

COMMONWEALTH OF PENNSYLVANIA  
PUBLIC UTILITY COMMISSION

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:   
Todd Blymire v. Columbia Gas of PA, Inc. : Docket No.  
Billing dispute. : C-20055232  
:   
Initial telephonic hearing. :   
:   
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Pages 1 through 7

Hearing Room No. 2 Robing Room  
Commonwealth Keystone Building  
Harrisburg, Pennsylvania

Wednesday, December 21, 2005

Met, pursuant to notice, at 10:42 a.m.

BEFORE:

DAVID A. SALAPA, Administrative Law Judge

APPEARANCES:

LARRY R. CRAYNE, Esquire  
238 Johnston Road  
Pittsburgh, Pennsylvania 15241  
(For Columbia Gas of PA, Inc.)

*J.M.*

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WITNESSES

DIRECT CROSS REDIRECT RECROSS

(None.)

FORM 2

EXHIBIT INDEX

NUMBER FOR IDENTIFICATION IN EVIDENCE

(None.)

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FORM 7

P R O C E E D I N G S

1  
2 ADMINISTRATIVE LAW JUDGE DAVID A. SALAPA: We are on  
3 the record.

4 This is the time and the place that the Pennsylvania  
5 Public Utility Commission has set for the hearing on the  
6 case captioned Todd Blymire, that's B-l-y-m-i-r-e, versus  
7 Columbia Gas of PA, Inc., at Docket No. C-20055232. My name  
8 is Administrative Law Judge David Salapa. The Commission  
9 has assigned me to preside over the hearing in this case and  
10 to render a decision for the Commission to consider.  
11 Appearing by telephone is counsel for the respondent,  
12 Mr. Larry R. Crayne.

13 Good morning, Mr. Crayne.

14 MR. CRAYNE: Good morning.

15 JUDGE SALAPA: Pursuant to the Commission's  
16 directive, I contacted or attempted to contact the  
17 complainant this morning, Mr. Todd Blymire. I attempted to  
18 telephone Mr. Blymire at approximately 10:30 at the phone  
19 number listed on the complaint, area code 717-246-3825. I  
20 got a busy signal from that number and then proceeded to  
21 contact the Office of Administrative Law Judges' secretary  
22 to determine whether or not Mr. Blymire had attempted to  
23 contact my office by telephone. The response to that was  
24 that he had not.

25 I again attempted to contact Mr. Blymire at

1 approximately 10:40 and again received a busy signal at the  
2 same number, 717-246-3825. The complainant, Mr. Blymire,  
3 has never notified me or the Commission that he had a new  
4 phone number or that there was a different phone number  
5 where he could be contacted at for this hearing.

6 The Commission sent notice of this telephonic hearing  
7 on November 15, 2005 by regular first class mail to the  
8 address stated on the complaint. To the best of my  
9 knowledge, this piece of mail was never returned to the  
10 sender, the Scheduling Office of the Office of  
11 Administrative Law Judge in Harrisburg.

12 In addition, I issued a prehearing order on November  
13 16, 2005, which reminded the parties of the hearing date and  
14 time. The prehearing order also directed the parties to  
15 notify me if the telephone numbers changed where they could  
16 be reached at the time of the hearing. This order, which  
17 was also mailed to the complainant at the address stated on  
18 the complaint, was never returned. Accordingly, one must  
19 presume that this mail, which was sent in the ordinary  
20 course of business, was received by the addressee,  
21 Mr. Blymire.

22 At this point, Mr. Crayne, do you have a motion?

23 MR. CRAYNE: Yes, I do, Your Honor. Before the  
24 motion, I would just like to note for the record that  
25 Mr. Blymire is no longer a customer of Columbia Gas, that he

1 called Columbia Gas on May 27, '05 and requested that the  
2 account be terminated. The account was terminated on  
3 June 1, '05.

4 Now, this complaint was set for mediation and an  
5 attempt to mediate was conducted on November 10 at 9:00 a.m.  
6 I had a discussion with Mr. Blymire, along with the Columbia  
7 compliance representative, and about five minutes into the  
8 discussion Mr. Blymire indicated that he didn't want to hear  
9 any more of this and hung up.

10 In view of Mr. Blymire's failure to appear for the  
11 hearing today, I move that the complaint be dismissed for  
12 failure to prosecute.

13 JUDGE SALAPA: Very well. I will take your motion  
14 under advisement, Mr. Crayne.

15 Is there any other business that we need to conduct  
16 at this point that you're aware of?

17 MR. CRAYNE: There is none, Your Honor.

18 JUDGE SALAPA: Then this hearing is adjourned. Thank  
19 you for your time, Mr. Crayne, and have a good day.

20 MR. CRAYNE: Thank you.

21 (Whereupon, at 10:46 a.m., the telephonic hearing was  
22 adjourned.)

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C E R T I F I C A T E

I hereby certify, as the stenographic reporter, that the foregoing proceedings were taken stenographically by me, and thereafter reduced to typewriting by me or under my direction; and that this transcript is a true and accurate record to the best of my ability.

COMMONWEALTH REPORTING COMPANY, INC.

By: Judith A. Valencik  
Judith A. Valencik

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FORM 2

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