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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

SECRET
SECTION 101

001 DEC 24 PM 12:18

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Dawn Feinberg Keating

v.

F-02295534

Philadelphia Gas Works

PREHEARING ORDER

An Initial Hearing in this case is scheduled for Tuesday, February 5, 2008, at 9:30 a.m. in an available hearing room on the thirteenth floor of the Philadelphia State Office Building. This case is one of several cases that have been scheduled at this time. 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 Complainant is not present when their case is called, the case will be dismissed by the Administrative Law Judge. Accordingly, the participants 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. For your convenience, a copy of the Pennsylvania Public Utility Commission's ("Commission" or "PUC") current service list of the parties to this proceeding is enclosed with this Order.

2. 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) 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: Administrative Law Judge Angela T.

BA

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Jones, 1302 Philadelphia State Office Building, 1400 West Spring Garden Street, Philadelphia, PA 19130. Changes are granted only in rare situations where good cause exists.

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

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

5. If you intend to introduce any exhibits into evidence at the hearing, you must supply an original and one copy for the court reporter, a copy for me, and one copy for each other party. Proposed exhibits should be properly pre-marked for identification purposes.

6. 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, limited liability company, 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).

7. 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 THE COMMISSION SO THAT THE COMPLAINANT IS ENTITLED TO THE RELIEF REQUESTED IN THE COMPLAINT.

8. 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 me

sufficiently in advance of the hearing date so the other parties will have the required ten (10) days' notice to answer or object, and so you will have enough time to receive the subpoena and serve it.

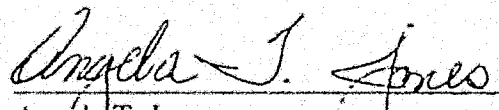
9. Any party may conduct discovery to learn the factual basis of another party's position in this case. However, 52 Pa.Code § 5.331(b) provides, in relevant part, that "[a] party shall initiate discovery as early in the proceedings as reasonably possible." Additionally, 52 Pa. Code § 5.322 provides, in relevant part, that "parties are encouraged to exchange information on an informal basis." All parties are urged to cooperate in informal information exchanges and in conducting discovery. Cooperation is preferable to disagreements, which require my participation to resolve. 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).

10. **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.

11. Complainant, Ms. Keating, should be prepared to discuss history of occupancy and gas appliances used in her home.

12. Philadelphia Gas Works, should be prepared to discuss billing history, potential gas usage and usage history for Ms. Keating's service residence.

Date: December 14, 2007


Angela T. Jones
Administrative Law Judge

OALJ Hearing Report

Please check Those Blocks Which Apply

Docket No. F-02295534	YES NO
Case Name Dawn Feinberg Keating v. Philadelphia Gas Works	Prehearing Held: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
Location Philadelphia, PA	Hearing Held: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
Date February 5, 2008	Testimony Taken: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
ALJ: Angela T. Jones	Transcript Due: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
Reporting Firm: Commonwealth Reporting	Hearing Concluded: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
	Further Hearing Needed: <input type="checkbox"/> YES <input type="checkbox"/> NO
	Estimated Add'l Days: _____
	RECORD CLOSED: <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
	DATE: UPON REC'G'S TRANSCRIPT
	Briefs to be Filed: <input type="checkbox"/> YES <input type="checkbox"/> NO
	DATE: _____
	Bench Decision: <input type="checkbox"/> YES <input type="checkbox"/> NO
	REMARKS: _____

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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	800 W. Montgomery Avenue Philadelphia, PA 19122 laureto farinas@pgworks.com	PHILADELPHIA GAS WORKS FAX # 215-684-6798
Telephone: _____	E-mail Address: _____	Fax Number: _____
Dawn Feinberg Keating 1417 S. Philip St. Phila, PA 19147	215-755-8690 City: _____ State: _____ Zip: _____	Self
Telephone: _____	E-mail Address: _____	Fax Number: _____
Telephone: _____	E-mail Address: _____	Fax Number: _____

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

Georgette McEwen

Reporter's Signature

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