
Alice A. Wade

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File #: 217817

April 13, 2026

VIA ELECTRONIC FILING

Matthew Homsher Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
P.O. Box 3265
Harrisburg, PA 17105-3265

Re: Nieves Abad v. UGI Utilities, Inc. – Gas Division
Docket No. C-2026-3060184

Dear Secretary Homsher:

Attached for filing is the Answer of UGI Utilities, Inc – Gas Division in Opposition to Nieves Abad’s Motion for Continuance in the above-referenced proceeding. Copies are being provided as indicated on the Certificate of Service.

Very truly yours,



Alice A. Wade

AAW/bfc
Attachment

Cc: The Honorable Katrina L. Dunderdale (*via email w/ attachment*)
Certificate of Service


CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been served upon the following persons, in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

VIA EMAIL AND FIRST-CLASS MAIL

Nieves Abad
747 Delaware St.
Forest City, PA 18421
Martjua3@aol.com

Dated: April 13, 2026



Alice A. Wade

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Nieves Abad	:	
	:	
v.	:	Docket No. C-2026-3060184
	:	
UGI Utilities, Inc. – Gas Division	:	

**ANSWER OF UGI UTILITIES, INC – GAS DIVISION
IN OPPOSITION TO NIEVES ABAD’S MOTION FOR CONTINUANCE**

TO ADMINISTRATIVE LAW JUDGE KATRINA DUNDERDALE:

AND NOW, come UGI Utilities, Inc. – Gas Division (“UGI Gas” or the “Company”) and hereby submits this Answer in Opposition pursuant to the regulations of the Pennsylvania Public Utility Commission (“Commission”) at 52 Pa. Code § 5.61 and respectfully requests that Nieves Abad’s (“Complainant”) Motion for a Continuance (“Motion”) be denied in its entirety.

In support thereof, UGI Gas states as follows:

I. BACKGROUND

1. On June 16, 2025, UGI Gas terminated service to the Complainant due to nonpayment. (Answer, ¶4).
2. On February 2, 2026, UGI Gas was served with the Complainant that initiated the above-captioned matter.
3. On February 23, 2026, UGI Gas timely filed an Answer to the Complaint.
4. On February 26, 2026, an Initial Telephonic Hearing Notice was issued setting the date for an evidentiary hearing as Wednesday, April 15, 2026, at 10:00 a.m., before

Administrative Law Judge Katrina L. Dunderdale (the “ALJ”). The notice was served on all parties and contained the following information:

You may request a continuance of the hearing if you have a good reason. All continuances will be granted only for good cause. To request a continuance, you must submit a written request (a “motion”) at least five (5) days before the hearing. Your motion should include: 1) The case name, number, and hearing date; 2) The reason for the request; and 3) Whether the other party agrees (or if you do not know).

Initial Telephonic Hearing Notice, p. 2.

5. On February 27, 2026, a Prehearing Order was issued confirming the hearing’s date, time, and call-in information. The Prehearing Order was served on all parties and stated the following:

You may request a continuance of the hearing if you have a good reason. Continuances will be granted only for good cause. To request a continuance, you must submit a written request (a “motion”) at least five (5) days before the hearing. Your motion should be served pursuant to paragraph 5B below. Your motion should include:

- (1) The case name, case number, and hearing date.
- (2) The reason you are requesting a continuance; and
- (3) State whether the other party(s) agrees to the request (or if you do not know).

Prehearing Order, ¶ 3.

6. In accordance with the Prehearing Order, UGI Gas served its proposed exhibits on April 8, 2026.

7. On April 9, 2026, UGI Gas received a copy of the Complainants’ Motion.

8. The Complainant is currently involved in protracted litigation with PPL Electric Utilities Corporation at Docket Number C-2024-3047163. The ALJ in this proceeding at one point barred the Complainant from propounding new discovery in that matter, finding that the Complainant’s:

conduct regarding discovery has resulted in unreasonable annoyance, burden, and expense towards PPL, given the sheer number of the discovery requests issued and the fact that a substantial portion of the requests have been irrelevant to the issues present in this proceeding. Further, Mr. Abad frequently serves discovery requests that are duplicative of previous requests that have already been responded to by PPL or that have already been addressed by me in addressing Motion to Compels filed by Mr. Abad.¹

II. ANSWER TO THE COMPLAINANT’S MOTION FOR CONTINUANCE

9. The Complainant’s Motion for Continuance should be denied.

10. Requests for continuance will be granted only for good cause shown. 52 Pa. Code § 1.15(b). The Commission has recognized the Pennsylvania Supreme Court’s definition of good cause as “conduct which is reasonable under all the circumstances, thereby justifying the [c]laimant’s actions.”²

11. The Complainant’s motion largely discusses the impact of the termination of service that is the subject of his Complaint. He then says that the motion for continuance, “seeks to address these grievances, urge accountability from the gas service provider, and prompt appropriate remedies for the distress and damages suffered during this period.” Motion, p. 2. The Complainant further claims that a continuance would allow him to “discuss further with our attorney” and “gather more evidence to provide to the Respondent.” Motion, p. 2.

12. First, the remedy the Complainant seeks, to have gas service resumed in his home, will—assuming *arguendo* that he prevails in the Complaint—be further delayed if a continuance is granted. If the Complainant does not prevail on his Complaint, the Company is prejudiced by the delay as it will be further delayed in collecting the outstanding balance on the account.

¹ *Nieves Abad v. PPL Electric Utilities Corp*, Docket No. C-2024-3047163, Order Granting Motion for Protective Order at p. 3 (entered July 23, 2025).

² *Smart Meter Procurement and Installation*, Docket No. M-2009-2092655 (Order entered Nov. 4, 2020).

13. Second, to the extent the Complainant seeks further counsel with his attorney on this matter (1) no attorney has entered an appearance on the Complainant's behalf in this proceeding and (2) notice of the hearing date was served on all parties by a notice issued on February 26, 2026.

14. Third, the Complainant has indicated that this continuance would provide him an opportunity to provide further evidence to UGI Gas, however, he has not indicated what evidence he seeks that he was unable to gather in the nearly 2 months prior to the date of the hearing.

15. The Complainant has participated in a proceeding before the Commission prior to the filing of this Complaint.³ The Complainant served over 1,000 discovery requests in that proceeding and was, at one point, barred from propounding further discovery.⁴

16. Because the Complainant has already been involved in a proceeding before the Commission wherein he propounded discovery, he is aware of and can be assumed to have an understanding of the requirements for filing timely discovery. The Complainant has had adequate time to conduct discovery. That the Complainant has failed to do so is not good cause for continuance.

17. The Complainant has not shown good cause nor offered any explanation for why he was unable to gather the evidence he seeks in the weeks prior to the hearing date.

18. The Complainant's Motion for a Continuance should be denied.

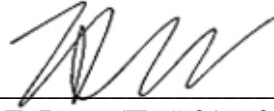
³ See *Nieves Abad v. PPL Electric Utilities Corp*, Docket No. C-2024-3047163.

⁴ *Nieves Abad v. PPL Electric Utilities Corp*, Docket No. C-2024-3047163, Order Granting Motion for Protective Order at p. 3 (entered July 23, 2025).

II. CONCLUSION

WHEREFORE, UGI Utilities, Inc. – Gas Division respectfully requests that the Pennsylvania Public Utility Commission deny the Motion for a Continuance of Nieves Abad.

Respectfully submitted,



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Dated: April 13, 2026

Counsel for UGI Utilities, Inc. – Gas Division