank Linsinbigler v. PG Energy, a Division of Southern Union Company
TO: Wanda Zeiders
Docket Management
FROM: Cherie Pyle, ALJ Support Staff
Office of Administrative Law Judge

On May 16, 2005, a Certificate of Satisfaction was filed in the above-captioned proceeding. If no objection is filed to this certificate within 10 days of service, this proceeding will be closed.

All parties should be notified that the case is closed and a copy of that notification placed in the document folder.

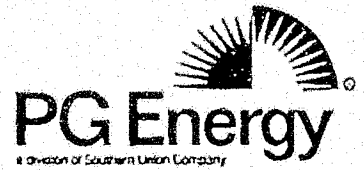
The Initial Telephonic Hearing scheduled for Wednesday, May 18, 2005 has been cancelled.

Attachment

pc: ALJ Kandace F. Melillo
Beth Plantz
Case File

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FOLDER

DOCKETED**D**
JUN 14 2005



Jeffery R. Sanday, Esquire
House Counsel
(570) 819-4424

May 16, 2005

Thomas J. Jones, Jr., Esquire
406 Jefferson Avenue
Scranton, Pa 18510

RECEIVED

MAY 19 2005

Re: Frank Linsinbigler v. PG Energy
C-20043528

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Dear Thomas:

I acknowledge receipt of your May 13, 2005 correspondence in the above matter. PG Energy accepts your settlement offer to pay all current charges on your client's gas bill each month plus an additional \$200.00 toward the arrears until the arrears are satisfied in 28 months. However, the first payment must be made beginning with the May, 2005 billing (which bill shall be rendered on or about May 23, 2005) and will be due in June, 2005.

It is now necessary for you to send a Withdrawal of Complaint along with three copies to the Public Utility Commission and also a copy must be sent to Judge Melillo and myself.

Sincerely,

JHS:dmk

cc: ALJ Candace F. Melillo
S. Napkora

PA PUC
COMMUNICATIONS SECTION

DOCUMENTED
OCT 23 2005

DOCUMENT
FOLDER

Law Offices
THOMAS J. JONES, JR.
A Professional Corporation
406 JEFFERSON AVENUE
SCRANTON, PENNSYLVANIA 18510

(570) 342-9295
FAX (570) 342-6011

ORIGINAL

May 17, 2005

Via Fax Transmittal and U S Mail

Secretary's Office
Pennsylvania Public Utility Commission
PO Box 3265
Harrisburg, PA 17105-3265

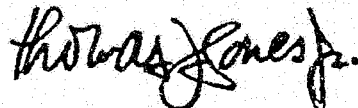
RE: Frank and Beverly Linsinbigler vs.
PG Energy, A Division of Southern Union Company
No. C-20043528

Dear Secretary

Enclosed herewith please find the original and three (3) copies of a Withdrawal of Complaint relative to the above-captioned matter. This matter was scheduled for an Initial Telephonic Hearing before Judge Melillo on Wednesday, May 18, 2005 at 10.00 a.m. I am providing a copy of this letter and its enclosure to Judge Melillo and opposing counsel, Jeffrey Sunday, Esquire.

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

Very truly yours,
THOMAS J. JONES, JR., P C



Thomas J. Jones, Jr., Esquire

TJJ, JR/ss
enclosures

cc: Kandace F. Melillo, Administrative Law Judge (w/enc.)
Jeffrey Sunday, Esquire (w/enc.)

KJR

DOCUMENT
FOLDER

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

FRANK LINSINBIGLER

v

C-20043528

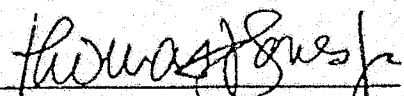
SOUTHERN UNION COMPANY
(PG ENERGY)

WITHDRAWAL OF COMPLAINT

TO: Pennsylvania Public Utility Commission

Please be advised that an agreement has been reached between the parties and their respective counsel for settlement in the above-captioned matter. As such, Frank Linsinbigler would like the Commission to note a satisfaction of his formal complaint and request that the Complaint be withdrawn.

Respectfully Submitted,
THOMAS J. JONES, JR., P.C.


Thomas J. Jones, Jr., Esquire
Attorney for Frank Linsinbigler

DOCKETED
MAY 21 2005

cc: Kandace F. Melillo, Administrative Law Judge
Jeffrey Sunday, Esquire

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

IN REPLY PLEASE
REFER TO OUR FILE

October 12, 2006

C-20043528

FRANK LINSINBIGLER
116 GRANT STREET
OLYPHANT PA 18447

FRANK LINSINBIGLER
v.
SOUTHERN UNION COMPANY

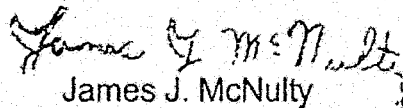
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OCT 12 2006

DOCUMENT
FOLDER

TO WHOM IT MAY CONCERN:

Please be advised that the Commission has marked closed the above-entitled proceeding.

Very truly yours,


James J. McNulty
Secretary

cc: All parties of Record
Office of ALJ

nvl