

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Brad Rounds

v.

Pennsylvania Electric Company

DOCUMENT
FOLDER

C-20065760

DOCKETED
FEB 24 2006PREHEARING ORDER

An Initial Telephonic Hearing in this case is scheduled for Monday, March 27, 2006, at 10:00 a.m. Accordingly, the parties are directed to comply with the following:

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. The correct address is:

Kandace F. Melillo, Administrative Law Judge
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265
Telephone: (717) 783-5452
Fax: (717) 787-0481

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 send one copy to the other party and three (3) copies to me at least five (5) business days before the hearing. Proposed exhibits should be properly pre-marked for identification purposes. The utility must supply the following as proposed exhibits: (a) Complainant's account history for the last four years preceding the filing of the Formal Complaint, if possible, which is to include all billings, meter readings, the type of reading, degree days, days used and Mcf used during the billing period; (b) the results of any billing investigation, including any onsite visits, energy usage surveys, meter tests, and any other investigation performed as a result of the dispute; (c) any Bureau of Consumer Services (BCS) decisions regarding this matter; and, (d) any other prior payment agreements regarding this account.

4. Although the hearing is being conducted telephonically for the convenience of the parties, it is still a formal proceeding and will be conducted in accordance with the Commission's Rules of Practice and Procedures.

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 bills pending the resolution of this complaint. Failure to make payments may result in the termination of utility service. In addition, the Complainant must be prepared to testify about the total gross monthly

income of the household. A household includes all adults living at the service address and benefiting from the utility service. The "total gross monthly household income" includes but is not limited to the following:

- (a) 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) child support;
- (h) public assistance; and
- (i) any other source(s) of income.

8. THIS CASE WILL BE DISMISSED IF THE CUSTOMER FAILS TO PARTICIPATE IN THE HEARING AND PRESENT EVIDENCE ON THE ISSUES RAISED.

9. The Complainant bears the burden of proof and must demonstrate by a preponderance of the evidence that he/she is entitled to the relief requested in the Complaint.

Date: February 15, 2006

Kandace F. Melillo
Kandace F. Melillo
Administrative Law Judge

OALJ Hearing Report

Please Check Those Blocks Which Apply

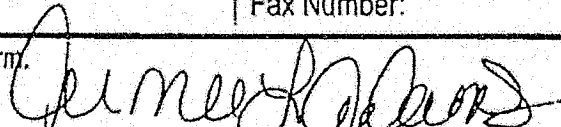
| | | | | |
|---|---|-------------------------|--|-------------------------------------|
| Docket No.: | C-20065760 | | YES | NO |
| | | Prehearing Held: | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Case Name: | Brad Rounds v Pennsylvania Electric Company | Hearing Held: | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| | | Testimony Taken: | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| | | Transcript Due: | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Location: | HBG | Hearing Concluded: | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| | | Further Hearing Needed: | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Date: | March 27, 2006 | Estimated Add'l Days: | N/A | |
| | | RECORD CLOSED: | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| ALJ: | Kandace F. Melillo | DATE: | 3/27/06 | |
| | | Briefs to be Filed: | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| Reporting Firm: | Sargents Court Reporting | DATE: | | |
| | | Bench Decision: | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| <p>DOCUMENT FOLDER</p> <p>RECEIVED</p> <p>MAR 28 2006</p> <p>COMPLAINTS SECTION</p> <p>PROPERTY BUREAU</p> | | REMARKS: | Complainant failed to appear and an Initial Decision will be issued concerning Motion to Dismiss made by Respondent. | |

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

| Name and Telephone Number | Address | Who are you representing? |
|---------------------------|---|-------------------------------|
| Matthew A. Totino | 200 North Third St Harrisburg PA 17102 | Pennsylvania Electric Company |
| Telephone: 717 236 0714 | E-mail Address: | Fax Number: 717 236 7816 |
| Complainant | | No show |
| Telephone: | E-mail Address: | Fax Number: |
| | <p>DOCKETED</p> <p>APR 4 2006</p> | |
| Telephone: | E-mail Address: | Fax Number: |

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

3/27/06
alp


 Reporter's Signature

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