

COMMONWEALTH OF PENNSYLVANIA

DATE: May 28, 2004
SUBJECT: F-01231082
TO: Director, Office of Administrative Law Judge
FROM: Janey Gast, Chief
Compliance and Document Management

SECRETARY'S BUREAU

MAY 28 PM 2:35

Wanda O. Johnson
V.
Philadelphia Gas Works

DOCKETED
JUN 17 2004

The Commission at Public Meeting held May 27, 2004, adopted an order in the above entitled proceeding

Please direct your attention to the "Ordering Paragraph(s)" for your Office's ongoing responsibility as identified therein.

Kindly acknowledge receipt of this memo by signing below and return this memo to:

Secretary's Office
Attn: Docketing Section
KEYSTONE BUILDING 2ND FLOOR

Thank you for your cooperation in this matter!

Receipt acknowledged:

(signature)

A. Hoffman

(date)

5-28-04

SECRETARY'S BUREAU

MAY 28 AM 11:40

RECEIVED

**DOCUMENT
FOLDER**



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Office Of Administrative Law Judge
P.O. Box 3265, Harrisburg, PA 17105-3265
June 2, 2004

IN REPLY PLEASE
REFER TO OUR FILE

In Re: F-01231082

DOCUMENT
FOLDER

(See attached list)

Wanda O. Johnson v. Philadelphia Gas Works

NOTICE

By Opinion and Order adopted May 27, 2004 and entered May 28, 2004, the Pennsylvania Public Utility Commission referred the above-captioned matter "to the Office of Administrative Law Judge for mediation to determine the appropriate level of gas that was consumed during the period December 16, 1998, to August 8, 2002."

Mediation is an informal, non-adjudicatory process. The mediator does not make a decision, give advice, or represent any party. Instead, the mediator serves as an impartial facilitator who helps the parties resolve their disputes. In other words, mediation is a process which allows the parties to control the outcome of their dispute, as opposed to a hearing where the Administrative Law Judge and the Commission control the outcome.

Moreover, mediation is different from a settlement conference which is based on competitive negotiations. In mediation, the parties agree to work together toward a final resolution of their differences considering how any solution must address the interests of all parties.

There is no court reporter at a mediation session and discussions are confidential, unless otherwise provided for by law. Mediation is an efficient and economical procedure compared to a hearing which is often expensive and time-consuming.

DOCKETED
JUN 14 2004

Please advise Ann Humes, Mediation Assistant, of dates, between June 21, 2004, and July 23, 2004, when you will not be available to mediate. Please give Ms. Humes this information within ten days of the date of this notice. Her phone number and email address are:

Mediation Assistant:

Ann M. Humes
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265
Telephone: (717) 783-9959
Fax: (717) 787-0481
Email: ahumes@state.pa.us

If you have any questions, please contact Ms. Humes.

Pc: Mediator Nurick
Ann M. Humes, Mediation Assistant
Beth Plantz
Docket Section

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

DATE: August 3, 2004
SUBJECT: F-01231082
Wanda O. Johnson v Philadelphia Gas Works
TO: Wanda Zeiders
Docket Management
FROM: Ann M. Humes, Mediation Assistant
Office of Administrative Law Judge

DOCKETED
AUG 26 2004

A mediator's memorandum to the Commission, dated August 3, 2004, states that the above-captioned matter has been resolved. The memorandum is attached, and this proceeding can be closed.

Attachment

pc: Chairman Terrance J. Fitzpatrick
Vice-Chairman Robert K. Bloom
Commissioner Glen R. Thomas
Commissioner Kim Pizzingrilli
Commissioner Wendell F. Holland
Herbert R. Nurick
Beth Plantz
Case File

**DOCUMENT
FOLDER**

MEMORANDUM

August 3, 2004

To: Chairman Terrance J. Fitzpatrick
Vice-Chairman Robert K. Bloom
Commissioner Glen R. Thomas
Commissioner Kim Pizzingrilli
Commissioner Wendell F. Holland

DOCKETED
AUG 26 2004

From: Herb Nurick *HN*

Re: Wanda O. Johnson v. Philadelphia Gas Works
F-01231082

**DOCUMENT
FOLDER**

In its Opinion and Order, adopted May 27, 2004 and entered May 28, 2004, the Commission ordered, among other things:

That this proceeding is referred to the Office of Administrative Law Judge for mediation to determine the appropriate level of gas that was consumed during the period December 16, 1998, to August 8, 2002. (Ordering paragraph 3)

By Notice dated June 2, 2004, the Commission informed the parties about the Opinion and Order. The Notice included ordering paragraph 3, set forth above, and requested the parties to contact Ann Humes, Mediation Assistant, about available dates for the mediation. Thereafter, I had several telephone conferences with Wanda Johnson, the complainant, and Laureto Farinas, counsel for respondent Philadelphia Gas Works ("PGW"), as well as telephone conferences with both parties together, including the last one on July 29, 2004. Additionally, correspondence was exchanged between the parties and the mediation staff.

While Ms. Johnson would like the Initial Decision of Administrative Law Judge Allison K. Turner (dated October 15, 2003) to stand, and PGW is willing to discuss the consumption level pursuant to the Opinion and Order, the parties have been able to resolve this matter between themselves and agree that the case can be closed. In order to bring this matter to a conclusion, I will send a copy of this memorandum to the Secretary so that the case can be marked closed.

I respectfully submit that the mediation phase of this case has now concluded.

cc: Wanda O. Johnson
Laureto Farinas, Esquire