

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Michael LeClaire

v.

PECO Energy Company

DOCKETED
NOV 09 2005

C-20054978

ORDER DENYING REQUEST
FOR CONTINUANCE

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FOLDER

By letter dated and faxed November 2, 2005, complainant Michael LeClaire requested that the hearing scheduled for November 8, 2005 be continued so that complainant can obtain "important billing documents" from respondent PECO Energy Company.

This request is unreasonable, and will be denied. First, there has been ample time since the Complaint was filed on July 1, 2005 for Mr. LeClaire to have conducted discovery. In fact, there has been no motion to compel filed, as far as I am aware. In addition, Mr. LeClaire failed to comply with Prehearing Order #1, dated October 11, 2005, which expressly informed him that "a request for a change of the scheduled hearing date must state the agreement or opposition of the other parties. . ." There was no indication that this request had been discussed with PECO's counsel.

I do urge the parties to see if this matter can be resolved prior to the scheduled hearing.

THEREFORE,

IT IS ORDERED:

1. That complainant Michael LeClaire's request for continuance of the November 8, 2005 be denied.

Date: November 3, 2005



Maflane R. Chestnut
Administrative Law Judge

Michael LeClaire v. PECO Energy Company
Docket Number C-20054978

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