

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Heriberto Cosme

v.

Philadelphia Gas Works

C-20066951

**DOCUMENT
FOLDER**

PREHEARING ORDER

DOCKETED
DEC 13 2006

An Initial Hearing in this case is scheduled for Tuesday, January 23, 2007 at 9:30 a.m. in a Hearing Room in the Philadelphia State Office Building. This case is one of several cases that have been scheduled at this time in the Hearing Room. You must be available in the hearing room when your case is called by the presiding Administrative Law Judge. You should arrive at the Hearing Room no later than 9:15 a.m. and wait in the Hearing Room until the Administrative Law Judge calls your case. Your case might not be the first one to be called and you should be prepared to stay in the hearing room all morning, if necessary. If the customer is not present and prepared to go forward with the case when it is called, the case will be dismissed by the Administrative Law Judge.

The parties are hereby directed to comply with the following requirements:

1. A request for a change of the scheduled hearing date must state the agreement or opposition of other parties, and must be submitted in writing no later than five (5) business days prior to the hearing. 52 Pa. Code §1.15(b). Requests for changes of hearing dates must be sent to me and all parties of record. My correct address is:

1302 Philadelphia State Office Building
1400 West Spring Garden Street
Philadelphia, PA 19130
Telephone. 215-560-2105
Fax: 215-560-3133

BTL

Changes are granted only in rare situations where good cause exists.

2. Commission policy promotes settlements. 52 Pa. Code §5.231(a). The utility will contact the customer at least one week before the scheduled hearing to talk over a possible settlement of this case. Even if you are unable to settle this case, you may still resolve many questions or issues during your talks. If an agreement is reached, a formal hearing will not be necessary and the scheduled hearing will be cancelled.

3. If you intend to present any documents or exhibits for my consideration, you must bring four (4) copies to the hearing.

4. This hearing is a formal proceeding and will be conducted in accordance with the Commission's Rules of Practice and Procedure.

5. Pursuant to 52 Pa. Code §§1.21 & 1.22, you may represent yourself, if you are an individual, or you may have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted *Pro Hac Vice*, represent you. However, if you are a partnership, corporation, trust, association, or governmental agency or subdivision, you must have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted *Pro Hac Vice*, represent you in this proceeding. Unless you are an attorney, you may not represent someone else. Attorneys shall insure that their appearance is entered in accordance with the provisions of 52 Pa. Code §1.24(b).

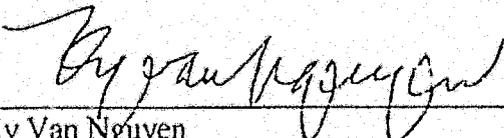
6. If you intend to subpoena witnesses for the hearing, you should review the procedures established in 52 Pa. Code §5.421. You must submit your written application to the Administrative Law Judge sufficiently in advance of the hearing date so that the other parties will have the required ten (10) days' notice to answer or object, and so that you will have enough time to receive the subpoena and serve it.

7. The Complainant is responsible for payment of current undisputed bills for service pending the resolution of this complaint. 52 Pa. Code §56.181. Failure to make payments may result in the termination of utility service.

8. THE COMPLAINT WILL BE DISMISSED IF THE CUSTOMER FAILS TO PARTICIPATE IN THE HEARING AND PRESENT EVIDENCE IN SUPPORT OF THE COMPLAINT.

9. The complainant bears the burden of proof and must demonstrate by a preponderance of the evidence that respondent violated its tariff, the Public Utility Code or a Commission order or regulation, and that he/she is entitled to the relief requested in the Complaint.

Date: November 21, 2006



Ky Van Nguyen
Administrative Law Judge

OALJ Hearing Report

Please check those blocks which apply

Docket No.:	C-20066951		YES	NO
Case Name	Heriberto Cosme v. Philadelphia Gas Works	Prehearing Held:	<input type="checkbox"/>	<input type="checkbox"/>
Works		Hearing Held:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Location:	Philadelphia, PA	Testimony Taken:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Date	January 23, 2007	Transcript Due:	<input type="checkbox"/>	<input type="checkbox"/>
ALJ:	Ky Van Nguyen	Hearing Concluded:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Reporting Firm:	Commonwealth Reporting	Further Hearing Needed:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		Estimated Add'l Days:		
		RECORD CLOSED:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		DATE:	Jan. 23, 07	
		Briefs to be Filed:	<input type="checkbox"/>	<input type="checkbox"/>
		DATE:		
		Bench Decision:	<input type="checkbox"/>	<input type="checkbox"/>
		REMARKS:	The parties settled dispute. Mr. Farinas will file a certificate of satisfaction.	

RECEIVED

JAN 30 2007

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

PLEASE PRINT CLEARLY - Incomplete information may result in delay of processing.

Name and Telephone Number	Address	Who are you representing?
Laureto Farinas, Esq. 215-684-6982 Telephone:	800 W. Montgomery Avenue Philadelphia, PA 19122 laureto.farinas@pgworks.com E-mail Address:	PHILADELPHIA GAS WORKS FAX # 215-684-6798 Fax Number:
<i>Heriberto Cosme</i> Telephone:	309 W WYOMING City State Zip PHILA PA 19140 E-mail Address:	DOCUMENT FOLDER Fax Number:
Telephone:	City State Zip	Fax Number:
Telephone:	E-mail Address:	Fax Number:

Check this box if additional parties or attendees appear on back of form.

Patricia G. Brown
Reporter's Signature

Note: Completion of this form does not constitute an entry of appearance, see 52 Pa. Code §§1.24 and 1.25.

Philadelphia Gas Works



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

ORIGINAL

January 23, 2007

James McNulty, Secretary
Pennsylvania Public Utility Commission
Room B-20, North Office Building
Harrisburg, PA 17105-3265

RE: Heriberto Cosme v. PGW, Docket No. C - 20066951

Dear Secretary McNulty:

Pursuant to 52 Pa. Code §5.24(b), the Philadelphia Gas Works (PGW) certifies that the above referenced Complaint has been satisfied. PGW and the Complainant have discussed the issues raised in the complaint and reached a settlement. With this discussion and settlement, the Complainant has indicated on the record of the above captioned matter that he is satisfied with the resolution of this complaint.

By copy of this letter, I am notifying the Complainant of his right to object to any part of this settlement, in writing to the Public Utility Commission within ten (10) days of the date of this letter.

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

Sincerely,

Laureto Farinas

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FEB 02 2007

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SECRETARY'S OFFICE

2007 JAN 30 AM 9:04

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- cc: Heriberto Cosme (Regular Mail)
- Administrative Law Judge Ky Van Nguyen (via FAX)
- Stacy Nolan, Hearing Scheduler (via FAX)
- Linda Pereira (PGW Mail)
- Anne Marie Cromley (PGW Mail)

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

DATE: January 26, 2007
SUBJECT: C-20066951
Heriberto Cosme v. Philadelphia Gas Works
TO: Wanda Zeiders
Docket Management
FROM: Stacy Nolan, ALJ Support Staff
Office of Administrative Law Judge

On January 24, 2007, a Certificate of Satisfaction was filed in the above-captioned proceeding. If no objection is filed to this certificate within 10 days of the filing, 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.

The Initial Hearing scheduled for January 23, 2007 has been cancelled.

Attachment

pc: ALJ Ky Van Nguyen
Beth Plantz
Case File

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FEB 02 2007

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

IN REPLY PLEASE
REFER TO OUR FILE

February 16, 2007

C-20066951

HERIBERTO COSME
309 WEST WYOMING AVENUE
PHILADELPHIA PA 19140

HERIBERTO COSME
v.
PHILADELPHIA GAS WORKS

DOCKETED
FEB 18 2007

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

cc: All parties of Record

nvl

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