

COMMONWEALTH OF PENNSYLVANIA



OFFICE OF CONSUMER ADVOCATE

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October 19, 2017

Re: SBG Management Services, Inc./Colonial  
Garden Realty Co., L.P.  
Docket No. C-2012-2304183  
SBG Managements Services, Inc./Simon  
Garden Realty Co., L.P.,  
Docket No. C-2012-2304324

Dear Secretary Chiavetta,

Pursuant to 52 Pa. Code Section 5.502(e), the Office of Consumer Advocate (OCA) files this letter for the limited purpose of responding to PGW's Supplemental Petition for Rehearing (PGW Petition) of the Commission's December 8, 2016 Order in the above-referenced case. The OCA clarifies with this letter that the OCA is not a party to the above-captioned proceeding, the OCA has no intention to intervene in this proceeding at this time, and the OCA's arguments as to PGW's payment prioritization practices are properly before the Commission in PGW's base rate proceeding at Docket No. R-2017-2586783.

On October 3, 2017, PGW's counsel e-mailed the OCA a courtesy copy of the PGW Petition. The PGW Petition contains arguments attacking the merits of the OCA's claims regarding PGW's payment prioritization practices in the Company's pending, contested, on-the-record base rate proceeding. The OCA submits that it is inappropriate for PGW to raise and attack the OCA's claims in this unrelated proceeding. On behalf of residential customers, the OCA has filed a Formal Complaint and testimony regarding payment prioritization practices in the base rate proceeding. Hearings have been held, and briefs have been filed. The Administrative Law Judges rendered a Recommended Decision on September 8, 2017. The OCA and PGW have also filed their respective Exceptions and Reply Exceptions in the matter. This matter is currently pending before the Commission with an expected Commission Order on or before November 28, 2017. Accordingly, the OCA's complaint should properly be addressed in PGW's base rate proceeding.

Sincerely,

A handwritten signature in cursive script that reads "Christy M. Appleby".

Christy M. Appleby  
Assistant Consumer Advocate  
Pa. Attorney Id. No. 85824

cc: Honorable Eranda Vero, ALJ  
Karen O. Moury, Esq.  
Donna S. Ross, Esq.

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