

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Agnes Manu	:	
	:	
v.	:	C-20054629
	:	
Philadelphia Gas Works	:	
	:	
Realty Investors Corp.	:	
	:	
v.	:	C-20054630
	:	
Philadelphia Gas Works	:	

PREHEARING ORDER

On July 14, 2005, I was assigned to preside over this case. The purpose of this order is to bring to the attention of all parties certain procedural rules, observance of which will serve to "secure the just, speedy and inexpensive determination" of this proceeding. 1 Pa. Code §1.2(a). The parties are directed to comply with the following requirements:

1. Proceedings before the Commission are governed by, inter alia, 52 Pa. Code §1.15, which provides:

§1.15. Extensions of time

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(b) Except as otherwise provided by statute, requests for continuance of hearings or for extension of time in which to perform an act required or allowed to be done at or within a specified time by this title or by order of the Commission or the presiding officer, shall be by motion in writing, timely filed with the Commission, stating the facts on which the application rests, except that during the course of a proceeding, the requests may be made by oral motion in the hearing before the Commission or the presiding officer. Only for good cause shown, will requests for continuance be

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considered. The requests should be submitted at least 5 days prior to the hearing date. (Emphasis added.)

In accordance with the foregoing, absent a timely request for continuance for good cause (i.e., no later than 5 days before the scheduled hearing on August 18, 2005), all parties to this proceeding shall be prepared to participate in the scheduled hearing.

2. Unless you are a corporation, it is not required that you be represented by an attorney, although you may choose to be represented by an attorney. **If you are a corporation, you must be represented by an attorney.**

3. If you wish to offer into evidence at the hearing material in the form of documents (letters, bills, canceled checks and the like), you must bring with you the required number of copies (an original and two copies for the Commission, one copy for every other party in the case, and a copy for yourself). 52 Pa. Code §5.409.

4. Please be aware that there often is a delay in my receiving documents filed in Harrisburg. Therefore, serve me directly with any documents you file in this proceeding.

5. Finally, I would also like to bring to your attention 52 Pa. Code §5.331(b) which provides, inter alia, that "[p]articipants shall endeavor to initiate discovery as early in the proceedings as reasonably possible," and 52 Pa. Code §5.322 which encourages participants to exchange information on an informal basis. I urge all parties to cooperate in discovery. Such cooperation is preferable to numerous or protracted discovery disagreements which require the presiding officer's participation for resolution. Please be aware that there are limitations on discovery and sanctions for abuse of the discovery process. 52 Pa. Code §§5.361, 5.371-3.572.

6. The parties are encouraged to informally discuss any of the matters involved in this case prior to the scheduled hearing.

ORDER

The parties shall comply with procedural rules and regulations discussed herein.

Date:

July 18, 2005

Charles E. Rainey, Jr.  
CHARLES E. RAINEY, JR.  
Administrative Law Judge



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
Office of Administrative Law Judge  
P.O. BOX 3265, HARRISBURG, PA 17105-3265  
August 9, 2005

IN REPLY PLEASE  
REFER TO OUR FILE

In Re: C-20054629  
C-20054630

(See Letter Dated 7/14/05)

C-20054629 - Agnes Manu v. Philadelphia Gas Works  
C-20054630 - F. A. Realty Investors Corp. v. Philadelphia Gas  
Works

Meter / Billing Dispute

Hearing Change Notice

This is to inform you that the Administrative Law Judge in the above captioned case has been changed from Administrative Law Judge Charles E. Rainey, Jr. to Administrative Law Judge Ky Van Nguyen.

This is to inform you that a hearing on the above-captioned case will be held as follows:

Type: Initial Hearing  
Date: Thursday, August 18, 2005  
Time: 10:00 a.m.  
Location: In an available hearing room  
Philadelphia State Office Building  
Broad and Spring Garden Streets  
Philadelphia, Pennsylvania  
Presiding: Administrative Law Judge Ky Van Nguyen  
1302 Philadelphia State Office Building  
1400 West Spring Garden Street  
Philadelphia, PA 19130  
Telephone: (215) 560-2105  
Fax: (215) 560-3133

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

pc: Judge Nguyen  
Cherie Pyle, Scheduling Officer  
Beth Plantz  
Docket Section  
Calendar File

**Philadelphia Gas Works**



PLEASE DOCKET

800 West Montgomery Avenue, Philadelphia, PA 19122  
Laureto A. Farinas, Senior Attorney  
Legal Department  
Direct Dial: 215-684-6982  
FAX: 215-684-6798  
E-mail: laureto.farinas@pgworks.com

(Via Overnight Delivery)

October 21, 2005

Ky Van Nguyen  
Administrative Law Judge  
1302 Philadelphia State Office Building  
Pennsylvania Public Utility Commission  
1400 Spring Garden Street  
Philadelphia, PA 19130

*Handwritten:*  
Please send this  
to Harris, Flip Room  
Thanks  
Oct. 26, 05

*C-20054629*

RE: Manu v. PGW, Docket No. ~~C-200504629~~  
F.A. Realty Investors Corp., Docket No. C - 20054630

Dear Judge Nguyen:

Pursuant to your instruction in your letter of October 13, 2005, attached are PGW's responses to your four (4) questions regarding Exhibits 2 and 3-A of the above captioned matters. The responses were prepared by PGW witness, Ms. Jennifer Raksnis, Customer Review Officer - PGW.

If additional information is needed about this matter, please contact me at my direct-dial number above. Thank you.

Sincerely,

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Laureto Farinas, Senior Attorney

cc: Service List  
Jennifer Raksnis

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PA PUBLIC UTILITY COMMISSION  
SECRETARY'S OFFICE

C-20054629

RE: Manu v. PGW, Docket No. ~~C-200584629~~  
F.A. Realty Investors Corp., Docket No. C-20054630

**QUESTION:**

1) With Reference to PGW exhibit 2:

- A) How did you arrive at the numbers in the column of Heat Usage, Number of Degree Days, and C.F.D.D.?
- B) Explain Heat Usage, Degree Days, and C.F.D.D.

**RESPONSE:**

A gas usage analysis is a way to identify the customers established usage patterns at any particular property. In the case of gas heating accounts, PGW attempts to separate the gas used for domestic appliances (non heating) and the gas space heating appliance.

A review of the summer usage at the property will not reflect any gas heating usage. This is all non-heating or domestic usage. PGW determines the domestic factor by dividing the gas used for that time period by the number of days. Mrs. Manu's non-heating usage is 1.00 (cubic foot or cf.) per day.

The non-heating usage is then multiplied by the number of days being compared to arrive at the total domestic usage for the time period. For example, on this particular analysis the first time period is from 10-24-2002 to 08-19-2003 from an actual reading of 6558 to 8511. The total number of days was 299. The non-heating usage of one was multiplied by the number of days to determine that, for the entire time period, 299 cubic feet was used for non-heating. The non-heating usage is then subtracted from the total usage from this time period and provides the heating usage. Expressed mathematically,  $1,953 \text{ cf.} - 299 \text{ cf.} = 1654 \text{ cf.}$  of heating usage for this time period.

PGW then determines the Degree Days for the time frame on the analysis. A Degree Day is an index of energy consumption for heating. It indicates the number of degrees the average temperature drops below 65 degrees Fahrenheit. It works on the concept that any time the temperature drops below 65 degrees Fahrenheit, heat may be required to make the residence comfortable. A record of the Degree Days for any given calendar day in the Philadelphia region, are stored in PGW's billing system. These are provided by the National Weather Service Forecast Office. Degree Days vary depending upon the weather.

The Degree Days are then divided by the heat usage for that time period resulting in cubic feet of gas used per Degree Day. For example on the first line of the usage analysis, 4866 Degree Days divided by 1654 in heat usage equal 34 when rounded. This means the customer used 34 cf. of gas per Degree Day in the time period in question. The same formula is used line by line of the analysis. After comparison of a few time periods, the analysis indicates the customer's cubic feet of

gas used per Degree Day ranged from 26.8 to 34.00. This customer's usage is consistent with no drastic fluctuations.

For example a review of the analysis indicates that the Degree Days for the first time frame were 4866 resulting in a cubic feet of gas used per Degree Day of 34. The second line indicates the Degree Days were 4618 resulting in a cubic feet of gas used per degree day of 26.8. This is extremely consistent the higher number of degree days for the first time period resulted in more cubic feet of gas per Degree Day while in the second line the Degree Days were less, meaning the cubic feet of gas used per Degree Day was less than the first time period.

This response was prepared by PGW witness Ms. Jennifer Raksnis, Customer Review Officer – PGW.

**QUESTION**

2) With reference to PGW Exhibit 3-A:

- A) How did you arrive at the numbers in the column of number of Degree Days and C.F.D.D.?
- B) Explain Degree Days and C.F.D.D.

**RESPONSE:**

This exhibit is in reference to a heating only account. Therefore, it appears differently than the analysis discussed above in Exhibit 2. There is no need to separate non-heating and heating usage because all of the usage at the property is used for heating. The total usage for the time period compared is divided by the number of Degree Days resulting in the cubic feet of gas used per Degree Day. A review of this analysis establishes consistency. The customer used more cubic feet of gas per Degree Day when the Degree Days were higher.

A Degree Day is an index of energy consumption for heating. It indicates the number of degrees the average temperature drops below 65 degrees Fahrenheit. It works on the concept that any time the temperature drops below 65 degrees Fahrenheit, heat may be required to make the residence comfortable. A record of the Degree Days for any given calendar day in the Philadelphia region, are stored in PGW's billing system. These are provided by the National Weather Service Forecast Office. Degree Days vary depending upon the weather.

This response was prepared by PGW witness Ms. Jennifer Raksnis, Customer Review Officer – PGW.

CERTIFICATE OF SERVICE

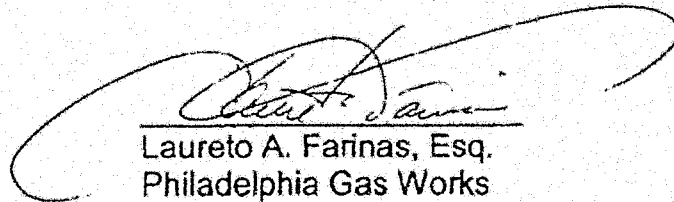
I HEREBY CERTIFY THAT I HAVE THIS DAY SERVED A TRUE COPY OF THE FOREGOING DOCUMENT BY FIRST CLASS REGULAR MAIL DELIVERY UPON THE PARTICIPANTS LISTED BELOW, IN ACCORDANCE WITH THE REQUIREMENTS OF §1.54 (RELATING TO SERVICE BY A PARTICIPANT).

Service List:

For Complainant:

**Ms. Agnes Manu**  
**Mr. Steven Frampong**  
**7000 Woodbine Avenue**  
**Philadelphia, PA 19151**

October 21, 2005



**Laureto A. Farinas, Esq.**  
**Philadelphia Gas Works**  
**800 W. Montgomery Avenue**  
**Philadelphia, PA 19122**