



National Fuel

Lee E. Hartz
Attorney

August 27, 2004

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

RE: Luis A. DeJesus v.
National Fuel Gas
Distribution Corporation
Docket No. C-20043473

Dear Secretary McNulty:

Enclosed please find an original and three copies of National Fuel Gas Distribution Corporation's Answer regarding the above-referenced Complaint.

Very truly yours,

Lee E. Hartz
(814) 871-8060

LEH/ejc

Enclosures

DOCUMENT
FOLDER

47

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ORIGINAL
7
BUREAU
SEP 11 9:11

LUIS A. DEJESUS,

Complainant,

v.

NATIONAL FUEL GAS
DISTRIBUTION CORPORATION,

Respondent.

ANSWER

DOCKET NO. C-20043473

ANSWER

For its Answer to the Formal Complaint ("Complaint") filed against it by Luis A. DeJesus ("Complainant"), National Fuel Gas Distribution Corporation ("Respondent") respectfully states as follows:

- 1) Paragraph one is admitted.
- 2) Paragraph two is denied. Correct name of Respondent is National Fuel Gas Distribution Corporation.
- 3) Paragraph three is admitted.
- 4) As to the allegations contained in paragraph four of the Complaint, Respondent states the following:
 - a) Respondent denies that the payment plan established by the Pennsylvania Public Utility Commission is "to [sic] much money." On the contrary, the payment plan established (See Exhibit A) is proper in light of the fact that respondent currently owes \$1,666.12 for previously provided utility service. See Exhibit B.

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SEP 02 2004

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AUG 02 2004
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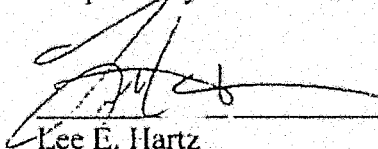
5) The allegations contained in paragraph five of the Complaint constitute a demand for relief and do not call for a response.

WHEREFORE, National Fuel Gas Distribution Corporation requests that the Complaint be dismissed.

NEW MATTER

6) Respondent avers that Complainant has not been a paying customer of Respondent for over a year as Complainant's natural gas service was terminated for non-payment on May 13, 2003.

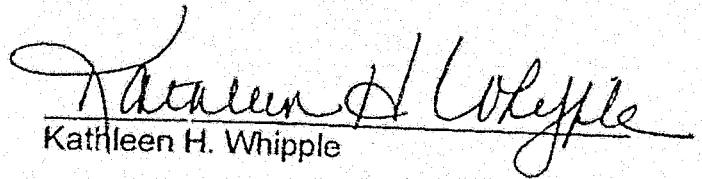
Respectfully submitted,



Lee E. Hartz
Pa. I.D. No. 87675
Attorney for National Fuel Gas
Distribution Corporation
P.O. Box 2081
Erie, PA 16512
(814) 871-8060

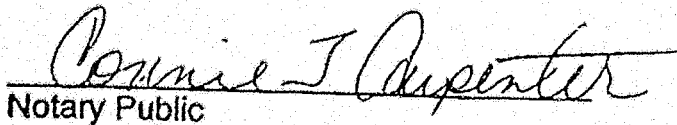
COMMONWEALTH OF PENNSYLVANIA)
) SS
COUNTY OF ERIE)

Kathleen H. Whipple, being duly sworn according to law, deposes and says that she is a Supervisor for National Fuel Gas Distribution Corporation; that she is authorized to and does make this Affidavit on its behalf; that the facts set forth in the within Answer are true and correct to the best of her knowledge, information and belief; and that she expects National Fuel Gas Distribution Corporation to be able to prove the same at a hearing thereof.


Kathleen H. Whipple

Sworn to and subscribed before me this

27th day of August, 2004.


Notary Public

Notarial Seal
Connie J. Carpenter, Notary Public
City Of Erie, Erie County
My Commission Expires Feb. 12, 2005
Member, Pennsylvania Association Of Notaries

**PA. PUBLIC UTILITY COMMISSION
BUREAU OF CONSUMER SERVICES
CASE DECISION**

BCS Number:	1664912	Case Closed On:	2004-05-17
Investigator:	PLATT, TIMOTHY		
Account Number:	56815710109	0063 - NFG (NATIONAL FUEL GAS DISTRIBUTION CORP)	
Customer Name:	LUIS DEJESUS		
Service Address:	230 E 25TH ST	Total Balance:	1666.12
	ERIE, PA 16503	Date of Acct Balance:	2004-05-14
Decision Issued?	Y	Violation:	NO
Oral/Written:	W	Chap. 56/64 Other:	
Heading Date:	2004-05-17	Section/Rule:	

Resolution: SEE CS17 FOR TERMS OF PAR. WAIVE LPC'S REQ. 30% 500 + 69 R/C FEE=569 TO RESTORE THEN BEG BB146+15=161.

Letter Description: EGW OFF PAR/NO LPCS/BUDGET +

PAR Description: YOU ARE ADVISED TO CONTACT THE DEPARTMENT OF PUBLIC WELFARE AND OTHER AVAILABLE SOCIAL AGENCIES FOR FINANCIAL ENERGY ASSISTANCE.

No. 2's (OFFS) - To have Service Restored 569 00

Pay:

No. 3's (REMEDS) - To Keep Service on Pay:

Terms: Beginning:

Special Budget or Optional Payment Amount: 161.00

Regular Budget Amount: 146.00

Plus Payment Toward Arrears: 15.00

Final Bill Monthly Payment:

Current Bill Monthly Payment:

End of Month Payment:

Billing Date:

Reconnect Amt:

Payment Amt:

PUC Fax Nbr: 717 7876641

Times Sent: 1

Times Faxed: 0

By:

RECEIVED BY
 SECRETARY'S BUREAU
 MAY 19 2004 11:11

ACCOUNT STATEMENT

CUSTOMER: Luis A. DeJesus
 ACCOUNT #: 5681571-09

INVESTIGATOR: Formal Complaint
 CASE NUMBER: C-20043473

SVC TO	DAYS	NTR RDG	*TYPE	CONS	DD	BILL AMT	DUE DATE	LPC	PYMTS	DATE	BALANCE	COMMENTS
4/25/2003	16	2637	IE	68	271	\$ 65.64	5/20/2003				\$ 65.64	
5/28/2003	33	2781	A	144	351	\$ 142.88	6/19/2003	\$ 0.98	\$ (925.28)	5/21/2003	\$ 1,134.78	Unpaid final bill
6/25/2003	28	2823	E	42	93	\$ 50.60	7/20/2003	\$ 16.02	\$ 65.64	5/30/2003	\$ 1,135.76	Term notice for 7/10
7/25/2003	30	2891	A	68	2	\$ 74.78	8/19/2003		\$ 50.00	7/1/2003	\$ 1,160.54	
8/25/2003	31	2917	E	26	3	\$ 37.63	9/17/2003	\$ 17.15			\$ 1,215.32	Term notice for 9/8
9/23/2003	29	2980	A	63	32	\$ 75.52	10/19/2003		\$ 55.26 \$ 300.00	9/5/2003 9/18/2003	\$ 1,000.06	Budget \$140 Neighbor 4 Neighbor
10/23/2003	30	3078	E	98	355	\$ 110.95	11/17/2003		\$ 47.63 \$ 64.48	9/30/2003 10/14/2003	\$ 998.90	Budget adj.
11/24/2003	32	3191	A	113	518	\$ 123.82	12/16/2003		\$ 304.00	11/12/2003	\$ 818.72	LIHEAP
12/26/2003	32	3438	E	247	995	\$ 248.43	1/20/2004				\$ 958.72	Term notice for 1/2
1/29/2004	34	3701	A	263	1323	\$ 267.13	2/19/2004				\$ 1,098.72	Term notice for 2/13
2/25/2004	27	3922	E	221	1079	\$ 233.64					\$ 1,238.72	Term notice for 3/11
3/26/2004	30	4119	A	197	864	\$ 211.65					\$ 1,388.72	Term notice for 4/12 Budget \$150

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 BUREAU
 APR 11 9:11 AM '04

Type Codes
 IA- Initial (Actual)
 FA- Final (Actual)
 ADJ- Adjustment

Exhibit B

Customer Luis A. DeJesus
 Account Number 5681571-09

Investigator Formal Complaint
 Case Number C-20043473

SVC TO	DAYS	MTR RDG	TYPE	CONS.	DD	BILL AMT	DUE DATE	LFC	PYMTS	DATE	BALANCE	COMMENTS
4/26/2004	31	4261	E	142	570	\$ 155.76	5/19/2004		\$ 300.00	4/21/2004	\$ 1,238.72	SONP 5/13
5/13/2004	17	4283	FE	22	164	\$ 30.79	6/3/2004		\$ (396.61)	5/13/2004	\$ 1,666.12	Budget cancel
									\$ 1,666.12	8/3/2004	-0-	Acct. inactivated

*TYPE CODES: A - Actual IA - Initial (Actual)
 E - Estimate FA - Final (Actual)
 C - Customer ADJ - Adjustment

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PENNSYLVANIA PUBLIC UTILITY COMMISSION

LUIS A. DEJESUS,

Complainant,

v.

NATIONAL FUEL GAS
DISTRIBUTION CORPORATION,

Respondent.

PROOF OF SERVICE

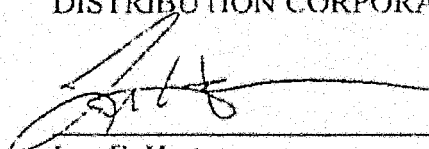
DOCKET NO. C-20043473

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PUBLIC UTILITIES BUREAU
AUG 27 09:11

I hereby certify that I have this day served a true copy of the foregoing document upon the participant, listed below, in accordance with the requirements of § 1.54 (relating to service by a participant).

Mr. Luis A. DeJesus
230 East 25th Street
Erie, PA 16503

NATIONAL FUEL GAS
DISTRIBUTION CORPORATION



Lee E. Hartz
Pa. I.D. No. 87675
Attorney for National Fuel Gas
Distribution Corporation
P.O. Box 2081
Erie, PA 16512

Dated: 08/27/2004