

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Bennie Watson, Jr.

v.

West Penn Power Company

:
:
:
:
:

C-20030862

COMMISSION'S BUREAU

RECEIVED - 9 FEB 11 23

DOCUMENT
FOLDER

PREHEARING ORDER

An initial telephonic hearing in this case is scheduled for Monday, February 23, 2004, 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 copy to the other party and three copies to me one week before the hearing.
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 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 FOR CURRENT CONSUMPTION (SERVICE) BY THE DUE DATE EACH MONTH MAY RESULT IN THE TERMINATION OF THE CUSTOMER'S SERVICE BEFORE THE TIME SET FOR THE HEARING. FAILURE TO MAKE THESE PAYMENTS MAY SUBJECT THE CUSTOMER TO THE PAYMENT OF A LUMP SUM OF MONEY EQUAL TO ALL MISSED PAYMENTS**

DOCKETED

DEC 16 2003

FOR SERVICE FROM THE DATE OF THE BCS DECISION UNTIL THE DATE ON WHICH THE COMMISSION ENTERS ITS ORDER.

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.

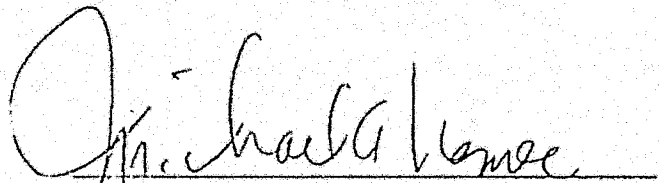
9. A request for a change of the scheduled hearing date must be submitted in writing no later than five (5) days before the hearing. 52 Pa. Code §1.15(b). Requests for changes of initial hearings must be sent to the undersigned Administrative Law Judge, with copies to all parties of record. The correct address is: Pennsylvania Public Utility Commission, Office of Administrative Law Judge, 1103 Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, PA 15222-1210. Only the undersigned Administrative Law Judge or Office of Administrative Law Judge Scheduling Unit may grant a request for a change of an initial hearing. Such changes are granted only in rare situations where sufficient cause exists. Should any party have any questions regarding this procedure, you may contact me at 412-565-3550.

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. It is the Commission's policy 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: December 3, 2003

A handwritten signature in black ink, appearing to read "Michael A. Nemec", written over a horizontal line.

Michael A. Nemec
Administrative Law Judge



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Office of Administrative Law Judge

1103 Pittsburgh State Office Building, 300 Liberty Avenue, Pittsburgh, PA 15222

Tel: 412-565-3550
Fax: 412-565-5692
IN REPLY PLEASE
REFER TO OUR FILE

January 12, 2004

DOCUMENT

RECORDED
FEB 19 2004

James T. Boggs, Esquire
West Penn Power Company
800 Cabin Hill Drive
Greensburg, PA 15601-1689

Re: Bennie Watson v. West Penn Power Company
Docket No. C-20030862

Dear Mr. Boggs:

I received a handwritten copy of a letter dated December 15, 2003 from Complainant Bennie Watson. In his letter Mr. Watson proposes a resolution to his complaint proceeding. Did you receive the letter? Does his proposal resolve the matter? If so, we can cancel the initial hearing now scheduled for February 23, 2004. Please advise me of your position.

Sincerely,

Michael A. Nemeč
Administrative Law Judge

pc: Mr. Bennie Watson, Jr.
File Room

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2004 FEB 25 AM 10:47

SECRETARY'S BUREAU



Allegheny Power

an Allegheny Energy company

800 Cabin Hill Drive
Greensburg, PA 15601-1689
FAX: (724) 830-5592
Writer's Direct Dial No. (724) 838-6080

E-mail: jboggs@alleghenyenergy.com

January 13, 2004

DOCUMENT

DOCKETED
MAY 13 2004

Honorable Michael A. Nemeo
Pennsylvania Public Utility Commission
1103 Pittsburgh State Office Building
300 Liberty Avenue
Pittsburgh, PA 15222

RE: Bennie Watson v. West Penn Power Company
Docket No. C-20030862

Dear Judge Nemeo:

Today, I received your letter dated January 12, 2004 regarding the above-referenced Formal Complaint case. In your letter, you inquired as to whether I had received a copy of a letter from the above-named Complainant proposing a resolution to the Formal Complaint. The answer is no. Other than the Formal Complaint, the only information that I have received from the Complainant is a copy of the form, which lists his monthly budget information and his expenses.

Please have your secretary forward a copy of Mr. Watson's letter to me. My fax number is 724-830-5592. Immediately upon receipt of a copy of the letter, I will ask West Penn's Commissions Specialist, Tammy J. Taylor, to contact Mr. Watson in order to discuss his proposed solution. After that contact has been made, and/or in the event that resolution is reached, I will let you know right away. Thank you for your letter.

Sincerely,

James T. Boggs
Manager, Claims/
Senior Attorney

RIP

cc: Mr. Bennie Watson, Jr.
P.O. Box 191
Washington, PA 15301

T.J. Taylor

Allegheny Energy Supply

Allegheny Power

Allegheny Ventures


MEMORANDUM

COMMONWEALTH OF PENNSYLVANIA
PA Public Utility Commission

DATE: January 20, 2004

SUBJECT: Bennie Watson, Jr. v. West Penn Power Company
Docket No. C-20030862

TO: Wanda Zeiders
Docketing Manager

FROM: Michael A. Nemece 
Administrative Law Judge

DOCUMENT

Enclosed for filing in the above case are two one-page pieces of correspondence from the Complainant.

MAN:aje

Enclosures

cc: James Biggs, Esq. (w/enclosures)
Allegheny Power Company
800 Cabin Hill Drive
Greensburg, PA 15601-1689

SECRETARY'S BUREAU
JAN 22 11:10:52

Attn: James Boggs

RECEIVED

12/15/03

Allegheny Power Co.

800 CARRON Hill DR

Greensburg, PA

2004 JAN 22 AM 11:32

U.S. SECRETARY'S BUREAU

Re: Bennie Watson JR

C 20030862 - PUC CASE

HEARING DATE 2/23/04

DOCUMENT

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FEB 19 2004

To Whom It May Concern

As you are aware the transfer package to the new address of 220 Ridge Ave #3 West PA is less than 300.00 dollars.

Please allow me to continue payment of the LIRUP program at 30.00 per month as of 1/04 as per previous agreement

I would assume the hearing / decision would be discontinued.

Bennie Watson

cc. Michael A. Konec, ADMIN LAW JUDGE

cc. Fore

Monthly Household Expenses

Amount

Balance Owed

Rent/mortgage	\$ 310	\$ _____
Electric	30 <i>Luuff</i>	_____
Gas	—	_____
Telephone	50	_____
Water	—	_____
Sewage	—	_____
Trash pickup	—	_____
Cable television	35	_____
Food (Other than food stamps)	200	_____
Clothing	100	_____
Automobile:		
Loan payment	—	_____
Gasoline	100	_____
Repairs & maintenance	100	_____
Car insurance	75	_____
Other transportation:		
Bus	—	_____
Taxicabs	—	_____
Jitneys	—	_____
Insurance premiums		
Renters'/homeowners' insurance	—	_____
Life insurance	18	_____
Medical insurance	55	_____
Medical bills:		
Doctors	—	1600
Dentists	—	_____
Hospitals	—	_____
Prescriptions	—	_____
List credit cards & charge accounts:		
_____	—	_____
_____	—	_____
_____	—	_____
List loan payments:		
<i>PHEAA</i>	100	10,000
_____	—	_____
_____	—	_____
List other expenses:		
_____	—	_____
_____	—	_____
_____	—	_____
Total:	\$ 1,176 ⁰⁰	

DOCUMENT

RECEIVED
2004 JAN 22 AM 11:32
SECRETARY'S BUREAU

RECEIVED

2004 FEB -9 AM 9:53

LEGAL SERVICES BUREAU
SECRETARY'S BUREAU

ORIGINAL



Allegheny Power
an Allegheny Energy company

800 Cabin Hill Drive
Greensburg, PA 15601-1689
FAX: (724) 830-5592
Writer's Direct Dial No. (724) 838-6080

E-mail: jboggs@alleghenyenergy.com

February 4, 2004

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

RE: Bennie Watson v. West Penn Power Company
PUC Docket No. C-20030862 - Certificate of Satisfaction

DOCKETED
FEB 18 2004

DOCUMENT
FOLDER

Dear Secretary McNulty:

Pursuant to 52 Pa. Code §5.24(b), this will certify that West Penn Power Company and the above-named Complainant, Bennie Watson, have resolved the above-styled Formal Complaint. Mr. Watson has duly acknowledged his satisfaction with the resolution of this matter and has agreed that it is appropriate for the Commission to treat his Formal Complaint as having been withdrawn.

Please feel free to contact the Complainant for verification of the above, or you may contact me at the telephone number listed above if you need additional information with regard to this matter.

A copy of this certification has been duly mailed to the Complainant at his last-known address. Please place the Original hereof in the Public Utility Commission's file. Thank you.

Sincerely,

James T. Boggs
Manager Claims/
Senior Attorney

cc: Honorable Michael A. Nemecek
Pennsylvania Public Utility Commission
1103 State Office Building
300 Liberty Avenue
Pittsburgh, PA 15222-1210

Mr. Bennie Watson, Jr.
P.O. Box 191
Washington, PA 15301

COMMONWEALTH OF
PENNSYLVANIA
PUBLIC UTILITY COMMISSION

DATE: February 23, 2004

SUBJECT: Certification of Satisfaction Filed
C-20030862 Bennie Watson v. West Penn Power Company

TO: Wanda Zeiders,
Docket Management

FROM: Susan Licon, Scheduling Officer
Office of Administrative Law Judge

On February 4, 2004, a Certificate of Satisfaction was filed in the above-captioned proceeding by James T. Boggs, 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 Michael A. Nemeč
Elzy Ditzler
Beth Plantz
Case File

DOCUMENT
FOLDER

DOCKETED
MAR 09 2004



Allegheny Power

an Allegheny Energy company

LEGAL SERVICES

800 Cabin Hill Drive
Greensburg, PA 15601-1689
FAX: (724) 830-5592
Winter's Direct Dial No. (724) 838-6080

E-mail: jboggs@alleghenyenergy.com

February 4, 2004

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

RE: Bennie Watson v. West Penn Power Company
PUC Docket No. C-20030862 - Certificate of Satisfaction

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Sincerely,

James T. Boggs
Manager Claims/
Senior Attorney

cc: Honorable Michael A. Nemeo
Pennsylvania Public Utility Commission
1103 State Office Building
300 Liberty Avenue
Pittsburgh, PA 15222-1210

Mr. Bennie Watson, Jr.
P.O. Box 191
Washington, PA 15301

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FEB 06 2004

Harrisburg Office of A.L.J.
Public Utility Commission

Allegheny Energy Supply

Allegheny Power

Allegheny Ventures

RECEIVED TIME FEB. 6. 11:50AM

PRINT TIME FEB. 6. 11:51AM

OALJ Hearing Report

Please check those blocks which apply

Docket No.:	C-20030862		YES	NO
		Prehearing Held:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Case Name:	Bennie Watson, Jr. v. West Penn Power Company	Hearing Held:	<input 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 type="checkbox"/>
Location:	Pittsburgh	Further Hearing Needed:	<input type="checkbox"/>	<input type="checkbox"/>
		Estimated Add'l Days:		
Date:	February 23, 2004	RECORD CLOSED:	<input type="checkbox"/>	<input type="checkbox"/>
		DATE:		
ALJ:	Michael A. Nemeec	Briefs to be Filed:	<input type="checkbox"/>	<input type="checkbox"/>
		DATE:		
Reporting Firm:	Sargents Reporting	Bench Decision:	<input type="checkbox"/>	<input type="checkbox"/>
		REMARKS:	<i>Certificate of satisfaction filed prior to hearing, which was cancelled.</i>	

DOCUMENT FOLDER

RECEIVED

MAR - 9 2004

PARSONS COUNTY OF ALLEGANY
SECRETARY

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.