

DOCKET NO.: C-20016614
RESPONDENT OR APPLICANT: EQUITABLE GAS CO.
PARTY OR COMPLAINANT: LUVARA MARQUERITE

ENTRY TYPE	DATE	BUREAU	PERSONNEL
1 N	12/03/01	SEC	IMES
FORMAL COMPLAINT OF MARGUERITE LUVARA V. EQUITABLE GAS			
2 N	01/08/02	SEC	IMES
NOTICE OF COMPLAINT SERVED ON RESPONDENT TO ANSWER IN 20 DAYS			
3 N	01/28/02	SEC	BENJAMIN
RESPONDENT FILED ANSWER TO COMPLAINT W/CERTIFICATE OF SERVICE			
4 N	05/15/02	ALJ	MEEHAN
INITIAL TELEPHONIC HEARING SCHEDULED FOR 5/14/02 CANCELLED			
5 N	03/18/02	SEC	BENJAMIN
ALJ MEEHAN WILL BE PRESIDING AS AUTHORIZED BY CHAPTER 56.174			
6 N	03/28/02	SEC	FRISCIA
ALJ MEEHAN PREHRG ORDER ISSUED-COMPLY W/CERTAIN RQMTS BEFORE 5/14/02 TEL HRG			
7 N	05/16/02	SEC	FRISCIA
RESPONDENT FILED CERTIFICATION RE: SATISFACTION OF COMPLAINT W/CERT OF SVC			
8 N	05/28/02	SEC	BENJAMIN
OALJ MEMO ACKNOWLEDGING WITHDRAWAL & CLOSING IN 10 DAYS			
9 N	06/04/02	SEC	FRISCIA
SEC LETTER ADVISING COMMISSION HAS MARKED THE PROCEEDING CLOSED			

1. REPORT DATE: 00/00/00 :
 2. BUREAU: ALJ :
 3. SECTION(S): : 4. PUBLIC MEETING DATE:
 5. APPROVED BY: : 00/00/00
 DIRECTOR: :
 SUPERVISOR: :
 6. PERSON IN CHARGE: : 7. DATE FILED: 12/03/01
 8. DOCKET NO: C-20016614 : 9. EFFECTIVE DATE: 00/00/00

PARTY/COMPLAINANT: LUVARA MARQUERITE

RESPONDENT/APPLICANT: EQUITABLE GAS CO.

COMP/APP COUNTY: ALLEGHENY

UTILITY CODE: 121100

ALLEGATION OR SUBJECT

COMPLAINANT STATES THE AMOUNT REQUESTED FOR PAY ON DEMAND OR THE MONTHLY AMOUNT REQUESTED IS NOT POSSIBLE. BASE THE BUDGET AND PAY ON DEMAND BASED ON INCOME AND OTHER BILLS REQUIRED.

DOCKETED
JAN 08 2002

DOCUMENT
FOLDER

C - 20016614

121100

CONFORMAL COMPLAINT FORM
Pennsylvania Public Utility Commission

SECRETARY'S BUREAU
PA PUC

2001 DEC - 3 AM 9:31

RECEIVED

Please Print:

1. Your Name, Mailing Address and Telephone Number.

Name Marguerite Luvaca

Street/P.O. Box 1111 Bellvue Ave. Apt#

City Pittsburgh State PA. Zip 15226

County Allegheny Home Telephone-Area Code (412) 344-5647
Work Telephone-Area Code ()

2. Name of Company your complaint concerns: Equitable Gas

3. What is your complaint?

Equitable Gas doesn't get the "BIG" picture —
I do not have \$1,000.00 to pay on demand
nor will I have \$26⁰⁰ / month starting in
January My bills far exceed the amount
that I buy home. I have tried to be
on time with my utility payments - giving
as much as humanly possible - considering
my financial circumstances. I don't think
it is fair to expect money that I don't
have.

(If you need more space, use additional paper and attach to this form).

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4. What do you want the Public Utility Commission to do about your complaint?

Lower My Monthly Payments to a more reasonable amount. I also don't have the \$1,000 to pay Equitable Gas.

(If you need more space, use additional paper and attach to this form.)

5. You must sign and date your complaint below.

The information I have placed on this form is true and correct to the best of my knowledge. I understand that I could be punished under Pennsylvania State Law if I purposely give false information.

Keith L. Lerner
Signature of complaining person

11-30-01
Date

6. If you are represented by a lawyer you must provide your lawyer's name, address and telephone number.

Lawyer's Name _____

Street _____

City _____ State _____ Zip _____

Telephone Number-Area Code (_____) _____

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

DATE SERVED: JANUARY 8, 2002

C-20016614

EQUITABLE GAS COMPANY
ATTN LAW DEPARTMENT
200 ALLEGHENY CENTER
PITTSBURGH PA 15212-5352

DOCUMENT
FOLDER

Dear Sir/Madam:

A complaint has been filed against you before the Pennsylvania Public Utility Commission by MARGUERITE LUVARA. To defend yourself against the claims stated in the following pages, you must act within twenty (20) days by filing in writing with the Commission, either personally or through your attorney, your defenses or objections to the claims stated against you. Or, you may satisfy the complaint by settling the matter with the Complainant and submitting proof of settlement to the Commission within twenty (20) days.

IF YOU FAIL TO RESPOND WITHIN TWENTY (20) DAYS, THE CASE MAY GO FORWARD IN YOUR ABSENCE AND A JUDGEMENT MAY BE ENTERED AGAINST YOU BY THE COMMISSION WITHOUT FURTHER NOTICE

CUSTOMER OF A UTILITY

A payment schedule may be prescribed or a termination of utility services may be authorized. You may lose money or property or other rights important to you.

COMPANY/UTILITY

An Administrative Law Judge may revoke or suspend any certificate or permit held by you, or impose a fine, or any other appropriate penalty or remedy authorized by the Public Utility Code. You may lose money or property or other rights important to you.

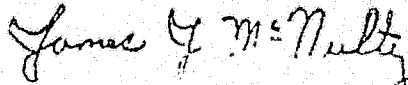
JANUARY 8, 2002

Detailed instructions on how to proceed are contained in the attached pages. You are advised to read them carefully.

Unless you are a corporation or other organization, you may proceed without a lawyer. However, if you want a lawyer and do not have one or cannot afford one, the office listed below can tell you where you can get legal help:

Pennsylvania Lawyer Referral Service
Pennsylvania Bar Association
P.O. Box 186
Harrisburg, PA 17108
(800) 692-7375

Very truly yours,



James J. McNulty
Secretary

ddi

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

DATE SERVED: JANUARY 8, 2002

MARGUERITE LUVARA
Complainant

DOCUMENT
FOLDER

VS.

EQUITABLE GAS COMPANY
Respondent

Complaint Docket
No: C-20016614

FORMAL COMPLAINT NOTICE TO RESPONDENT TO ANSWER OR SATISFY

TO: EQUITABLE GAS COMPANY

DOCKETED

JAN 08 2002

TAKE NOTICE:

That a complaint in the above entitled matter, of which the attached is a true and correct copy, has been presented and filed of record with the Pennsylvania Public Utility Commission. Section 702 of the Public Utility Code, 66 Pa. C.S. Section 702, requires the Commission to serve on each party named in a complaint a copy of the complaint and notice calling upon each party to satisfy the complaint, or to answer the same in writing within a specified time; THEREFORE,

1. You have twenty (20) days from the date on which this complaint is served to either satisfy this complaint or to file with the **Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17120**, an answer (original and two copies), in writing, under oath, which, as required by Section 5.61 of the Commission's Rules of Practice and Procedure, 52 Pa. Code Section 5.61, either affirms or specifically denies the allegations in this complaint. You must also serve a copy of the answer upon the complainant. The date of service is the mailing date as indicated by the date at the top of this Notice. Section 1.56(a) of the Commission's Rules of Practice and Procedure, 52 Pa. Code Section 1.56(a).

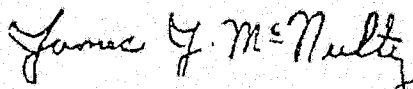
2. If you fail to either satisfy this complaint or to file answer or other responsive pleading within twenty (20) days, you will be deemed to have admitted all the allegations in this complaint in accordance with Section 5.61 of the Commission's Rules of Administrative Practice and Procedure, 52 Pa. Code Section 5.61. In that event, the Commission may, without hearing, enter an order which either revokes or suspends any certificate or permit held by you or which imposes a fine or any other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C.S.

Section 101, et seq.; and, if you are a customer of a utility, an order may be entered which prescribes a payment schedule or which authorizes termination of utility services. The Commission is not limited to the relief sought by the complainant in paragraph 4 of the attached complaint.

3. If you elect to satisfy this complaint you must file, within twenty (20) days from the date on which this complaint is served, affidavits executed by each complainant that this complaint has been satisfied. Such affidavits must describe the basis on which this complaint was satisfied; any settlement agreement between the parties must be reduced to writing and attached to the affidavit. Such affidavits are to be filed with the Secretary of the Commission at the address set forth in paragraph 1. Upon receipt of affidavits of satisfaction from all complainants, this complaint may be dismissed by the Commission in accordance with Section 703(a) of the Public Utility Code, 66 Pa. C.S. Section 703(a), unless the Commission determines that such dismissal would be contrary to the public interest, in which event the Commission may direct that hearings be held upon the complaint.

4. If you file an answer which admits the allegations in this complaint, or which fails to specifically deny the allegations in this complaint, the Commission may, without hearing, enter an order which either revokes or suspends any certificate held by you or which imposes a fine or any other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C. S. Section 101, et seq.; and, if you are a customer of a utility, an order may be entered which prescribes a payment schedule or which authorizes termination of utility services. The Commission is not limited to the relief sought by the complainant in paragraph 4 of the attached complaint.

5. If you file a timely answer which specifically denies the allegations in this complaint, or which raises material questions of law or fact, this matter shall be referred to the Office of Administrative Law Judge for hearing and decision. If, after hearing on the issues raised by that answer, you are found to have committed any of the violations alleged in the complaint, the Administrative Law Judge may render a decision which either revokes or suspends any certificate or permit held by you or which imposes a fine or any other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C. S. Section 101, et seq.; and, if you are a customer of a utility, an order may be entered which prescribes a payment schedule or which authorizes termination of utility services. In the imposition of a penalty after a hearing the Administrative Law Judge is not bound by the relief sought by the complainant in paragraph 4 of the attached complaint.



James J. McNulty
Secretary

(SEAL)

Certified Mail
Return Receipt Requested

EQUITABLE
GAS

200 Allegheny Center Mall
Pittsburgh, PA 15212 5352
www.equitablegas.com

ORIGINAL

January 23, 2002

REC'D
SEC. TARY'S BUREAU
JAN 23 11:09:25

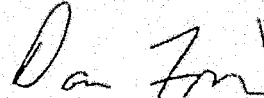
James J. McNulty
Secretary
Pennsylvania Public Utility Commission
Keystone Building
P.O. Box 3265
Harrisburg, PA 17105-3265

Re: Marguerite Luvara v. Equitable Gas Co.
Docket No. C-20016614

Dear Mr. McNulty:

Enclosed please find one (1) original and three (3) copies of Equitable Gas Company's Answer to the above-captioned Complaint. Kindly time-stamp and return the enclosed coversheet to the undersigned for proof of filing. Thank you.

Yours very truly,
EQUITABLE GAS COMPANY



Daniel L. Frutchey
Senior Vice President and General Counsel

enc/
cc: Marguerite Luvara
1111 Bellaire Avenue
Pittsburgh, Pa 15226

DOCUMENT
FOLDER

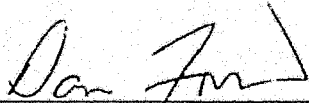
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2001, Respondent reduced its rates so the new budget amount is now \$126.00. The new special budget amount would be \$186.00 (\$126.00 budget + \$60.00 = \$186.00).

4. The averments of Paragraph 4 of the Complaint contain a prayer for relief to which no response is required. To the extent that a response is deemed necessary, it is denied that Complainant is entitled to pay less than the budget amount unless she is enrolled in the EAP program. Complainant is not eligible for the EAP program because her income is too high. Complainant paid the \$1,000.00 initial payment on December 7, 2001. Equitable Gas attempted to contact Complainant by phone to see if she was withdrawing her complaint or if a lower payment plan would satisfy the complaint. So far our telephone calls and letters have been unsuccessful in contacting the Complainant.

WHEREFORE, the Respondent, Equitable Gas Company, respectfully requests that the subject Complaint be dismissed with prejudice.

Respectfully submitted,
EQUITABLE GAS COMPANY,
a division of Equitable Resources, Inc.

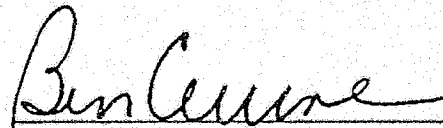
BY: 
DANIEL L. FRUTCHEY, ESQUIRE
200 Allegheny Center Mall
Pittsburgh, PA 15212
(412) 395-3202

Date: January 23, 2002

VERIFICATION

I, BEN CERRONE, hereby state that I am authorized to make this verification on behalf of Equitable Gas Company, a division of Equitable Resources, Inc., being the holder of the office of Manager - Compliance, and that the facts above set forth are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C. S. §4904 (relating to unsworn falsifications to authorities).

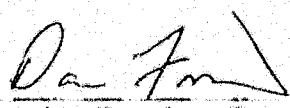
Date: December 23, 2002


BEN CERRONE

CERTIFICATE OF SERVICE

I, Daniel L. Frutchey, Esquire, hereby certify that on December 23, 2002, a correct copy of the foregoing Answer was served on the Complainant at the address listed below, by first class U.S. Mail, postage prepaid, in accordance with the requirements of Section 1.54 (relating to service by a participant):

Marguerite Luvara
1111 Bellaire Avenue
Pittsburgh, PA 15226


Daniel L. Frutchey, Esquire
200 Allegheny Center Mall
Pittsburgh, PA 15212
(412) 395-3202

Counsel for Equitable Gas Company,
a division of Equitable Resources, Inc.

SECRET
FEDERAL BUREAU OF INVESTIGATION

2002 JAN 8 11:25



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

March 18, 2002

In Re: C-20016614

(See attached list)

Marquerite Luvara v. Equitable Gas Company

Requests payment arrangements.

Telephone Hearing Notice

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

Type: Initial telephone hearing
Date: Tuesday, May 14, 2002
Time: 10:00 a.m.
Presiding: Administrative Law Judge Robert P. Meehan
1103 Pittsburgh State Office Building
300 Liberty Avenue
Pittsburgh, PA 15222
Telephone: (412) 565-3550
Fax: (412) 565-5692

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.

DOCUMENT
FOLDER

DOCKETED
MAR 18 2002

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

Marguerite Luvara

(412) 344-8697

Daniel L. Frutchev, Esquire

(412) 395-3173

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 Meehan
Judy Weaver, Scheduling
Beth Plantz
Docket Section
Calendar File