



PHILADELPHIA GAS WORKS

800 West Montgomery Avenue • Philadelphia, PA 19122

Danielle Leva, Paralegal
Legal Department
Direct Dial: 215-684-6862
FAX: 215-684-6798
E-mail: danielle.leva@pgworks.com

November 13, 2017

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Re: Clem Marable v. PGW, Docket No. C-2017-2609460

Dear Secretary Chiavetta:

Pursuant to 52 Pa. Code §5.535, the Philadelphia Gas Works ("PGW") hereby files its reply to the Complainant's Exceptions to the October 12, 2017 Initial Decision in the above captioned matter.

If additional information is required, please do not hesitate to contact the undersigned. Thank you for your assistance in the matter.

Sincerely,


Danielle Leva

Enclosure

cc: Clem Marable (Regular Mail)
Wendy Vacca (PGW Mail)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Clem Marable

v.

Philadelphia Gas Works

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Docket No. C – 2017 – 2609460

**PHILADELPHIA GAS WORKS'
REPLY TO COMPLAINANT'S EXCEPTIONS**

Pursuant to 52 Pa. Code §5.535, and the Secretary's letter dated October 25, 2017, the Philadelphia Gas Works, ("PGW") hereby files its Reply to the Complainant's Exceptions to the Initial Decision issued October 12, 2017, in the above captioned matter ("Initial Decision").

I. INTRODUCTION

On June 14, 2017, the Complainant, Clem Marable ("Complainant") filed a formal complaint with the Pennsylvania Public Utility Commission ("Commission") against PGW wherein he alleged that PGW improperly placed his gas service in another person's name and that there were incorrect charges on his bill. As relief, the Complainant asked the Commission to order PGW to place the account for gas into his name and to provide him with a payment arrangement.

On July 5, 2017, PGW filed its Answer wherein it admitted that the Complainant was seeking a payment arrangement, but denied the allegation that incorrect charges appeared on the Complainant's bill. PGW also stated that the account for gas service IS in the Complainant's name and had been turned on at the Complainant's request.

On July 12, 2017, the Commission issued a Hearing Notice indicating that this matter was scheduled for an initial telephonic hearing on August 14, 2017 at 10:00 a.m. On July 19, 2017, the Court issued a Pre-hearing Order, which addressed requests for continuances.

The hearing in this matter was convened as scheduled. The Complainant failed to call in and appear via telephone. PGW moved to dismiss the matter with prejudice for lack of prosecution. PGW's motion was granted in the Initial Decision.

The Complainant filed exceptions to the Initial Decision on or about October 24, 2017; this timely Reply follows.

II. PGW'S REPLY

The Complainant's exceptions fail to address any error in fact or law contained in the Initial Decision refuting the conclusion that the Complainant failed to meet his burden of proving that he is entitled to the relief that he seeks from the Commission.

Exceptions

The Complainant's Exceptions are a recitation of the same allegations that were made by the Complainant in his Complaint. The Complainant also states he was in the hospital without any indication as to the dates of his admission.

PGW's Reply

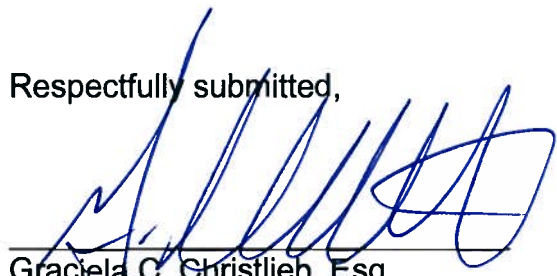
The Exceptions fail to demonstrate that the Initial Decision is unsupported by substantial evidence.

The record of this matter clearly indicates that the Complainant received the Hearing Notice as well as the Pre-hearing Order, but failed to appear at the hearing.

III. CONCLUSION

For the reasons stated above, the PGW requests that the Commission deny the Complainant's Exceptions to the Initial Decision and adopt the Initial Decision issued October 25, 2017 in this matter as written dismissing the Complaint.

Respectfully submitted,



Graciela C. Christlieb, Esq.
Philadelphia Gas Works
800 W. Montgomery Avenue
Philadelphia, PA 19122

November 13, 2017

CERTIFICATE OF SERVICE

I HEREBY CERTIFY THAT I HAVE THIS DAY SERVED A TRUE COPY OF THE FOREGOING DOCUMENT UPON THE PARTICIPANTS LISTED BELOW, IN ACCORDANCE WITH THE REQUIREMENTS OF 52 PA CODE §1.54 (RELATING TO SERVICE BY A PARTICIPANT).

Service List:

For Complainant:

Mr. Clem Marable
3140 N. Rosewood Street, 1F
Philadelphia, PA 19132

November 13, 2017



Graciela C. Christlieb, Esq.
Philadelphia Gas Works
800 W. Montgomery Avenue
Philadelphia, PA 19122