

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Gail Confer

v.

GASCO Distribution Systems, Inc.

C-20043703

PREHEARING ORDER

A telephonic Initial Hearing in this case is scheduled for Monday, February 28, 2005, at 10.00 a.m. Accordingly, the parties are hereby directed to comply with the following requirements:

1. If you intend to present any proposed 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. Proposed exhibits should be properly pre-marked for identification purposes. 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, 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 prior to the hearing 52 Pa.Code §1.15(b). Requests for changes of the hearing date must state the agreement or opposition of other parties, and must be sent to me and all parties of record. The correct address is: Administrative Law Judge Angela T. Jones, P.O.

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FEB 11 2005

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Box 3265, Harrisburg, PA 17105-3265. Changes are granted only in rare situations where good cause exists.

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 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).

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 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.

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] 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. 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).

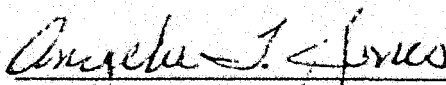
10. Commission policy is to encourage settlements. 52 Pa. Code §5.231(a). Therefore, you are urged to discuss informally between yourselves the possible settlement of this case at least one (1) week before the hearing. If you are unable to settle this case, you may still resolve as many questions or issues as possible during your informal discussion.

11. Complainant should be aware that the attachment to the Complaint dated September 14, 2004, and signed by Shirley Moore has not evidence of a sworn statement and may be objected to as evidence at a hearing. Complainant may want to consider having Ms. Shirley Moore available to the telephonic hearing as a witness.

12. I have received a notice of withdrawal from counsel formerly representing respondent. Respondent is cautioned that a notice of appearance is required pursuant to 52 Pa. Code § 1.24(b) to proceed with the hearing.

13. Respondent is also cautioned to address issues evolving from 52 Pa. Code § 56.35 regarding outstanding balances that have accrued longer than a four (4) year period and applicant's legal responsibility for accrued outstanding balance.

Date: January 31, 2005



Angela T. Jones
Administrative Law Judge



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

IN REPLY PLEASE
REFER TO OUR FILE

February 10, 2005

By First Class Mail

Mr. Fred R. Steele, President
GASCO Distribution Systems, Inc.
4445 East Pike
Zanesville, OH 43701

DOCKETED
JUN 16 2005

Re: Gail M. Confer v. GASCO Distribution Systems, Inc.
Docket No. C-20043703

Dear Mr. Steele:

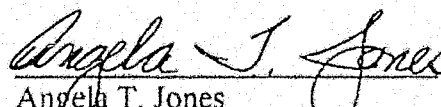
By facsimile dated February 9, 2005, Ms. Gail Confer informed me that she had reached an agreement with your company to obtain gas service to her residence. She further stated that she did not want to further pursue her Complaint at Docket No. C-20043793 against your Company before the Pennsylvania Public Utility Commission. I have enclosed her correspondence for your convenience. I am considering her correspondence as a Petition for Leave to Withdraw the Complaint ("Petition").

Pursuant to the Pennsylvania Code, your Company has ten (10) days to object to Ms. Confer's Petition. 52 Pa. Code § 5.94(a). If I do not have a written correspondence from your Company by close of business February 22, 2005, I will consider the Petition unopposed. Of course your Company can respond prior to February 22, 2005, stating your position. Please consult my Prehearing Order dated January 31, 2005, if your Company wishes to further pursue the controversy in this proceeding.

BTL

Sincerely,

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Angela T. Jones
Administrative Law Judge

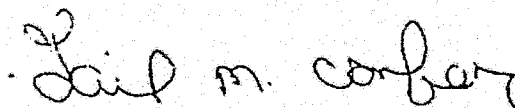
Cc Ms. Gail M. Confer, Complainant

February 9, 2005
In Re: C-20043703

Dear Angela T. Jones:

My name is Gail M. Confer; I have a hearing with you on February 28 at 10:00 am. I do not need to have the hearing at this time. I paid Gasco \$1,000.00 to have my gas turned on, which we agreed to by phone conversation. So at this time I feel it would be a waste of the courts time to continue the hearing any further. I would like to thank you for your time & effort in this matter. If you have any question please call me at 814-837-7686.

Sincerely
Gail M. Confer



DOCKETED
JUN 16 2005

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2005 JAN -0 PM 3:54
PUBLIC UTILITY COM.

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

DATE: February 15, 2005

SUBJECT: C-20043703
Gail M. Confer v. Gasco Distribution Systems, Inc.

TO: Wanda Zeiders
Docket Management

FROM: Cherie Pyle, ALJ Support Staff
Office of Administrative Law Judge

On February 9, 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 Angela T. Jones
Beth Plantz
Case File

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AUG 15 2006



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

IN REPLY PLEASE
REFER TO OUR FILE

September 12, 2006

C-20043703

GAIL CONFER
P O BOX 626
303 CLAY STREET
KANE PA 16735

GAIL CONFER
v.
GASCO DISTRIBUTION SYSTEMS, INC.

DOCKETED
SEP 15 2006

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

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