

DOCUMENT
FOLDER

PLEASE DOCKET

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Judith Sesky

BTL

v.

Pennsylvania-American Water Company

.....

C-20029153

SECRETARY'S BUREAU

2003 JUN 17 PM 2:44

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PREHEARING ORDER

An initial telephonic hearing in this case is scheduled for Friday, August 1, 2003 at 10:00 a.m. Accordingly, the parties are hereby directed to comply with the following requirements:

1. If you intend to present any documents or 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.

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. If the Commission's Bureau of Consumer Services (BCS) has directed the customer to make payments and those payments have not been made, the customer must be prepared to explain at the hearing why those payments have not been made. **FAILURE TO MAKE REGULAR PAYMENTS FOR CURRENT CONSUMPTION (SERVICE) BY THE DUE DATE EACH MONTH MAY RESULT IN THE TERMINATION OF THE CUSTOMER'S SERVICE BEFORE THE TIME SET FOR THE HEARING. FAILURE TO MAKE THESE PAYMENTS MAY SUBJECT THE CUSTOMER TO THE PAYMENT OF A LUMP SUM OF MONEY EQUAL TO ALL MISSED PAYMENTS**

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JUN 18 2003

FOR SERVICE FROM THE DATE OF THE BCS DECISION UNTIL THE DATE ON WHICH THE COMMISSION ENTERS ITS ORDER.

4. At the hearing, the customer must be prepared to testify about, or otherwise document, the total net monthly income of the household. A household includes all individuals regularly residing there and receiving the benefit of the utility service. The "total net monthly income of the household" includes, but is not limited to, the following payments received by every person residing in the customer's home: (a) the "after taxes take-home-pay" from salaries, wages, tips or other compensation; (b) pension, retirement or social security benefits; (c) Supplemental Security Income ("SSI"); (d) unemployment compensation benefits; (e) workers' compensation benefits; (f) alimony; (g) support; (h) public assistance; and (i) any other source(s) of income.

5. If the customer or any member of the customer's household is receiving food stamps and/or medical assistance, the customer must be prepared to testify or document the amount of food stamps or the nature of the medical assistance received.

6. At the hearing, the customer must be prepared to testify about or document the total monthly expenses of the household, which shall include, but are not limited to, the following items: (a) rent or mortgage payments; (b) utility bills (including electric, gas, telephone, water, sewer, cable television, etc.); (c) food, in addition to any food stamp benefits; (d) clothing; (e) automobile (loan payments, gasoline, maintenance, etc.); (f) transportation (bus, taxicabs, jitneys, etc.); (g) insurance premiums (homeowners' or renters' insurance, automobile insurance, life insurance, medical insurance, etc.); (h) medical bills, (doctors, dentists, hospitals, prescriptions, etc.); (i) credit card and charge account payments; (j) loan payments; and (k) miscellaneous expenses. When testifying to these expenses, the customer should be prepared to give balances due or missed payments for each item.

7. TO ASSIST THE CUSTOMER PROVIDE THE INCOME AND EXPENSE INFORMATION REQUESTED BY THIS ORDER, THREE (3) COPIES OF A

BUDGET INFORMATION SHEET ARE ENCLOSED WITH THIS ORDER. THE CUSTOMER MUST FILL OUT THIS BUDGET SHEET, RETURN ONE COPY TO ME AND SEND ONE COPY TO COUNSEL FOR THE UTILITY AT LEAST ONE WEEK BEFORE THE HEARING. YOU MAY KEEP ONE COPY OF THE BUDGET SHEET AND THE ORDER FOR YOUR USE.

8. The utility must prepare and submit the following documents at least one week before the hearing: (a) an account statement, showing the history of the account for a minimum of 24 months or the entire history of the account, whichever is less; (b) a service usage comparison report for the same period as the account statement; (c) a copy of the most recent BCS decision, if any; and (d) a brief summary of any payment arrangement(s) made between the utility and the customer other than determinations of the BCS or the Commission.

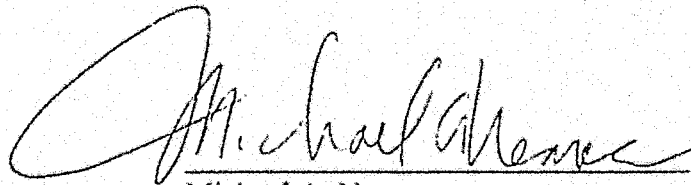
9. A request for a change of the scheduled hearing date must be submitted in writing no later than five (5) days prior to the hearing. 52 Pa. Code §1.15(b). Requests for changes of initial hearings must be sent to the undersigned Administrative Law Judge, 1103 Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, PA 15222. Only the undersigned Administrative Law Judge or OALJ Scheduling Staff may grant a request for a change of an initial hearing. Such changes are granted only in rare situations where sufficient cause exists. Requests for changes of subsequent hearings, if any, should also be served directly on me.

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

11. 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.

12. 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 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.

Date: June 11, 2003

A handwritten signature in black ink, appearing to read "Michael A. Nemec". The signature is written in a cursive style with a large initial "M".

Michael A. Nemec
Administrative Law Judge

ORIGINAL

RHOADS & SINON LLP

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July 2, 2003

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1922-1980

DIRECT DIAL NO.
(717) 237-6736

FILE NO.
5543/44

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RICHARD B. WOOD
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¹ ALSO ADMITTED TO THE DISTRICT OF COLUMBIA BAR
² ALSO ADMITTED TO THE FLORIDA BAR
³ ALSO ADMITTED TO THE MARYLAND BAR
⁴ ALSO ADMITTED TO THE NEW JERSEY BAR
⁵ ALSO ADMITTED TO THE NEW YORK BAR

Re: Judith Sesky v.
Pennsylvania-American Water Company.
Docket No. C-20029153

DOCUMENT
FOLDER

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Bldg.
400 North Street, 2nd Flr.
Harrisburg, PA 17120

Dear Mr. McNulty:

Enclosed for filing are an original and three copies of Pennsylvania-American Water Company's Notice of Appearance in the above-captioned proceeding. Parties have been served in accordance to the attached Certificate of Service.

Very truly yours,

RHOADS & SINON LLP

By: *K G Sophy / ntz*
Kathryn G. Sophy

cc: Certificate of Service

SECRETARY'S BUREAU

03 JUL - 2 P: 3: 02

56

ORIGINAL

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

JUDITH SESKY,
Complainant

v.

Docket No. C-20029153

PENNSYLVANIA-AMERICAN WATER
COMPANY,
Respondent

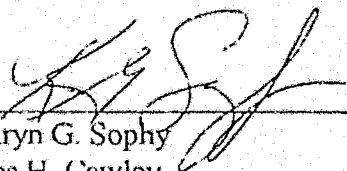
NOTICE OF APPEARANCE

Please enter my appearance in the above-captioned matter on behalf of Respondent,
Pennsylvania-American Water Company.

I am authorized to accept service on behalf of said participant in this matter.

On the basis of this notice, I request a copy of each document hereafter issued by the
Commission in this matter.

DOCUMENT
FOLDER


Kathryn G. Sophy
James H. Cawley
RHOADS & SINON LLP
One South Market Square
P. O. Box 1146
Harrisburg, PA 17108-1146
(717) 233-5731

Attorneys for Pennsylvania-American Water Company

Dated: July 2, 2003

DOCKETED

JUL 09 2003

SECRETARY'S BUREAU

03 JUL -2 P11 3:02

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

JUDITH SESKY,

Complainant

v.

DOCKET NO. C-20029153

PENNSYLVANIA-AMERICAN WATER
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Respondent

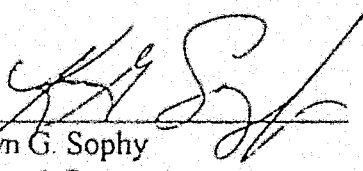
CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participants listed below, in accordance with the requirements of §1.54:

VIA FEDERAL EXPRESS MAIL

Judith Sesky
718 Brook Street
Scranton, PA 18505

Susan Simms Marsh, Esquire
Pennsylvania-American Water Company
800 West Hershey Park Drive
Hershey, Pennsylvania 17033


Kathryn G. Sophy
RHOADS & SINON LLP
One South Market Square
P. O. Box 1146
Harrisburg, PA 17108-1146
(717) 233-5731

Attorneys for Pennsylvania-American Water Company

Dated: July 2, 2003

SECRETARY'S BUREAU

03 JUL -2 P:13:02

OALJ Hearing Report

Please check those blocks which apply

Docket No.:	C-20029153		YES	NO
Case Name:	Judith Sesky v. Pennsylvania-American Water Company	Prehearing Held:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Location:	Pittsburgh	Hearing Held:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Date:	August 1, 2003	Testimony Taken:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
ALJ:	Michael A. Nemeec	Transcript Due:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Reporting Firm:	Commonwealth Reporting	Hearing Concluded:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		Further Hearing Needed:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Estimated Add'l Days:	1	
		RECORD CLOSED:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		DATE:		
		Briefs to be Filed:	<input type="checkbox"/>	<input type="checkbox"/>
		DATE:		
		Bench Decision:	<input type="checkbox"/>	<input type="checkbox"/>
		REMARKS:	Hearing continued generally pending decision by complainant on whether to proceed by 8/31/03	

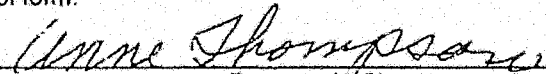
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 03 AUG 11 AM 11:00
 PA PUC

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PLEASE PRINT CLEARLY - Incomplete Information may result in delay of processing.

Name and Telephone Number	Address	Who are you representing?
Judith Sesky	718 Brook Street City: SCRANTON State: PA Zip: 18505	Herself
Telephone: 570-698-8208	E-mail Address:	Fax Number:
Kathryn Sophy ESQUIRE	Rhoads & Simon LLP P.O. Box 1146 One South Market Square City: Harrisburg State: PA Zip: 17108-1146	PA WC
Telephone: 717-233-5731	E-mail Address:	Fax Number:
	City: State: Zip:	
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.

RHOADS & SINON LLP

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September 16, 2003

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1910-2003

JOHN M. MUSSELMAN
1919-1980

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1 ALSO ADMITTED TO THE DISTRICT OF COLUMBIA BAR
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3 ALSO ADMITTED TO THE MARYLAND BAR
4 ALSO ADMITTED TO THE NEW JERSEY BAR
5 ALSO ADMITTED TO THE NEW YORK BAR
6 NATIONAL BOARD OF TRIAL ADVOCACY CERTIFIED

Re: Sesky v. Pennsylvania-American Water Company
Docket No. C-20029153

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Flr.
Harrisburg, PA 17120

**DOCUMENT
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RECEIVED

SEP 16 2003

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Dear Mr. McNulty:

Enclosed for filing are an original and three copies of Pennsylvania-American Water Company's Notice of Appearance in the above-captioned matter together with a Certificate of Service evidencing that the Complainant and presiding Administrative Law Judge have been served with this pleading.

Please call me at 717.237.6738 if you have any questions about this matter.

Very truly yours,

RHOADS & SINON LLP

By: *Debra M. Kriete*
Debra M. Kriete

cc: Certificate of Service
Susan Simms Marsh, Esquire

30

ORIGINAL

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

JUDITH SFSKY,
Complainant

v.

PENNSYLVANIA-AMERICAN WATER
COMPANY,
Respondent

Docket No. C-20029153

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Attorneys for Pennsylvania-American Water Company

Dated: September 16, 2003

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

JUDITH SESKY,

Complainant

v.

PENNSYLVANIA-AMERICAN WATER
COMPANY,

Respondent

DOCKET NO. C-20029153

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participants listed below, in accordance with the requirements of §1.54:

U.S. Mail, Postage Prepaid

Judith Sesky 718 Brook Street Scranton, PA 18505	Susan Simms Marsh, Esquire Pennsylvania-American Water Company 800 West Hershey Park Drive Hershey, Pennsylvania 17033
Honorable Michael A. Nemeec Administrative Law Judge Pennsylvania Public Utility Commission 1103 State Office Building 300 Liberty Ave. Pittsburgh, PA 15222	

Debra M. Kriete

Debra M. Kriete

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Attorneys for Pennsylvania-American Water Company

Dated September 16, 2003

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September 16, 2003

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Re: Animal Care Association v. Pennsylvania-American Water Company,
Docket No. C-20029153

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Flr.
Harrisburg, PA 17120

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By: *Debra M. Kriete*
Debra M. Kriete

Enclosure

cc: Certificate of Service
Susan Simms Marsh, Esquire
ALJ Debra Paist

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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ORIGINAL

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ANIMAL CARE ASSOCIATION,
Complainant

v.

PENNSYLVANIA-AMERICAN WATER
COMPANY,
Respondent

SEP 16 2003

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

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P. O. Box 1146
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(717) 233-5731

Attorneys for Pennsylvania-American Water Company

Dated: September 16, 2003

PENNSYLVANIA PUBLIC UTILITY COMMISSION

ANIMAL CARE ASSOCIATION, :
Complainant :
 :
v. : DOCKET NO. C-20029153
 :
PENNSYLVANIA-AMERICAN WATER :
COMPANY, :
Respondent :

CERTIFICATE OF SERVICE

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ALJ Debra Paist
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Flr. West
Harrisburg, PA 17120
(hand-delivered)

James Conaboy, Esq.
Abrahamsen, Moran & Conaboy, P.C.
1006 Pittston Avenue
Scranton, PA 18505
(U.S. Mail, postage prepaid)

Susan Simms Marsh, Esquire
Pennsylvania-American Water Company
800 West Hershey Park Drive
Hershey, Pennsylvania 17033
(U.S. Mail, postage prepaid)

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

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P. O. Box 1146
Harrisburg, PA 17108-1146
(717) 233-5731

Attorneys for Pennsylvania-American Water Company

Dated. September 16, 2003

RHOADS & SINON LLP

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EMAIL dkriete@rhoads-sinon.com

WEBSITE: www.rhoads-sinon.com

September 16, 2003

OF COUNSEL
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JOHN C. DOWLING

PAUL W. RHOADS
1937-1994

FRANK A. SINON
1910-2003

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RICHARD E. ARTEL
PAUL J. BRUDER, JR.
JOANNE BOOK CHRISTINE
AMY J. MENDELSON
MICHAEL W. WINFIELD
KATHRYN G. SOPHY
STEPHANIE E. DIVITTORRE
KATHLEEN C. BRUDER
CHRISTYFEFF PECK
JOHN M. COLES
HEATHER Z. KELLY
JAMES J. JARECKI
JENNYFER ZIMMERMAN

1 ALSO ADMITTED TO THE DISTRICT OF COLUMBIA BAR
2 ALSO ADMITTED TO THE FLORIDA BAR
3 ALSO ADMITTED TO THE MARYLAND BAR
4 ALSO ADMITTED TO THE NEW JERSEY BAR
5 ALSO ADMITTED TO THE NEW YORK BAR
6 BOARD CERTIFIED CIVIL TRIAL ADVOCATE

Re: Sesky v. Pennsylvania-American Water Company
Docket No. C-20029153

Honorable Michael A. Nemeec
Administrative Law Judge
Pennsylvania Public Utility Commission
1103 State Office Building
300 Liberty Ave
Pittsburgh, PA 15222

DOCKETED

SEP 24 2003

DOCUMENT

SECRETARY'S BUREAU

03 SEP 17 AM 9:10

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Dear Judge Nemeec:

I am writing on behalf of Pennsylvania-American Water Company ("Company") to advise you of the status of this proceeding. Pursuant to the August 1, 2003 hearing, the Company served Ms. Sesky with a true and correct copy of the letter and hearing exhibits that we sent to her on July 24, 2003, under signature of Attorney Kathryn Sophy. Subsequently, Judy McCoy-Jordan has spoken with Ms. Sesky on August 20th, August 21st, and August 25th concerning the Complainant's billing questions. Ms. McCoy-Jordan also tried to communicate with Ms. Sesky on August 27th and on September 4th but the Complainant was not available to discuss the billing issues. Ms. McCoy-Jordan intends to continue trying to contact Ms. Sesky in an effort to resolve her outstanding concerns, hopefully and avoid a further hearing in the matter.

As soon as we are able to ascertain definitively whether Ms. Sesky's concerns have been resolved, we will file a Certificate of Satisfaction or alternatively advise you that a further hearing in this matter is required.

In addition, I have enclosed a copy of my Notice of Appearance on behalf of Pennsylvania-American Water Company. The original and appropriate number of copies will be filed with the PUC Secretary.

RJP

RHOADS & SINON LLP

September 16, 2003
Page 2

I intend to communicate with your Honor in the foreseeable future concerning this proceeding. In the meantime, please contact me at the above address and/or telephone number if you have any questions.

Very truly yours,

RHOADS & SINON LLP

By: *Debra M. Kriete*
Debra M. Kriete

Enclosures

cc: Judith Sesky (w/ encl.)
Susan Simms Marsh, Esq. (w/ encl.)
Judy McCoy-Jordan (w/ encl.)
James McNulty, Secretary (w/ encl.)



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
1103 PITTSBURGH STATE OFFICE BUILDING
300 LIBERTY AVENUE
PITTSBURGH, PENNSYLVANIA 15222-1210

Telephone: 412 565-3550
Fax: 412 565-5692

IN REPLY PLEASE
REFER TO OUR FILE

December 12, 2003

Judith Sesky
718 Brook Street
Scranton, PA 18505

DOCKETED
FEB 12 2004

Re: *Judith Sesky v.*
Pennsylvania-American Water Company
Docket No. C-20029153

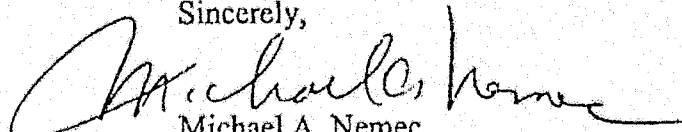
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Dear Ms. Sesky:

I am writing to you as it appears that your complaint case against Pennsylvania-American Water Company is still open. Ms. Kriete, attorney for the water company, wrote to me back in September that the water company was trying to resolve your concerns.

Unfortunately I am not permitted to allow your case to remain open indefinitely. Please let me know at your earliest convenience whether your concerns have been satisfied or whether you desire to go forward with a hearing. If I have not heard from you within 30 days I will schedule a hearing on your complaint. You are certainly free to contact Ms. Kriete or Ms. Judy McCoy-Jordan, or myself, should you have any questions.

Sincerely,


Michael A. Nemeč
Administrative Law Judge

cc: Debra M. Kriete, Esq.
Rhoads & Sinon LLP
One South Market Square
P.O. Box 1146
Harrisburg, PA 17108-1146

Susan Simms-Marsh, Esq.
Pennsylvania-American Water Company
800 Hershey Park Drive
Hershey, PA 17033

Wanda Zeiders, Docket Management

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2003 DEC 17 AM 9:31
PA PUC
SECRETARY'S BUREAU

RJP



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Office Of Administrative Law Judge
P.O. Box 3265, Harrisburg, PA 17105-3265
February 12, 2004

IN REPLY PLEASE
REFER TO OUR FILE

In Re: C-20029153

(See letter dated 06/11/2003)

Judith Sesky v. Pennsylvania-American Water Company

Billing dispute.

Hearing Notice

This is to inform you that a Further Telephone Hearing on the above-captioned case has been scheduled as follows:

Type: Further Telephone Hearing

Date: Monday, May 3, 2004

Time: 10:00 a.m.

Presiding: Administrative Law Judge Michael A. Nemeo
1103 Pittsburgh State Office Building
300 Liberty Avenue
Pittsburgh, PA 15222
Telephone: (412) 565-3550
Fax: (412) 565-5692

DOCUMENT
FOLDER

At the above date and time the presiding officer will contact the parties as follows:

Judith Sesky	(570) 961-1252
Debra M. Kriete, Esquire	(717) 233-5731
Susan Simms Marsh, Esquire	(717) 533-5000

DOCKETED
MAR 02 2004

Please mark your records accordingly.

If you are a person with a disability, and you wish to attend the hearing, we may be able to make arrangements for your special needs. Please call the scheduling office at the Public Utility Commission:

Scheduling Office: (717) 787-1399.

RJP

- AT&T Relay Service number for persons who are deaf or hearing-impaired: 1-800-654-5988.

pc: Judge Nemeo
Steve Springer, Scheduling Officer
Beth Plantz
Docket Section
Calendar File

April 5, 2004

Re: Judith Sesky v. Pennsylvania-American Water Company,
Docket No. C-20029153

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Flr.
Harrisburg, PA 17120

DOCUMENT
FOLDER

Dear Secretary McNulty:

Enclosed for filing is an original and three (3) copies of Pennsylvania-American Water Company's Motion for Continuance in the above-captioned proceeding. A copy has been served on the presiding ALJ and the parties as indicated on the attached Certificate of Service.

Very truly yours,

RHOADS & SINON LLP

By: *Debra M. Kriete*
Debra M. Kriete

Enclosure

cc: ALJ Michael A. Nemeo (w/encl).
Certificate of Service

SECRETARY'S BUREAU

2004 APR -5 PM 4: 04

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RJP

SECRETARY'S BUREAU

2004 APR -5 PM 5: 04

RECEIVED

hkt

ORIGINAL

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

JUDITH SESKY,
Complainant

v.

PENNSYLVANIA-AMERICAN
WATER COMPANY,
Respondent

Docket No. C-20029153

DOCKETED
JUN 14 2004

**DOCUMENT
FOLDER**

SECRETARY'S BUREAU

JUN 14 2004 5:11 PM

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PENNSYLVANIA-AMERICAN WATER COMPANY'S
MOTION FOR CONTINUANCE

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE MICHAEL A. NEMEC:

NOW COMES the Respondent, Pennsylvania-American Water Company ("Pennsylvania-American" or "Company"), by its attorneys, and moves for a continuance of the Further Telephonic Hearing scheduled for May 3, 2004 in the above-captioned matter. In support of this Motion, Pennsylvania-American states as follows:

1. By Hearing Notice dated February 23, 2004, the Office of Administrative Law scheduled a Further Telephonic Hearing at this docket for May 3, 2004 at 10 AM.

2. Pennsylvania-American Water Company's witness, Judy McCoy-Jordan, is not available to attend the May 3, 2004. Ms. McCoy-Jordan is required to attend and participate as a witness in a hearing in Scranton on the same day in a different complaint proceeding, William L. Metzger v. PAWC, Docket No. C-20032010. The hearing in the Metzger proceeding was

scheduled prior to the hearing notice in the present proceeding. Ms. McCoy-Jordan has been handling the Sesky case since its inception and has unique knowledge concerning her communications with Ms. Sesky that have taken place since the last hearing was held. Similarly, Ms. McCoy-Jordan is responsible for handling the Metzger proceeding and for testifying on behalf of Pennsylvania-American.

3. In order to reconcile this scheduling conflict, Pennsylvania-American requests that the further telephonic hearing be rescheduled. Ms. McCoy-Jordan is available except for the following dates to attend the further telephonic hearing:

Unavailable dates:

May 5, 2004
May 10, 2004
May 11, 2004
May 13, 2004
May 18, 2004
May 20, 2004

WHEREFORE, for the foregoing reasons, Pennsylvania-American Water Company respectfully requests that the Further Telephonic Hearing currently scheduled for May 3, 2004, be continued and rescheduled.

Respectfully submitted,

RHOADS & SINON LLP

By: Debra M. Kriete
Debra M. Kriete
James H. Cawley
One South Market Square
P. O. Box 1146
Harrisburg, PA 17108-1146
(717) 233-5731

Attorneys for Pennsylvania-American Water
Company

Dated: April 5, 2004

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

JUDITH SESKY,

Complainant

v.

PENNSYLVANIA-AMERICAN WATER
COMPANY,

Respondent

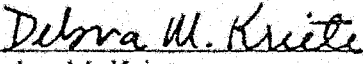
DOCKET NO. C-20029153

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participants listed below, in accordance with the requirements of §1.54:

U.S. Mail, Postage Prepaid

Judith Sesky 718 Brook Street Scranton, PA 18505	Susan Simms Marsh, Esquire Pennsylvania-American Water Company 800 West Hershey Park Drive Hershey, Pennsylvania 17033
Honorable Michael A. Nemeec Administrative Law Judge Pennsylvania Public Utility Commission 1103 State Office Building 300 Liberty Ave. Pittsburgh, PA 15222	


 Debra M. Kriete
 RHOADS & SINON LLP
 One South Market Square
 P. O. Box 1146
 Harrisburg, PA 17108-1146
 (717) 233-5731

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 APR -5 PM 4:05
 SECRETARY'S BUREAU

Attorneys for Pennsylvania-American Water Company

Dated April 5, 2004

ORDER

In consideration of Pennsylvania-American's Motion for Continuance, the motion is granted.

So Ordered this _____ day of _____, 2004.

Administrative Law Judge Michael A. Nemecek,
Presiding Officer