

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Clarence Lynch :  
 :  
 v. :  
 :  
 National Fuel Gas Distribution Corporation :

Docket No. C-20016321

RECEIVED  
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SECRETARY'S BUREAU

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PREHEARING ORDER

KJR

An initial telephonic hearing in this case is scheduled for Tuesday, February 5, 2002 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 the Secretary's Bureau before the hearing.

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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 AS DIRECTED BY THE BCS MAY RESULT IN AN ORDER REQUIRING A LUMP SUM PAYMENT EQUAL TO THE AMOUNT OF THE**

**PAYMENTS THAT SHOULD HAVE BEEN MADE.** The utility must submit a copy of the latest BCS decision as a hearing exhibit.

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

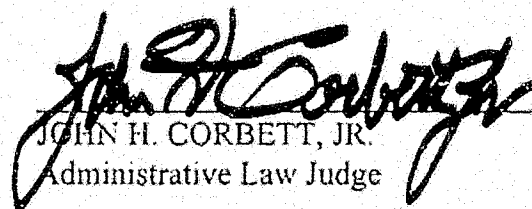
cause exists. Requests for changes of subsequent hearings, if any, should also be served directly on me.

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.

Dated: January 2, 2002

  
JOHN H. CORBETT, JR.  
Administrative Law Judge



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

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

IN REPLY PLEASE  
REFER TO OUR FILE

January 16, 2002

In Re: C-20016321

(See letter dated 12/27/01)

Clarence Lynch v. National Fuel Gas Distribution Corporation

Requests payment arrangements.

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Hearing Cancellation/Reschedule Notice

This is to inform you that the initial telephone hearing on the above-captioned case previously scheduled for Tuesday, February 5, 2002 at 10:00 a.m. has been canceled.

The hearing has been rescheduled as follows:

Type: Initial telephone hearing  
Date: Thursday, February 28, 2002  
Time: 10:00 a.m.  
Presiding: Administrative Law Judge John H. Corbett, Jr.  
1103 Pittsburgh State Office Building  
300 Liberty Avenue  
Pittsburgh, PA 15222  
Telephone: (412) 565-3550  
Fax: (412) 565-5692

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The judge will be presiding as authorized by Chapter §56.174 of the Pennsylvania Code.

If you have not provided a current telephone number where you can be reached for participation in the hearing OR YOUR AREA CODE HAS CHANGED, then you must contact the presiding officer at least 7 days before the actual hearing and provide the necessary information.

At the above date and time, the Presiding Officer will contact the parties as follows:

Clarence W. Lynch	(814) 664-2619
Christopher M. Trejchel, Esquire	(814) 871-8035

If you have any hearing exhibits to which you will refer during the hearing, 3 copies must be sent to the Administrative Law Judge and 1 copy each must be sent to every other party. All copies must be received at least 3 days before the hearing.

Attention: You may lose the case if you do not take part in this hearing and present facts on the issues raised.

Except for those individuals representing themselves, the Commission's rules require that all parties have an attorney; therefore, you should have an attorney of your choice file an entry of appearance before the scheduled hearing.

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 Corbett  
Judy Weaver, Scheduling Officer  
Beth Plantz  
Docket Section  
Calendar File



**National Fuel**

ORIGINAL

Christopher M. Trejchel  
*Attorney*

February 6, 2002

SECRETARY'S BUREAU  
2002 FEB 08 09:15

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

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RE: Clarence W. Lynch v.  
National Fuel Gas  
Distribution Corporation  
Docket No. C-20016321

Dear Secretary McNulty:

As attorney for Respondent in the above-referenced matter, I hereby certify pursuant to 52 Pa. Code § 5.24 that Respondent has satisfied the Complaint, and that the Complainant has acknowledged satisfaction to the Respondent. A duplicate copy of this letter is being served on Complainant and on Administrative Law Judge John H. Corbett before whom a hearing is scheduled for Thursday, February 28. Please cancel the hearing.

Thank you for your assistance in this matter.

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FEB 08 2002

Very truly yours,

Christopher M. Trejchel, Esquire

CMT/cjc

cc: Clarence Lynch  
ALJ John H. Corbett  
K. H. Whipple

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COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

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

IN REPLY PLEASE  
REFER TO OUR FILE

February 11, 2002

In Re: C-20016321

(See letter dated 01/16/02)

Clarence Lynch v. National Fuel Gas Distribution Corporation

Requests payment arrangements.

Cancellation Notice

This is to inform you of the following cancellation:

Type: Initial telephone hearing  
Date: Thursday, February 28, 2002  
Time: 10:00 a.m.  
Location: Pittsburgh, Pennsylvania  
Presiding: Administrative Law Judge John H. Corbett, Jr.

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FEB 12 2002

Please mark your records accordingly.

pc: Judge Corbett  
Judy Weaver, Scheduling Officer  
Beth Plantz  
Docket Section  
Calendar File

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COMMONWEALTH OF  
PENNSYLVANIA  
PUBLIC UTILITY COMMISSION

DATE: February 11, 2002

SUBJECT: Certification of Satisfaction Filed  
C-20016321 Clarence Lynch v. National Fuel Gas Distribution Corporation

TO: Wanda Zeiders,  
Docket Management

FROM: Judy Weaver, Scheduling Officer  
Office of Administrative Law Judge

On February 8, 2002, a Certificate of Satisfaction was filed in the above-captioned proceeding by Christopher M. Trejchel, Esquire. If no objection is filed to this certificate within 10 days of service, this proceeding will be closed.

All parties should be notified that the case is closed and a copy of that notification placed in the document folder.

Attachment

pc. ALJ John H. Corbett, Jr.  
Elzy Ditzler  
Beth Plantz  
Case File

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FEB 12 2002



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE  
REFER TO OUR FILE

March 20, 2002

C-20016321

CLARENCE W. LYNCH  
110 SNYDER CIRCLE  
CORY PA 16407

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CLARENCE W. LYNCH  
VS.  
NATIONAL FUEL GAS DISTRIBUTION

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TO WHOM IT MAY CONCERN:

Please be advised that the Commission has marked closed the above-entitled proceeding.

Very truly yours,

James J. McNulty  
Secretary

nvl  
cc: All parties of Record  
Office of ALJ