

Deanne M. O'Dell
717.255.3744
dodell@eckertseamans.com

April 1, 2011

Via Electronic Filing

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

RE: Buffalo – Lake Erie Wireless Systems Co., LLC v. Verizon
Pennsylvania, Inc. and Verizon North Inc.;
Docket Nos. C-2010-2158408 and C-2010-2158409

Dear Secretary:

On behalf of Buffalo – Lake Erie Wireless Systems Co., LLC (“BLEW”) enclosed for filing is its original Unopposed Motion for Continuance of Prehearing Conference along with the electronic filing confirmation with regard to the above-referenced matter. The parties of record have been served in the manner indicated on the attached Certificate of Service

Sincerely,



Deanne M. O'Dell

DMO/lww
Enclosure

cc: Hon. Susan D. Colwell, w/enc.
Certificate of Service (w/enc)

CERTIFICATE OF SERVICE

I hereby certify that this day I served a copy of Buffalo – Lake Erie Wireless Systems’ Unopposed Motion of Buffalo-Lake Erie Wireless Systems Company LLC’s for Continuance of Prehearing Conference 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

Office of Consumer Advocate
Forum Place, 5th Floor
555 Walnut St.
Harrisburg, PA 17101

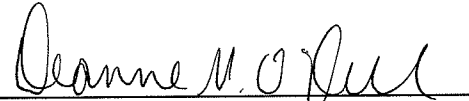
Office of Small Business Advocate
Suite 1102, Commerce Building
300 North Second Street
Harrisburg, PA 17101

Office of Trial Staff
400 North Street, 2nd Fl West
Harrisburg, PA 17105

William S. Carnell
Assistant General Counsel
Verizon
1320 N. Court House Road
Arlington, VA 22201
Ph. 703-351-3180
william.s.carnell@verizon.com

Suzan Paiva, Esquire
Assistant General Counsel
Verizon Pennsylvania
1717 Arch Street, 17W
Philadelphia, PA 19103
Suzan.D.Paiva@verizon.com

Date: April 1, 2011


Deanne M. O'Dell, Esq.

3. Regarding the complaint, Verizon filed Preliminary Objections, an Answer and New Matter and BLEW filed an Answer to Preliminary Objections and Reply to Verizon's New Matter.

4. On March 1, 2011, ALJ Colwell entered an Order Granting in Part and Denying in Part the Preliminary Objections Filed by Verizon and directed that the remaining issues in the case be set for hearing. Thus, by Notice dated March 15, 2011, an Initial Prehearing Conference was scheduled for April 7, 2011 at 10:00 AM.

5. BLEW requests at least a 60 day continuance of the Initial Prehearing Conference to enable the parties to engage in good faith negotiations with the goal of amicably settling this matter without need for further Commission action.

6. The March 1, 2011 Order noted that the dispute in this case may be "appropriate for mediation" and encouraged the parties to ask for referral to the Commission's mediation unit. Order at 6. Subsequent to entry of the Order, the parties have discussed the possibility of settling this matter without need for further Commission action. While no settlement has been reached, the parties have committed to engage in good faith negotiations. BLEW believes that continuing the initial prehearing conference will give the parties some needed additional time to attempt to resolve the issues.

7. BLEW submits that this request is consistent with Commission policy to promote settlements. 52 Pa. Code § 5.231. Settlements lessen the time and expense the parties must expend litigating a case and at the same time conserve administrative hearing resources. The Commission has indicated that settlement results are often preferable to those achieved at the conclusion of a fully litigated proceeding. 52 Pa. Code § 69.401. Counsel for BLEW is authorized to represent that Verizon does not oppose this request.

WHEREFORE, for all the foregoing reasons, BLEW respectfully request that Your Honor issue an Order granting this Motion and continue the initial prehearing conference for a period of not less than 60 days.

Respectfully submitted,



Deanne M. O'Dell, Esquire
Eckert Seamans Cherin & Mellott, LLC
213 Market Street, 8th Floor
Harrisburg, PA 17101
(717) 255-3744 (phone)
(717) 237-6019 (fax)
dodell@eckertseamans.com

Attorney for Buffalo-Lake Erie Wireless Systems
Co., LLC

Dated: April 1, 2011