

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

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PA.P.U.C.
SECRETARY'S BUREAU

Mark Coleman

v.

Philadelphia Gas Works

Z-01627680

Z-01627680

PREHEARING ORDER

An Initial Hearing in this case is scheduled for Tuesday, February 22, 2005 at 1:30 p.m. in Hearing Room 2 in the Philadelphia State Office Building. Your case is one of several cases that have been scheduled at this time in Hearing Room 2. You must be available in the hearing room when your case is called by the presiding Administrative Law Judge. You should arrive at the Hearing Room no later than 1:15 p.m. and wait in the Hearing Room until the Administrative Law Judge calls your case. Your case might not be the first one to be called and you should be prepared to stay in the hearing room all afternoon, if necessary. If you are not present and prepared to go forward with your case when it is called, your case will be dismissed by the Administrative Law Judge.

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 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:

1302 Philadelphia State Office Building,
1400 West Spring Garden Street,
Philadelphia, PA 19130,
Telephone: 215.560.2105
Fax: 215.560.3133

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

2. Commission policy promotes settlements. 52 Pa.Code §5.231(a). The utility is directed to contact you 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. If you intend to present any documents or exhibits for my consideration, you must bring four (4) copies to the hearing.

4. This hearing is a formal proceeding and will be conducted in accordance with the Commission's Rules of Practice and Procedures. 52 Pa Code, Chapters 1, 3 and 5.

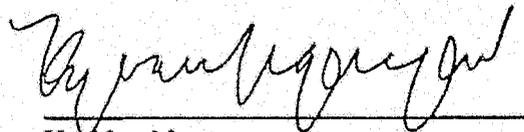
5. Pursuant to 52 Pa.Code §§1.21 & 1.22, you may represent yourself, if you are an individual, or you may have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted *Pro Hac Vice*, represent you. However, if you are a partnership, corporation, trust, association, or governmental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

6. 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 the Administrative Law Judge 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.

7. **COMPLAINANT IS RESPONSIBLE FOR PAYMENTS OF BILLS FOR USAGE INCURRED PENDING THE RESOLUTION OF THIS COMPLAINT. FAILURE TO MAINTAIN PAYMENTS MAY RESULT IN THE TERMINATION OF UTILITY SERVICE. IN ADDITION, PAYMENT OF ALL UNPAID BILLS IN ONE LUMP SUM COULD BE REQUIRED UPON RESOLUTION OF COMPLAINT.**

8. Complainants bear the burden of proving the case and should be prepared to support their claim with documentation and/or specific dates of events which could have an impact on the claims.

Date: January 13, 2005



Ky Van Nguyen
Administrative Law Judge

Philadelphia Gas Works



806 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

ORIGINAL

February 2, 2005

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

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PUBLIC UTILITY COMMISSION

RE: Mark Coleman v. PGW, Docket No. Z - 01627680

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 that he is satisfied with the resolution of this complaint.

Therefore, the hearing scheduled for February 22, 2005 on this matter is no longer necessary.

By copy of this letter, I am notifying the Complainant of his 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,

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cc: Mark Coleman
Administrative Law Judge Ky Van Nguyen (via FAX)
Cherrie Pyle, Hearing Scheduler (via FAX)
Linda Pereira

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COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

DATE: February 3, 2005
SUBJECT: Z-01627680
Mark Coleman v. Philadelphia Gas Works
TO: Wanda Zeiders
Docket Management
FROM: Cherie Pyle, ALJ Support Staff
Office of Administrative Law Judge

On February 2, 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 Ky Van Nguyen
Beth Plantz
Case File

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COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
Office of Administrative Law Judge
P.O. BOX 3265, HARRISBURG, PA 17105-3265
February 3, 2005

IN REPLY PLEASE
REFER TO OUR FILE

In Re: Z-01627680

(SEE LETTER DATED 1/13/05)

Mark Coleman v. Philadelphia Gas Works

Cancellation Notice

This is to inform you of the following cancellation:

Type: Initial Hearing
Date: Tuesday, February 22, 2005
Time: 1:30 p.m.
Presiding: Administrative Law Judge Ky Van Nguyen

Please mark your records accordingly.

pc: Judge Nguyen
Cherie Pyle
Beth Plantz
Docket Section
Calendar File

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FEB 22 2005