

PLEASE DOCKET

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Anice Austin

v.

Philadelphia Gas Works

DOCKETED
APR 05 2006

F-01947887

**DOCUMENT
FOLDER**

PREHEARING ORDER

An Initial Hearing in this case is scheduled for Wednesday, May 3, 2006 at 9:30 a.m. in Hearing Room 1 in the Philadelphia State Office Building. This case is one of several cases that have been scheduled at this time in Hearing Room 1. 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

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).

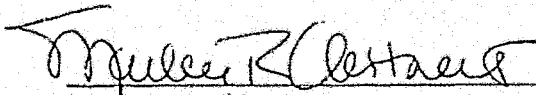
6. If you intend to subpoena witnesses for the hearing, you should review the procedures established in 52 Pa. Code §5.421. You must submit your written application to the Administrative Law Judge sufficiently in advance of the hearing date so that the other parties will have the required ten (10) days' 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: March 30, 2006



Marlane R. Chestnut
Administrative Law Judge


OALJ Hearing Report

Please check Those Blocks Which Apply

Docket No:	F-01947887		YES	NO
		Prehearing Held.	<input type="checkbox"/>	<input type="checkbox"/>
Case Name	Anice Austin v. Philadelphia Gas Works	Hearing Held.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
		Testimony Taken.	<input type="checkbox"/>	<input 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 type="checkbox"/>
		Estimated Add'l Days.		
Date	May 3, 2006	RECORD CLOSED.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
ALJ	Marlane R. Chestnut	DATE:		
		Briefs to be Filed:	<input type="checkbox"/>	<input type="checkbox"/>
Reporting Firm	Sargents Court Reporting	DATE:		
		Bench Decision:	<input type="checkbox"/>	<input type="checkbox"/>
<div style="font-size: 2em; font-weight: bold; margin-bottom: 10px;">RECEIVED</div> <div style="font-size: 1.5em; font-weight: bold; margin-bottom: 10px;">MAY 12 2006</div> <div style="font-size: 1.2em; font-weight: bold; margin-bottom: 10px;">PUBLIC UTILITY COMMISSION</div> <div style="font-size: 1.2em; font-weight: bold; margin-bottom: 10px;">SECRETARY'S BUREAU</div> <div style="font-size: 1.2em; font-weight: bold;">PLEASE PRINT CLEARLY - Incomplete Information may result in delay of processing.</div>		DOCUMENT FOLDER		
		REMARKS		
		- no show		

Name and Telephone Number	Address	Who are you representing?
Laureto Farinas	800 W. Montgomery Ave Phila Pa 19122	Phila Gas Works
215-684-6992	laureto.farinas@sgworks.com	215-684-6992
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.

Act 294

SECRET
2006 MAY 26 AM 8:53
RECEIVED
TREASURY

Case Identification:

F-01947887; Anice Austin v. Philadelphia Gas Works

DOCUMENT
FOLDER

Initial Decision By:

ALJ Marlane R. Chestnut

Deadline for Return to OSA:

May 25, 2006

This decision has not been reviewed by OSA.

DOCKETED
JUN 02 2006

* * * * *

I want full Commission review of this decision.

Commissioner

Date

I do not want full Commission review of this decision.

Donald J. Holland

Commissioner

MAY 19 2006

Date

Act 294

Case Identification:

F-01947887; Anice Austin v. Philadelphia Gas Works

Initial Decision By:

ALJ Marlane R. Chestnut

Deadline for Return to OSA:

May 25, 2006

This decision has not been reviewed by OSA.

RECEIVED
2006 MAY 23 AM 7:15
OFFICE OF SPECIAL ASSISTANTS

* * * * *

I want full Commission review of this decision.

Commissioner

Date

I do not want full Commission review of this decision.

James H. Cawley

Commissioner

5/22/2006

Date

Act 294

Case Identification: F-01947887; Anice Austin v. Philadelphia Gas Works

Initial Decision By: ALJ Marlane R. Chestnut

Deadline for Return to OSA: May 25, 2006

This decision has not been reviewed by OSA.

RECEIVED
2006 MAY 24 PM 3:08
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 Ghano ^{SB} 5/24/06
Commissioner Date

Act 294

Case Identification:

F-01947887; Anice Austin v. Philadelphia Gas Works

Initial Decision By:

ALJ Marlane R. Chestnut

Deadline for Return to OSA:

May 25, 2006

This decision has not been reviewed by OSA.

RECEIVED
2006 MAY 25 PM 1:28
OFFICE OF SPECIAL ASSISTANTS

* * * * *

I want full Commission review of this decision.

Commissioner

Date

I do not want full Commission review of this decision.

Kim C. Fitzgerald

Commissioner

5-25-06

Date

DATE: June 16, 2006

SUBJECT: F-01947887

TO: Office of Administrative Law Judge
Susan Hoffner

FROM: James J. McNulty
Secretary
nvl

DOCKETED
JUN 20 2006

ANICE AUSTIN

VS

PHILADELPHIA GAS WORKS

**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.