



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

IN REPLY PLEASE  
REFER TO OUR FILE

May 5, 2006

C-20065797

TO ALL PARTIES

David Smyk  
v.  
Verizon Pennsylvania, Inc.

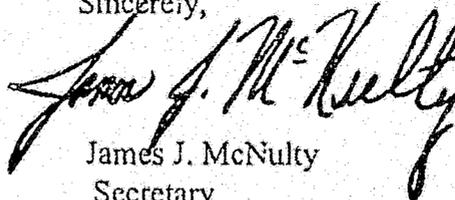
To Whom It May Concern:

Please be advised that an Initial Decision was sent to you via certified mail concerning the above caption and docket number.

The cover letter to the decision had the docket number as C-020065797. The correct docket number is C-20065797. Enclosed, please find the corrected page. This will not affect the exception period.

We regret any inconvenience this matter may have caused you.

Sincerely,



James J. McNulty  
Secretary

Enclosure  
mh

DOCUMENT  
FOLDER

**DOCKETED**  
MAY 10 2006



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

IN REPLY PLEASE  
REFER TO OUR FILE

ISSUED: May 4, 2006

C-20065797

DAVID SMYK  
1015 GENERAL GREENE DRIVE  
WEST CHESTER PA 19382

DOCUMENT  
FOLDER

David Smyk  
v.  
Verizon Pennsylvania Inc.

TO WHOM IT MAY CONCERN:

Enclosed is a copy of the Initial Decision of Administrative Law Judge Herbert Smolen. This decision is being issued and mailed to all parties on the above specified date.

If you do not agree with any part of this decision, you may send written comments (called Exceptions) to the Commission. Specifically, an original and nine (9) copies of your signed exceptions **MUST BE FILED WITH THE SECRETARY OF THE COMMISSION 2<sup>ND</sup> FLOOR, KEYSTONE BUILDING, 400 NORTH STREET, HARRISBURG, PA OR MAILED TO P.O. BOX 3265, HARRISBURG, PA 17105-3265, within twenty (20) days of the issuance date of this letter.** The signed exceptions will be deemed filed on the date actually received by the Secretary of the Commission or on the date deposited in the mail as shown on U.S. Postal Service Form 3817 certificate of mailing attached to the cover of the original document (52 Pa. Code §1.11(a)) or on the date deposited with an overnight express package delivery service (52 Pa. Code 1.11(a)(2), (b)). If your exceptions are sent by mail, please use the address shown at the top of this letter. A copy of your exceptions must also be served on each party of record. 52 Pa. Code §1.56(b) cannot be used to extend the prescribed period for the filing of exceptions/reply exceptions. A certificate of service shall be attached to the filed exceptions.

If you receive exceptions from other parties, you may submit written replies to those exceptions in the manner described above within ten (10) days of the date that the exceptions are due.

Exceptions and reply exceptions shall obey 52 Pa. Code 5.533 and 5.535 particularly the 40-page limit for exceptions and the 25-page limit for replies to exceptions. Exceptions should clearly be labeled as "EXCEPTIONS OF (name of party) - (protestant, complainant, staff, etc.)".

If no exceptions are received within **twenty (20) days**, the decision of the Administrative Law Judge may become final without further Commission action. You will receive written notification if this occurs.

Very truly yours,

James J. McNulty  
Secretary

Encls.  
Certified Mail  
Receipt Requested  
mh

RIKARDO J HULL ESQ  
HAWKE MCKEON SNISCAK & KENNARD LLP  
100 NORTH TENTH STREET  
PO BOX 1778  
HARRISBURG PA 17105-1778

**DOCKETED**  
MAY 10 2006

Act 294

Case Identification:

C- 20065797; David Smyk v. Verizon  
Pennsylvania Inc.

Initial Decision By:

ALJ Herbert Smolen

Deadline for Return to OSA:

May 18, 2006

This decision has not been reviewed by OSA.

RECEIVED  
2006 MAY 19 PM 1:28  
H.A.P.U.  
SECRETARY'S BUREAU

RECEIVED  
2006 MAY 19 AM 8:29  
OFFICE OF SPECIAL  
ASSISTANTS

DOCUMENT  
FOLDER

**DOCKETED**  
MAY 22 2006

\* \* \* \* \*

I want full Commission review of this decision.

\_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Date

I do not want full Commission review of this decision.

*Opferman J. Opferman*  
\_\_\_\_\_

Commissioner

*May 19 2006*  
\_\_\_\_\_

Date

Act 294

Case Identification:

C-00065797; David Smyk v. Verizon  
Pennsylvania Inc.

Initial Decision By:

ALJ Herbert Smolen

Deadline for Return to OSA:

May 18, 2006

This decision has not been reviewed by OSA.

\* \* \* \* \*

I want full Commission review of this decision.

\_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Date

I do not want full Commission review of this decision.

James H. Cawley  
Commissioner

5/18/06  
Date

RECEIVED  
2006 MAY 19 PM 1:28  
P.A.R.U.C.  
SECRETARY'S BUREAU  
RECEIVED  
2006 MAY 19 AM 8:10  
OFFICE OF SPECIAL  
ASSISTANTS

*Dave*

Act 294

Case Identification:

C-120065797; David Smyk v. Verizon  
Pennsylvania Inc.

Initial Decision By:

ALJ Herbert Smolen

Deadline for Return to OSA:

May 18, 2006

This decision has not been reviewed by OSA.

RECEIVED  
 2006 MAY 19 PM 1:28  
 P.A.P.U.C.  
 SECRETARY'S BUREAU

RECEIVED  
 2006 MAY 19 AM 7:31  
 OFFICE OF SPECIAL  
 ASSISTANTS

\* \* \* \* \*

I want full Commission review of this decision.

\_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Date

I do not want full Commission review of this decision.

Bill Shane / DBU  
Commissioner

5/12/2006  
Date

Act 294

Case Identification:

C- 20065797; David Smyk v. Verizon  
Pennsylvania Inc.

Initial Decision By:

ALJ Herbert Smolen

Deadline for Return to OSA:

May 18, 2006

This decision has not been reviewed by OSA.

\* \* \* \* \*

I want full Commission review of this decision.

\_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Date

I ~~do not~~ want full Commission review of this decision.

X Kim Fitzgerald  
Commissioner

5-18-06  
Date

RECEIVED RECEIVED  
2006 MAY 19 PM 1:28 2006 MAY 19 AM 7:30  
PA F.U.U. OFFICE OF SPECIAL  
SECRETARY'S BUREAU ASSISTANTS

Case Identification:

C- 20065797; David Smyk v. Verizon Pennsylvania Inc.

Initial Decision By:

ALJ Herbert Smolen

Deadline for Return to OSA:

May 18, 2006

This decision has not been reviewed by OSA.

RECEIVED  
2006 MAY 19 PM 1:28  
P.A.U.C.  
SECRETARY'S BUREAU

RECEIVED  
2006 MAY 17 PM 3:31  
2006 MAY 07 PM 8:01  
OFFICE OF SPECIAL ASSISTANTS

\* \* \* \* \*

I want full Commission review of this decision.

\_\_\_\_\_  
Commissioner

\_\_\_\_\_  
Date

I do not want full Commission review of this decision.

*Terrance J. Fitzpatrick*  
\_\_\_\_\_  
Commissioner

*5/17/06*  
\_\_\_\_\_  
Date

DATE: June 1, 2006

SUBJECT: C-20065797

TO: Office of Administrative Law Judge  
Susan Hoffner

FROM: James J. McNulty  
Secretary  
nvl

**DOCKETED**  
JUN 07 2006

DAVID SMYK

VS

VERIZON PENNSYLVANIA INC

**DOCUMENT  
FOLDER**

The Initial Decision has been served upon all parties of interest.

Neither exceptions nor requests for review from the Commissioners have been received by the Commission. This matter is referred to your office for whatever action you deem necessary.

cc: Office of Special Assistants

P.S. Please note that exceptions or reply exceptions may come in timely with certificates of mailings. A second memo will not be released for these exceptions.