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April 30, 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; and
Pennsylvania Public Utility Commission, Bureau of Investigation and Enforcement
v. Respond Power LLC, Docket No. C-2014-2438640

Dear Administrative Law Judges Barnes and Cheskis:

Please accept this letter as the request of Respond Power LLC (“Respond Power”) to modify the procedural schedule in the above-captioned matter. Although Respond Power is proposing to slightly adjust all of the procedural dates, the primary purpose of the request is to provide additional time between the filing of Direct Testimony by the Joint Complainants, the Bureau of Investigation and Enforcement (“I&E”) and the Office of Small Business Advocate (“OSBA”) and the filing of Rebuttal Testimony by Respond Power.

Given the high stakes of this proceeding, where the Joint Complainants and I&E have requested license suspension or revocation, the issuance of refunds to consumers and the imposition of civil penalties, it is critical that Respond Power have sufficient time to review and evaluate the Direct Testimony prior to preparing its Rebuttal Testimony. The additional time requested by this letter is especially important due to the fact that this is a consolidated proceeding where Direct Testimony will be offered by both the Joint Complainants and I&E, and possibly OSBA.

Currently, Direct Testimony is due on May 8, 2015 and Respond Power’s Rebuttal Testimony is due on July 1, 2015. Respond Power has conferred with Counsel for the Joint Complainants, I&E and OSBA, and all have indicated that they do not oppose the following proposed modifications to the procedural schedule:

	Current	Proposed
Complainant Direct Testimony	May 8, 2015	May 18, 2015
Respond Power Rebuttal Testimony	July 1, 2015	July 21, 2015
Surrebuttal Testimony	July 31, 2015	August 19, 2015
Hearings	August 10-12, 2015	August 26-28, 2015

In view of the representations above, Respond Power respectfully requests that the procedural schedule be modified as proposed. If you have any questions regarding this matter, please let me know.

Sincerely,



Karen O. Moury

KOM/bb

cc: Rosemary Chiavetta, Secretary
Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Commonwealth of Pennsylvania, et al.	:	
	:	
v.	:	Docket No. C-2014-2427659
	:	
Respond Power LLC	:	
	:	
Pennsylvania Public Utility	:	
Commission, Bureau of Investigation	:	
and Enforcement	:	
	:	
v.	:	Docket No. C-2014-2438640
	:	
Respond Power LLC	:	

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the parties, listed below, in accordance with the requirements of § 1.54 (relating to service by a party).

Via Email and First Class Mail

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Joel H. Cheskis
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Dated this 30th day of April, 2015.



Karen O. Moury, Esq.