

Buchanan Ingersoll & Rooney PC

Karen O. Moury

717 237 4820
karen.moury@bipc.com

409 North Second Street
Suite 500
Harrisburg, PA 17101-1357
T 717 237 4800
F 717 233 0852
www.buchananingersoll.com

January 8, 2015

VIA E-FILING AND FIRST CLASS MAIL

The Honorable Elizabeth Barnes
The Honorable Joel H. Cheskis
Administrative Law Judges
P.O. Box 3265
Harrisburg, PA 17105-3265

Re: Commonwealth of Pennsylvania, et al. v. Respond Power LLC
Docket No. C-2014-2427659

Dear Administrative Law Judges Barnes and Cheskis:

On December 30, 2014, Respond Power LLC (“Respond Power”) filed a Motion for Scheduling of Settlement Conference and Assignment of Settlement Judge (“Motion”) in the above-captioned matter. Due to the hearings scheduled for March 9-13, 2015, Respond Power asked for this to occur by mid-January 2015 to optimize the likelihood of successful settlement negotiations avoiding the need for those hearings. By Order dated January 2, 2015, Your Honors directed that all objections or responses to Respond Power’s Motion be filed on or before January 9, 2015.

Respond Power and the parties held a settlement conference call on January 7, 2015. Due to the productive discussions engaged in by the parties during that call, Respond Power respectfully asks that Your Honors hold the Motion in abeyance. Placing the Motion on hold will alleviate the need for the parties to file responses or objections and allow them instead to use those resources to focus on settlement discussions.

Respond Power proposes to inform you by January 26, 2015 as to whether it desires to continue holding the Motion in abeyance, proceed with it or withdraw it. Respond Power understands that by making this request to hold the Motion in abeyance, the timeframe set forth in the Motion for scheduling a settlement conference and assigning a settlement judge would need to later be adjusted if it requests to proceed with the Motion.

January 8, 2015
Page - 2 -

If you have any questions regarding this matter, please let me know.

Sincerely,

A handwritten signature in black ink that reads "Karen" with a decorative flourish at the end.


Karen O. Moury

KOM/bb

cc: Rosemary Chiavetta, Secretary
Certificate of Service

Barbara R. Alexander
83 Wedgewood Drive
Winthrop, Maine 04364
barbalexand@gmail.com

Dated this 8th day of January, 2015.



Karen O. Moury, Esq.