

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Raeel Coleman

v.

Duquesne Light Company

:  
:  
:  
:  
:

Z-01714608

DOCUMENT

PREHEARING ORDER

MAR 31 2005

An Initial Telephonic Hearing in this case is scheduled for Tuesday, April 5, 2005, at 2:00 p.m.. Your case is one of several cases scheduled for this day. You must be available when contacted by the presiding officer or your case will be dismissed. If you 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 five (5) business days before the hearing.

The parties are hereby directed to comply with the following requirements:

1. A request for a change of the scheduled hearing date must state the agreement or opposition of all other parties, and must be submitted in writing no later than five (5) business days prior to the hearing. 52 Pa.Code §1.15(b). Requests for changes of hearing dates must be sent to me and all parties of record. The correct address is:

Administrative Law Judge Wayne L. Weismandel  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265  
Telephone: (717) 783-5452  
Fax: (717) 787-0481

Changes are granted only in rare situations where good cause exists.

2. Commission policy promotes settlements. 52 Pa.Code §5.231(a). The utility will contact the customer at least one week before the scheduled hearing to talk over a possible settlement of this case. Even if you are unable to settle this case, you may still resolve many questions or issues during your talks. If an agreement is reached, a formal hearing will not be necessary and the scheduled hearing will be cancelled.

3. The Pennsylvania Legislature recently enacted the Responsible Utility Customer Protection Act. 66 Pa.C.S. §1401 *et seq.* This new law provides strict guidelines regarding how the Commission must handle consumer complaints. The application of this law may result in payment terms that are less favorable than the customer's current payment terms.

4. If the Commission's Bureau of Consumer Services (BCS) has directed the customer to make payments and those payments have not been made, the customer must be prepared to explain at the hearing why those payments have not been made.

5. The customer must pay his current bills for utility service while waiting for a hearing on the complaint. **FAILURE TO MAKE PAYMENTS FOR CURRENT SERVICE BY THE DUE DATE EACH MONTH MAY RESULT IN THE TERMINATION OF THE CUSTOMER'S SERVICE PRIOR TO THE HEARING. FAILURE TO MAKE THESE PAYMENTS WILL RESULT IN AN ORDER REQUIRING A LUMP SUM PAYMENT EQUAL TO THE AMOUNT OF ALL MISSED PAYMENTS FOR SERVICE.**

6. If you intend to present any documents or exhibits for my consideration, you must send one copy to the other party and three (3) copies to me at least five (5) business days before the hearing. Proposed exhibits should be properly pre-marked for identification purposes.

7. At the hearing, the customer must be prepared to testify about the total gross monthly income of the household. A household includes all adults living at the service address and

benefiting from the utility service. The "total gross monthly household income" includes but is not limited to the following:

- (a) income from salaries, wages, tips or other compensation;
- (b) pension, retirement or social security benefits;
- (c) Supplemental Security Income (SSI);
- (d) unemployment compensation benefits;
- (e) workers' compensation benefits;
- (f) alimony;
- (g) child support;
- (h) public assistance; and,
- (i) any other source(s) of income.

8. To assist the customer in providing the income and expense information required by this order, three (3) copies of a budget information form are enclosed. The customer must fill out this form; return one (1) completed copy to me, and send one (1) completed copy to the attorney for the utility at least one week before the hearing. You should keep one (1) completed copy for your use during the hearing.

9. The utility must prepare and submit the following documents at least one week before the hearing:

- (a) an account statement, showing the history of the account for a minimum of 24 months or the entire history of the account, whichever is less;
- (b) a copy of the most recent BCS decision, if any;
- (c) a service usage comparison report for the same period as the account statement; and,
- (d) a brief summary of any payment arrangement(s) made between the utility and the customer other than determinations of the BCS or the Commission.

10. Pursuant to 52 Pa.Code §§1.21 and 1.22, you may represent yourself, if you are an individual, or you may have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted *Pro Hac Vice*, represent you. However, if you are a partnership, corporation, trust, association, or governmental agency or subdivision, you must have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted *Pro Hac Vice*.

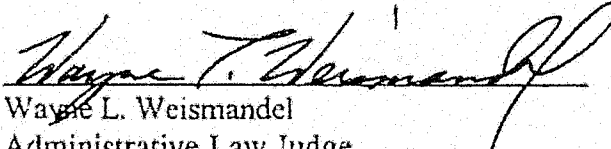
represent you in this proceeding. Unless you are an attorney, you may not represent someone else. Attorneys shall insure that their appearance is entered in accordance with the provisions of 52 Pa.Code §1.24(b).

11. 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 that the other parties will have the required ten (10) days notice to answer or object, and so that you will have enough time to receive the subpoena and serve it.

**12. THIS CASE WILL BE DISMISSED IF THE CUSTOMER FAILS TO PARTICIPATE IN THE HEARING AND PRESENT EVIDENCE ON THE ISSUES RAISED.**

13. Although the 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.

Date: March 15, 2005

  
Wayne L. Weismandel  
Administrative Law Judge

MONTHLY BUDGET INFORMATION

Customer's Name: Raecal Coleman Date: \_\_\_\_\_

Name of Utility: Duquesne Light Company

P.U.C. Docket No.: Z-01714608

Hearing Date: April 5, 2005

Administrative Law Judge: Wayne L. Weismandel

<u>Monthly Household Income</u> (Include gross income from all adults living in your home.)	<u>Amount</u>
Salaries, wages & tips	\$ _____
Public assistance	_____
Social security or SSI	_____
Alimony	_____
Child support	_____
Pension	_____
Retirement benefits	_____
Unemployment compensation	_____
Workers' compensation	_____
Food stamps	_____
Other income (List source & amount):	_____
_____	_____
_____	_____
_____	_____
Total:	\$ _____

(IMPORTANT: COMPLETE EXPENSE INFORMATION ON NEXT PAGE.)

Monthly Household Expenses

Amount

Balance Owed

Rent/mortgage

\$ \_\_\_\_\_

\$ \_\_\_\_\_

Electric

\_\_\_\_\_

\_\_\_\_\_

Gas

\_\_\_\_\_

\_\_\_\_\_

Telephone

\_\_\_\_\_

\_\_\_\_\_

Water

\_\_\_\_\_

\_\_\_\_\_

Sewage

\_\_\_\_\_

\_\_\_\_\_

Trash pickup

\_\_\_\_\_

\_\_\_\_\_

Cable television

\_\_\_\_\_

\_\_\_\_\_

Food (Other than food stamps)

\_\_\_\_\_

\_\_\_\_\_

Clothing

\_\_\_\_\_

\_\_\_\_\_

Automobile:

    Loan payment

\_\_\_\_\_

\_\_\_\_\_

    Gasoline

\_\_\_\_\_

\_\_\_\_\_

    Repairs & maintenance

\_\_\_\_\_

\_\_\_\_\_

    Car insurance

\_\_\_\_\_

\_\_\_\_\_

Other transportation:

    Bus

\_\_\_\_\_

\_\_\_\_\_

    Taxicabs

\_\_\_\_\_

\_\_\_\_\_

    Jitneys

\_\_\_\_\_

\_\_\_\_\_

Insurance premiums:

    Renters'/homeowners' insurance

\_\_\_\_\_

\_\_\_\_\_

    Life insurance

\_\_\_\_\_

\_\_\_\_\_

    Medical insurance

\_\_\_\_\_

\_\_\_\_\_

Medical bills:

    Doctors

\_\_\_\_\_

\_\_\_\_\_

    Dentists

\_\_\_\_\_

\_\_\_\_\_

    Hospitals

\_\_\_\_\_

\_\_\_\_\_

    Prescriptions

\_\_\_\_\_

\_\_\_\_\_

List credit cards & charge accounts:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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\_\_\_\_\_

List loan payments:

\_\_\_\_\_

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List other expenses:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

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\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Total:

\$ \_\_\_\_\_

\$ \_\_\_\_\_



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

IN REPLY PLEASE  
REFER TO OUR FILE

March 15, 2005

In Re: Z-01714608

(SEE ATTACHED LIST)

Raecal Coleman v. Duquesne Light Company

Requests Payment Arrangements

Telephone Hearing Notice

This is to inform you that a hearing by telephone has been scheduled in this case on Tuesday, April 5, 2005. 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, April 5, 2005  
Time: 2:00 p.m.  
Presiding: Administrative Law Judge Wayne L. Weismandel  
P.O. Box 3265  
Harrisburg, PA 17105-3265  
Telephone: (717) 783-5452  
Fax: (717) 787-0481

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.

DOCUMENT  
FOLDER

**DOCKETED**  
APR 14 2005

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

Raeal Coleman	724.831.7321
Regina M. Sestak, Esquire	412.393.1546

**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:

- Scheduling Office: (717) 787-1399.
- AT&T Relay Service number for persons who are deaf or hearing-impaired: 1-800-654-5988.

pc: Judge Weismandel  
Susan Licon  
Beth Plantz  
Docket Section  
Calendar File

#519301 1/05

# Chapter 56 Hearing Report

*Please Check Those Blocks Which Apply*

Docket No.:	Z-01714608		YES	NO
Case Name:	Raeal Coleman v Duquesne Light Company	Prehearing Held:	<input type="checkbox"/>	<input type="checkbox"/>
		Hearing Held:	<input type="checkbox"/>	<input type="checkbox"/>
		Testimony Taped:	<input type="checkbox"/>	<input type="checkbox"/>
		Transcript Due:	<input type="checkbox"/>	<input type="checkbox"/>
		Hearing Concluded:	<input type="checkbox"/>	<input type="checkbox"/>
Location:	Harrisburg	Further Hearing Needed:	<input type="checkbox"/>	<input type="checkbox"/>
Date:	April 5, 2005	Estimated Add'l Days:		
Special Agent:	ALJ Wayne L. Weismandel	RECORD CLOSED:	<input type="checkbox"/>	<input type="checkbox"/>
		DATE:		
		Briefs to be Filed:	<input type="checkbox"/>	<input type="checkbox"/>
		DATE:		
		Bench Decision:	<input type="checkbox"/>	<input type="checkbox"/>
		REMARKS:		

CANCELED - PARTIES  
 HAVE SETTLED, DUQUESNE  
 TO SUBMIT CERTIFICATE  
 OF SATISFACTION.

DOCUMENT  
 FOLDER

PLEASE PRINT CLEARLY - Incomplete information may result in delay of processing.

Name and Telephone Number	Address	Who are you representing?
<div style="font-size: 1.5em; font-weight: bold; margin-bottom: 5px;">RECEIVED</div> <div style="font-size: 1.2em; margin-bottom: 5px;">APR 05 2005</div>	City	State
	City	State
Telephone:	E-mail Address:	Fax Number
	City	State
	City	State
Telephone:	E-mail Address:	Fax Number
	City	State
Telephone:	E-mail Address:	Fax Number

KJR

Check this box if additional parties or attendees appear on back of form.

*Note: Completion of this form does not constitute an entry of appearance, see 52 Pa. Code §§1.24 and 1.25.*



**Duquesne Light**

Our Energy Your Power

ORIGINAL

Legal Department  
411 Seventh Avenue, 8-2  
Pittsburgh, PA 15219

Tel 412-393-1546  
Fax 412-393-5598  
rsestak@dqe.com

Regina M. Sestak  
Assistant General Counsel

April 21, 2005

DOCUMENT  
FOLDER

SEARCHED  
SERIALIZED  
INDEXED  
MAY 11 2005

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

RE: Raeccal Coleman v. Duquesne Light Company  
Docket No. Z-01714608

Dear Secretary McNulty:

Enclosed for filing in the above-referenced matter are an original and three copies of Settlement Agreement and Complainant's Withdrawal of the above-captioned Formal Complaint to which Respondent consents. Copies of these documents have been served upon Complainant and the Presiding Officer in accordance with Commission Regulations.

Sincerely,

Regina M. Sestak  
Attorney for Duquesne Light Company

- c: Raeccal Coleman (with enclosures)
- Administrative Law Judge Wayne L. Weismandel (with enclosures)

KJR

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SETTLEMENT AGREEMENT


Raecal Coleman  
vs. DUQUESNE LIGHT COMPANY  
DOCKET #Z-01714608

On April 1, 2005 Jim Pool of Duquesne Light Company contacted Raecal Coleman to discuss settlement of her Formal Complaint.

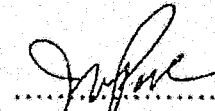
A settlement agreement was reached between Mr. Pool, representing Duquesne Light Company and Ms. Coleman. Ms. Coleman agreed to contact the Customer Assistance Program representative located in McKeesport, PA and apply for enrollment in the CAP program. The customer has agreed to pay \$64.00 by 5/4/05 and then pay her budget bill + \$20.00 until she has been enrolled in CAP.

DOCUMENT  
FOLDER

DOCKETED  
MAY 3 2005

  
Raecal Coleman

4/15/05  
Date

  
Jim Pool  
for Duquesne Light Co.

4/26/05  
Date

RECEIVED  
MAY 15 2005  
MAY 15 2005

Secretary, James J. McNulty  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17120

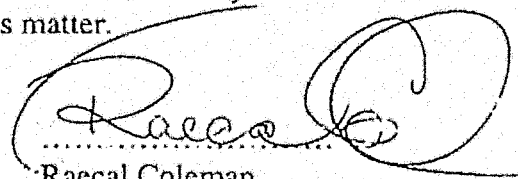
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DOCKETED  
MAY 3 2005

**Raecal Coleman vs. Duquesne Light Company**  
**Docket Number Z-01714608**

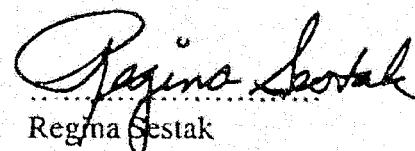
Dear Mr. McNulty:

I have reached a settlement agreement with Duquesne Light Company acceptable to me concerning the above-captioned Formal Complaint. I therefore withdraw my Complaint and request you to close the Commission's files in this matter.

  
.....  
Raecal Coleman

4/15/05  
.....  
Date

Respondent, Duquesne Light Company, by its attorney, hereby consents to the withdrawal of the above-captioned complaint.

  
.....  
Regina Bestak

4-21-05  
.....  
Date

COMMONWEALTH OF PENNSYLVANIA  
PUBLIC UTILITY COMMISSION

DATE: April 25, 2005  
SUBJECT: Z-01714608 Raecal Coleman v. Duquesne Light Company  
TO: Wanda Zeiders  
Docket Management  
FROM: Susan Licon, ALJ Support Staff  
Office of Administrative Law Judge

On April 25, 2005 a Petition for Leave to Withdraw was filed in the above-captioned proceeding. If no objection is filed to this petition 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.

Attachment

pc: ALJ Wayne L. Weismandel  
Beth Plantz  
Case File

DOCUMENT  
FOLDER

**DOCKETED**  
MAY 03 2005

KJR