



PHILADELPHIA GAS WORKS

800 West Montgomery Avenue • Philadelphia, PA 19122

**Graciela Christlieb, Senior Attorney
Legal Department**

Direct Dial: 215-684-6164

FAX: 215-684-6798

E-mail: graciela.christlieb@pgworks.com

March 6, 2023

VIA ELECTRONIC FILING

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

Re: Marcus Culver v. Philadelphia Gas Works; Docket No. F-2022-3037377

Dear Secretary Chiavetta:

Enclosed for electronic filing please find Philadelphia Gas Works' Amended Motion to Continue with regard to the above-referenced matter. Copies to be served in accordance with the attached Certificate of Service.

Sincerely,

/s/ Graciela Christlieb

Graciela Christlieb, Esquire

Enclosure

cc: Hon. Christopher Pell, w/enc.
Cert. of Service w/enc.

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of Philadelphia Gas Works' foregoing Motion upon the persons listed below in the manner indicated in accordance with the requirements of 52 Pa. Code §1.54 (relating to service by a party).

Via Electronic Mail

Marcus Culver

marcus.culver7264@gmail.com

Date: March 6, 2023

/s/ Graciela Christlieb

Graciela Christlieb, Esq.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Marcus Culver,	:	
Complainant,	:	
v.	:	Docket No. F-2022-3037377
	:	
Philadelphia Gas Works,	:	
Respondent.	:	

PHILADELPHIA GAS WORKS’ AMENDED MOTION TO CONTINUE

Pursuant to 52 Pa. Code §1.15 and the Interim Order Denying Respondent’s Request for Continuance of Hearing issued March 6, 2023, Philadelphia Gas Works (“PGW” or “Respondent”) hereby files this Amended Motion to Continue the evidentiary hearing in this matter, which is scheduled for Friday, March 10, 2023. In support of this Motion, PGW states as follows:

1. By notice dated January 19, 2023, the Commission scheduled an Initial Telephonic Hearing in this matter for Friday, March 10, 2023 at 10:00 a.m., before Deputy Chief Administrative Law Judge Christopher Pell.
2. On March 3, 2023, Counsel for PGW became aware that a potential witness in the case, Marc Colflesh, is unavailable on March 10, 2023 due to his work schedule.
3. Mr. Colflesh is a Field Services Department Serviceperson and is the individual who entered 2904 N. 25th Street and discovered evidence of theft of service.
4. Counsel for PGW asked Field Services Supervisor Albert Teti if Mr. Colflesh’s schedule could be changed to accommodate the March 10, 2023 hearing and was informed that it could not.
5. Counsel for PGW contacted the Complainant, Marcus Culver, via telephone and discussed PGW’s request for a continuance in this matter.
6. Mr. Culver stated that he objects to PGW’s request as he does not want this matter to go on longer than it already has.
7. Upon review of the Complaint, it appears that, with some leeway from the Court, PGW could proceed with Mr. Teti in place of Mr. Colflesh supplying testimony about the physical aspects of the theft, which do not appear to be in question as Mr. Culver’s Complaint is in regards to

PGW's determination that he is responsible for the resulting balance.

WHEREFORE, PGW requests that the hearing scheduled for Friday, March 10, 2023, in the above captioned matter be continued and rescheduled or, in the alternative, PGW be permitted to proceed with the testimony of Field Services Department Supervisor Albert Teti.

Respectfully submitted,

/s/ Graciela Christlieb

Graciela Christlieb, Esquire
Attorney I.D. 200760
Philadelphia Gas Works
800 W. Montgomery Avenue
Philadelphia, PA 19122
Telephone: (215) 684-6164
graciela.christlieb@pgworks.com

Date: March 6, 2023

Counsel for PGW