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2011 APR 12 AM 11:04
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April 12, 2011

VIA EMAIL AND FIRST CLASS MAIL

The Honorable Katrina L. Dunderdale
Office of Administrative Law Judge
Pittsburgh District Office
Pennsylvania Public Utility Commission
Piatt Place
301 5th Avenue - Suite 220
Pittsburgh, PA 15222

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Re: Wanda M. Ramaley v. Pennsylvania Power Company
Docket No. C-2010-2152571

Dear Judge Dunderdale:

Buchanan Ingersoll and Rooney is in receipt of Ms. Ramaley's April 11, 2011, fax requesting a continuance of the April 19, 2011, hearing. On behalf of Penn Power, I respectfully request that you deny Ms. Ramaley's request.

On February 4, 2010 (well over a year ago), Penn Power filed an Answer and New Matter to the Formal Complaint. In the New Matter, Penn Power noted that the real party in interest (i.e., the customer of record), Cowshed, Inc. is a corporation and is not represented by an attorney as required by the Commission's regulations.

In an Answer to the New Matter filed on February 23, 2010, it was alleged that attorney - Chris Ferry of Watts & Pepicelli, 916 Diamond Park, Meadville, PA 16335 -- had been retained to represent Cowshed, Inc in the balance of this proceeding.

As of this date, more than 12 months after the representation in the Answer to New Matter, neither Chris Ferry of Watts & Pepicelli nor any other attorney has filed an Entry of Appearance for Cowshed, Inc. in the instant proceeding.

On March 14, 2011, Penn Power sent Ms. Ramaley Interrogatories and Request for Documents.

On March 17, 2011, Penn Power filed a Motion to Dismiss, requesting that the ALJ dismiss Ms. Ramaley's Formal Complaint if an attorney does not enter their appearance for Cowshed Inc in ten days.

On March 28, 2011, Ms. Ramaley sent a fax stating an attorney would enter their appearance for Cowshed Inc by April 4, 2011.

On April 7, 2011, Penn Power sent Ms. Ramaley a letter requesting that answers to the Interrogatories and Request for Documents be submitted to the Company by April 12, 2011.

The hearing in the above-captioned proceeding is scheduled for April 19, 2011. In accordance with the hearing notice Penn Power is ready to file its exhibits today (April 12, 2011).

Ms. Ramaley has been informed since February 23, 2010, that an attorney needs to represent Cowshed Inc. in accordance with Sections 1.21 through 1.23 of the Pennsylvania Public Utility Commission ("Commission") regulations, 52 Pa. Code §§ 1.21-1.23. An attorney still has not entered their notice of appearance for Cowshed Inc. in the above captioned proceeding. Ms. Ramaley is requesting a continuance in her April 11, 2011, fax for her alleged attorney. Ms. Ramaley also seems to be making discovery requests in her April 11, 2011, fax -- literally on the eve of the hearing.

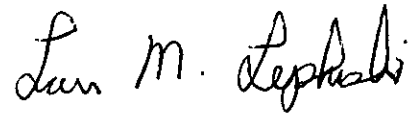
It seems clear that Ms. Ramaley is engaging in dilatory tactics intended to delay the hearing and resolution of a matter that has been pending for over a year, and during which time she could have retained counsel to conduct the discovery and hearing preparation she appears to be engaging in now on behalf of her alleged attorney. The very fact that Ms. Ramaley, and not counsel, is seeking to delay this matter and engage in discovery via this most recent correspondence, suggests that she has yet to obtain counsel. This type of conduct should not be encouraged by granting the continuance.

Penn Power has incurred time and expense preparing for a full evidentiary hearing. Therefore, Penn Power respectfully requests that the request for continuance be denied and that

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Penn Power's Motion to Dismiss be granted if Ms. Ramaley's attorney does not enter his/her notice of appearance.

Very truly yours,



Lauren M. Lepkoski

LML/kra

Enclosure

cc: Secretary Rosemary Chiavetta (via hand delivery)
Certificate of Service

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