

**COMMONWEALTH OF PENNSYLVANIA  
BEFORE THE PENNSYLVANIA  
PUBLIC UTILITY COMMISSION**

In the (Consolidated) Matters of:

Docket No. C-2012-2304167--SBG Management Services, Inc. (Elrae) v. Philadelphia Gas Works

Docket No. C-2012-2304183--SBG Management Services, Inc. v. Philadelphia Gas Works

Docket No. C-2012-2304215--SBG Management Services, Inc. v. Philadelphia Gas Works

Docket No. C-2012-2304303--SBG Management Services, Inc. (v. Philadelphia Gas Works

Docket No. C-2012-2304324--SBG Management Services, Inc. v. Philadelphia Gas Works

Docket No. C-2012-2308454--SBG Management Services, Inc. v. Philadelphia Gas Works

Docket No. C-2012-2308462--SBG Management Services, Inc. v. Philadelphia Gas Works

Docket No. C-2012-2308465--SBG Management Services, Inc. v. Philadelphia Gas Works

Docket No. C-2012-2334253--SBG Management Services, Inc./Colonial Garden Realty Co., L.P. v. Philadelphia Gas Works

**ANSWER OF COMPLAINANTS, SBG MANAGEMENT SERVICES, INC. ("COMPLAINANTS"),  
TO THE MOTION OF RESPONDENT, PHILADELPHIA GAS WORKS ("PGW") FOR  
RECONSIDERATION OF THE PENNSYLVANIA UTILITY COMMISSION'S ("COMMISSION")  
NOVEMBER 14, 2013 ORDER.**

Pursuant to the 52 Pa. Code Section 5.421, Complainants file their Answer to the Philadelphia Gas Works ("PGW") Motion for Reconsideration ("Motion"), particularly with respect to Paragraphs 5, 10, and 11, as filed in connection with the above-referenced matter. This Answer is filed and should be considered, if and only if, the Motion to Amend the November 14, 2013 Order as jointly filed by PGW and Complainants ("Motion to Amend") is denied. If the Motion to Amend is granted, then Complainants respectfully request that this Answer is disregarded and treated as moot. If the Motion to Amend is denied, then Complainants respectfully request that this Answer is considered in the alternative. In support of its Answer, Complainants hereby aver the following:

1. Denied. Complainants deny the allegation contained in Paragraph 1 of the

Answer as Complainants lack knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 1 of the Motion.

2. Admitted.

3. Admitted.

4. Admitted in part, denied in part. It is admitted that after Respondent responds to the discovery requests, it would be effective and efficient for parties to have a period of time to discuss and potentially eliminate or settle any issues in the cases. The remainder of the allegations in Paragraph 4 are denied as Complainants lack knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 4 of the Motion.

5. Admitted.

6. Admitted.

7. Admitted in part, denied in part. It is admitted that Complainants initially “did not reject[ed] PGW’s proposal out of hand” and conditioned their agreement to Respondent’s proposal on issues related to the litigation. Since the filing of the Motion, Respondent and Complainants have reached a new and separate agreement on extending the discovery deadlines and on continuing the hearings, which is the subject of the a separate Motion filed on 12/3/2013. Therefore, it is denied that **now** Complainants have conditioned their agreement to the proposal as outlined in Paragraph 7 of the Motion, as this “proposal” is no longer outstanding.

8. Admitted. It is admitted that at the time of filing the Answer, PGW was considering a counter proposal by Complainants and a response was expected by November 20, 2013. Further, the parties presented and exchanged subsequent proposals and responses and a subsequent agreement between the parties was reached after November 20, 2013.

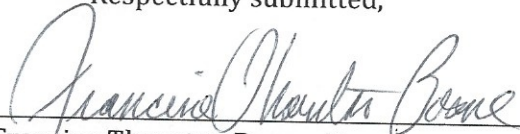
9. Admitted in part; denied in part. It is admitted that the parties have reached an agreement and Complainants respectfully request that the Commission issue an Order to extend the discovery period and to continue the hearing dates as outlined in the Motion to Amend, dated December 3, 2013. If the Motion to Amend is denied and the Commission issues an Order that does not affirm the agreement as outlined in the Motion to Amend, then Complainants argue and allege, in the alternative, that the method described in Paragraphs 3 and 4 should be denied and that the Commission issue an order to Respondent to submit the documents immediately, since we are passed the November 29, 2013 deadline, when the documents were originally due and would have been produced by PGW.

10. Admitted and Agreed.

**WHEREFORE**, for the reasons stated above, Complainants respectfully request that the Commission issue an order consistent with this Answer to PGW's Motion for Reconsideration.

December 9, 2013

Respectfully submitted,

  
Francine Thornton Boone, Esquire  
Attorney I.D. No. 45118  
Attorney for SBG Management Services, Inc.  
P.O. Box 549  
Abington, PA 19001  
E: [Booneft@aol.com](mailto:Booneft@aol.com)  
P: (215) 260-4562



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**CERTIFICATE OF SERVICE**

I hereby certify that on December 9, 2013, I have served the foregoing Complainants' Answer to PGW's Motion for Reconsideration, upon the Secretary for the Pennsylvania Public Utility by e-filing and a copy of the same upon the persons listed below in the manner indicated in accordance with the requirements of 52 Pa. Code Section 1.54:

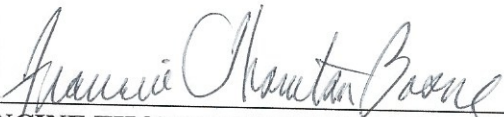
VIA Email and/or First Class Mail only:

For the PA Public Utility Commission:  
Administrative Law Judge Eranda Vero  
PA Public Utility Commission  
Suite 4063--801 Market Street  
Philadelphia, PA 19107  
Email: evero@pa.gov

For Respondent:  
Laureto Farinas, Esquire, Philadelphia Gas Works  
Attorney for PGW and Respondents  
800 W. Montgomery Avenue, 4<sup>th</sup> Floor, Philadelphia, PA 19122  
Email: [Laureto.Farinas@pgworks.com](mailto:Laureto.Farinas@pgworks.com)

Phil Pulley and Kathy Treadwell, SBG Management Services, Inc.:  
P.O. Box 549, Abington, PA 19001  
Email: [phil@sbgmanagement.com](mailto:phil@sbgmanagement.com)  
Email: [ktreadwell@sbgmanagement.com](mailto:ktreadwell@sbgmanagement.com)

Date: December 9, 2013

BY:   
**FRANCINE THORNTON BOONE, ESQUIRE**  
P.O. BOX 549  
ABINGTON, PA 19001  
Phone: 215-260-4562; Office: 215-938-6665;  
Fax: 215-938-7613  
E-Mail Address: [Booneft@aol.com](mailto:Booneft@aol.com)  
Pennsylvania Attorney I.D. No.—45118

**ATTORNEY FOR COMPLAINANTS AND  
SBG MANAGEMENT SERVICES, INC.**