

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Bruce K. Baynes, Jr.

v.

Philadelphia Gas Works

C-20066959

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SECRETARY'S BUREAU

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PREHEARING ORDER

An initial hearing in this case is scheduled for Wednesday, February 14, 2007 at 10:00 a.m. at the Philadelphia State Office Building, Broad and Spring Garden Streets, Philadelphia, PA 19130. Accordingly, the parties are hereby directed to comply with the following requirements:

1. You must serve me directly with a copy of any document that you file in this proceeding at the time of filing. If you send me any correspondence or document, you must send a copy to all other parties in the case. A copy of the Commission's current service list of the parties to this proceeding is attached to this Order.

2. A request for a change of the scheduled initial hearing date must be submitted in writing no later than five (5) days prior to hearing [52 Pa. Code §1.15(b)] and must be sent to me with copies to all parties of record. The correct address is 1302 State Office Building, Broad & Spring Garden Streets, Philadelphia, PA 19130. Such changes are granted only in rare instances where sufficient cause exists. Requests for changes of subsequent hearings, if any, should also be served on me with copies to all parties.

3. **YOU MAY LOSE THIS CASE, IF YOU DO NOT TAKE PART IN THIS HEARING AND PRESENT EVIDENCE ON THE RELEVANT ISSUES RAISED.**

BA

DOCKETED
JAN 5 - 2007

4. THIS HEARING IS A FORMAL PROCEEDING AND WILL BE CONDUCTED IN ACCORDANCE WITH THE COMMISSION'S RULES OF PRACTICE AND PROCEDURE. ADMISSIONS CONTAINED IN THE PLEADINGS MAY BE OFFERED AT THE HEARING.

5. Pursuant to 52 Pa. Code §§1.21 and 1.22, you may represent yourself, if you are an individual, or you may have an attorney represent you. However, if you are a partnership, corporation, trust, association or governmental agency or subdivision, you must have an attorney represent you in this proceeding. Unless you are a licensed attorney, you may not represent someone else.

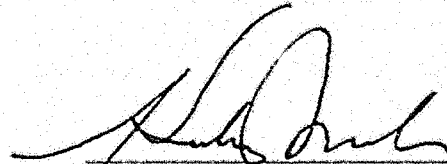
6. The Complainant bears the burden of proof in this proceeding and must show by a preponderance of the evidence that the Respondent has violated the Public Utility Code or a regulation or an Order of this Commission so that the Complainant is entitled to the relief requested in the Complaint.

7. If you intend to subpoena witnesses for the hearing, you should review the procedures established in 52 Pa. Code §5.421. You should submit your written application for subpoenas sufficiently in advance of the hearing so that the other parties will have the requisite ten days' notice to answer or object, and so that you will have enough time to receive the subpoena and serve it.

8. Any party may conduct discovery to learn the factual basis of another party's position in this case. However, 52 Pa. Code §5.331(b) provides, in relevant part, that "[p]articipants shall endeavor to initiate discovery as early in the proceedings as reasonably possible." Additionally, 52 Pa. Code §5.322 provides, in relevant part, that "participants are encouraged to exchange information on an informal basis." All parties are urged to cooperate in informal information exchanges and in conducting discovery. Please note that there are limitations on discovery (52 Pa. Code §5.361) and sanctions for abuse of the discovery process. 52 Pa. Code §§5.371 & 5.372.

9. 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.

Date: December 27, 2006



Herbert Smolen
Administrative Law Judge

OALJ Hearing Report

Please Check Those Blocks Which Apply

Docket No.:	C-20066959		YES	NO
Case Name:	Bruce K. Baynes, Jr. v. Philadelphia Gas Works	Prehearing Held:	<input type="checkbox"/>	<input type="checkbox"/>
		Hearing Held:	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
		Testimony Taken:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		Transcript Due:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		Hearing Concluded:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Location:	Philadelphia, PA	Further Hearing Needed:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Date:	February 14, 2007	Estimated Add'l Days:		ONE DAY
ALJ:	Herbert Smolen	RECORD CLOSED:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Reporting Firm:	Sargents Court Reporting	DATE:		
		Briefs to be Filed:	<input type="checkbox"/>	<input type="checkbox"/>
		DATE:		
		Bench Decision:	<input type="checkbox"/>	<input type="checkbox"/>
		REMARKS:	* HEARING CANCELLED DUE TO WEATHER CONDITIONS → PLEASE RESCHEDULE ←	

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

Name and Telephone Number	Address	Who are you representing?
	City State Zip	
Telephone:	E-mail Address:	Fax Number:
	City State Zip	
Telephone:	E-mail Address:	Fax Number:
	City State Zip	
Telephone:	E-mail Address:	Fax Number:

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

Reporter's Signature

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



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
Office of Administrative Law Judge
P.O. BOX 3265, HARRISBURG, PA 17105-3265
March 21, 2007

IN REPLY PLEASE
REFER TO OUR FILE

In Re: C-20066959

(SEE LETTER DATED 12/20/06)

Bruce K. Baynes, Jr. v. Philadelphia Gas Works
Billing Dispute

Hearing Notice

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

Type: Further Hearing
Date: Monday, May 7, 2007
Time: 10:00 a.m.
Location: In an available hearing room
Philadelphia State Office Building
Broad and Spring Garden Streets
Philadelphia, PA 19130
Presiding: Administrative Law Judge Herbert Smolen
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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DOCKETED
MAR 26 2007

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

If you intend to file exhibits, 2 copies of all hearing exhibits to be presented into evidence must be submitted to the reporter. An additional copy must be furnished to the Presiding Officer. A copy must also be provided to each party of record.

Individuals representing themselves do not need to be represented by an attorney. All others (corporation, partnership, association, trust or governmental agency or subdivision) must be represented by an attorney. An attorney representing you should file a Notice of Appearance before the scheduled hearing date.

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 at least (2) two business days prior to your hearing:

- Scheduling Office: 717-787-1399
- AT&T Relay Service number for persons who are deaf or hearing-impaired: 1-800-654-5988

pc: Judge Smolen
Stacy Nolan, Scheduling Officer
Beth Plantz
Docket Section
Calendar File

OALJ Hearing Report

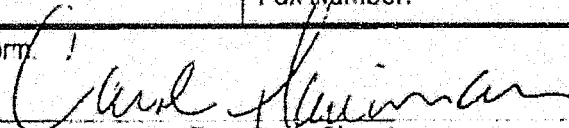
Please Check Those Blocks Which Apply

Docket No.:	C-20066959		YES	NO
		Prehearing Held:	<input type="checkbox"/>	<input type="checkbox"/>
Case Name:	Bruce K. Baynes, Jr. v. Philadelphia Gas Works	Hearing Held:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Testimony Taken:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		Transcript Due:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Hearing Concluded:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Location:	Philadelphia, PA	Further Hearing Needed:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		Estimated Add'l Days:		
Date:	May 7, 2007			
		RECORD CLOSED:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
ALJ:	Herbert Smolen	DATE:	5-7-07	
		Briefs to be Filed:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Reporting Firm:	Sargents Court Reporting	DATE:		
<div style="border: 1px solid black; padding: 5px; width: fit-content; margin: auto;"> <h2 style="margin: 0;">RECEIVED</h2> <p style="margin: 0;">MAY 17 2007</p> <p style="margin: 0;">PA PUBLIC UTILITY COMMISSION SECRETARY'S BUREAU</p> </div>		Bench Decision:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
		REMARKS:	* COMPLAINT FAILED TO APPEAR	

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@paworks.com E-mail Address:	PHILADELPHIA GAS WORKS FAX # 215-684-6798 Fax Number:
	City State Zip	
Telephone:	E-mail Address:	Fax Number:
	City State Zip	DOCUMENT FOLDER
Telephone:	E-mail Address:	Fax Number:

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


 Reporter's Signature

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