

1 SUPREME COURT OF THE STATE OF NEW YORK
2 IN AND FOR THE COUNTY OF ALBANY

3 PUBLIC UTILITY LAW PROJECT OF NEW YORK, INC.,
4 SANDRA MYERS; PAUL D. TONKO; and DAVID
5 HEPINSTALL,

6 Plaintiffs

7 -against-

8 The NEW YORK STATE PUBLIC SERVICE COMMISSION;
9 the NEW YORK STATE DEPARTMENT OF PUBLIC
10 SERVICE; JOHN O'MARA, in his official
11 capacity as Chairman of the New York
12 State Public Service Commission and Chief
13 Executive Officer of the New York State
14 Department of Public Service; and
15 H. CARL McCALL, in his official capacity
16 as Comptroller of the State of New York,

17 Defendants

18 BEFORE: HON. THOMAS W. KEEGAN,
19 Justice of the Supreme Court

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17 Transcript of the proceedings held on
18 February 13, 1997, at the Albany County Courthouse,
19 Albany, New York.

1 APPEARANCES: PUBLIC UTILITY LAW PROJECT
OF NEW YORK, INC.
2 By: GERALD A. NORLANDER, ESQ.
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PUBLIC SERVICE COMMISSION
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11 Attorneys for the Marketer Group
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The other part is to tell you who we are and what we are. There may be allegations or inferences that we could be some kind of flimflam artists who have a roll of quarters and a telephone booth. The companies that I'm here representing today are unregulated

1 marketing affiliates, LDCs. One of those LDCs
2 is a New York State LDC, the other three are
3 LDC affiliates located in New Jersey, and the
4 fifth company is Amron Capital. If you watched
5 the Superbowl you saw their advertising.

6 These are established companies. These
7 are companies that are not only capital
8 intensive but they are good corporate citizens.
9 They have been in business for 100 years in
10 many instances. They are not in the business
11 to walk away from customers for reasons that
12 aren't warranted.

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