

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Nadine Nash-Kendrick

v.

Philadelphia Gas Works

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Z-01717312

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PREHEARING ORDER

An initial hearing in this case is scheduled for January 14, 2005 at 10:00 a.m. Accordingly, the parties are hereby directed to comply with the following requirements.

1. You must 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. If you intend to present any documents or exhibits at the hearing, you must bring with you the required number of copies (the original and one copy for the Commission, one copy for me, and one copy for every other party in the case). Documents should be properly pre-marked for identification.

2. A request for a change of the scheduled hearing date must be submitted to me, in writing, no later than five (5) days prior to the hearing. 52 Pa. Code §1.15(b). Such changes are granted only in rare situations where good cause exists.

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

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4. THIS HEARING IS A FORMAL PROCEEDING AND WILL BE CONDUCTED IN ACCORDANCE WITH THE COMMISSION'S RULES OF PRACTICE AND PROCEDURE.

5. Unless you are a corporation, it is not required that you be represented by an attorney, although you may choose to be represented by an attorney. If you are a corporation, you must be represented by an attorney.

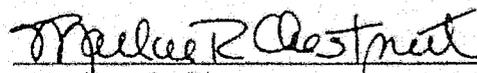
6. The complainant bears the burden of proof in this proceeding and must show by a preponderance of the evidence that the respondent has violated the Public Utility Code or a regulation or an Order of this Commission so that the complainant is entitled to the relief requested in the Complaint.

7. 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.

8. 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] participant shall endeavor to initiate discovery as early in the proceedings as reasonably possible." Additionally, 52 Pa. Code §5.322 provides, in relevant part, that "participants 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).

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

Date: October 26, 2004



Marlane R. Chestnut
Administrative Law Judge

OALJ Hearing Report

Please Check Those Blocks Which Apply

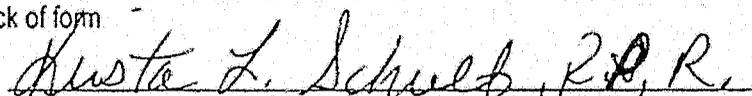
Docket No.:	Z-01717312		YES	NO
		Prehearing Held:	<input type="checkbox"/>	<input type="checkbox"/>
Case Name	Nadine Nash-Kendrick v. Philadelphia Gas	Hearing Held:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Works		Testimony Taken:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Transcript Due:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Hearing Concluded:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Location:	Philadelphia, PA	Further Hearing Needed:	<input type="checkbox"/>	<input type="checkbox"/>
		Estimated Add'l Days:		
Date	January 14, 2005	RECORD CLOSED:	<input type="checkbox"/>	<input type="checkbox"/>
ALJ	Marlane R. Chestnut	DATE:		
		Briefs to be Filed:	<input type="checkbox"/>	<input type="checkbox"/>
Reporting Firm:	Precision Reporting, Inc.	DATE:		
		Bench Decision	<input type="checkbox"/>	<input type="checkbox"/>
		REMARKS:	Parties settle	

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 SECRETARY'S BUREAU

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

Name and Telephone Number	Address	Who are you representing?
NADINE NASH-KENDRICK	4145 WOODLAND AVE Phila PA 19104	SELF
Telephone: (215) 382-1147	E-mail Address:	Fax Number:
Laureto Frinas	300 W. Montgomery Ave Phila PA 19122	PCW
Telephone: 215-684-6772	E-mail Address: laureto.frinas@psworks.com	Fax Number: 215-684-6772
Telephone:	E-mail Address:	Fax Number:

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


 Reporter's Signature

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

Philadelphia Gas Works



800 West Montgomery Avenue, Philadelphia, PA 19122

Laureto A. Farinas, Senior Attorney

Legal Department

Direct Dial: 215-684-6982

FAX: 215-684-6798

E-mail: laureto.farinas@pgworks.com

February 23, 2005

James McNulty, Secretary
Pennsylvania Public Utility Commission
Room B-20, North Office Building
Harrisburg, PA 17105-3265

ORIGINAL

RE: Nadine Nash-Kendrick v. PGW, Docket No. Z - 01717312

Dear Secretary McNulty:

Pursuant to 52 Pa. Code §5.24(b), the Philadelphia Gas Works (PGW) certifies that the above referenced Complaint has been satisfied. PGW and the Complainant have discussed the issues raised in the complaint and reached a settlement. With this discussion and settlement, the Complainant has indicated on the record at a hearing of this matter that she is satisfied with the resolution of this complaint.

Therefore, no further Commission action is necessary in this matter.

By copy of this letter, I am notifying the Complainant of her right to object to any part of this settlement, in writing to the Public Utility Commission within ten (10) days of the date of this letter.

If additional information is needed about this matter, please contact me at my direct-dial number above. Thank you for your assistance.

Sincerely,

A handwritten signature in black ink, appearing to read "Laureto A. Farinas", is written over a large, sweeping horizontal flourish.

**DOCUMENT
FOLDER**

cc: Nadine Nash-Kendrick
Administrative Law Judge Marlane R. Chestnut (via FAX)
Eloise Camall
Linda Pereira
Anne Marie Cromley

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MAR 2 2 2005

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FEB 23 2005
PA. PUBLIC UTILITY CO.
HARRISBURG, PA.

58

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

DATE: February 28, 2005
SUBJECT: Z-01717312
Nadine Nash-Kendrick v. PGW
TO: Wanda Zeiders
Docket Management
FROM: Dawn M. Reitenbach, Support Staff
Office of Administrative Law Judge

On February 23, 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.

Attachment

pc: ALJ Marlane R. Chestnut
Beth Plantz
Case File

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MAR 24 2005