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July 14, 2014

Katrina L. Dunderdale, Administrative Law Judge
Pa. Public Utility Commission
Piatt Place, Suite 220
301 5th Avenue
Pittsburgh, PA 15222

Re: William J. Sterner (represented by Utility Workers Union of
America System Local 102) v. West Penn Power Company, Docket
No. C-2014-2404304

Martin P. Baronner (represented by Utility Workers Union of
America Branch 180 - System Local 102 v. Pennsylvania Electric
Company, Docket No. C-2014-2404307

Robert T. Whalen (represented by Utility Workers Union of
America System Local 102) v. West Penn Power Company, Docket
No. C-2014-2404308

Dear ALJ Dunderdale:

I am writing on behalf of all of the parties to the above-referenced proceedings. At the present time, telephonic evidentiary hearings are scheduled in each of these cases for August 5, 2014. Counsel have consulted with one another and we agree that it is not practical to have evidentiary hearings in these matters at that time.

In particular, in response to preliminary objections, and as provided in the Commission's procedural rules, Complainants filed Second Amended Formal Complaints on July 14, 2014. Answers to those amended complaints are due on August 4, 2014, just one day before the scheduled hearing. Thus, it is very likely that the pleading stage of these cases will not be concluded before August 5, 2014.

In addition, the parties have been engaging in formal and informal discovery. That process continues, with responses to certain formal interrogatories due on or after August 4, the day before the scheduled hearing. It is likely that formal and/or informal discovery will need to continue beyond that date in order to be as efficient as possible during any hearings that may be held in these matters. It also is possible that, as a result of discovery, the parties may decide that some or all issues in these cases may be more efficiently decided through motions for summary judgment, rather than through evidentiary hearings. At this time, it is premature to know

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whether that will be the case, but the parties believe that allowing the discovery process to continue might help to simplify the issues and procedures in these proceedings.

The parties also would advise Your Honor that there are negotiations taking place that might result in the resolution of some or all of the issues in these cases. It is not possible to determine at this time whether those negotiations will be successful, but delaying the hearing would provide the parties with additional time to attempt to reach a resolution of these matters.

The parties request, therefore, that the evidentiary hearings scheduled for August 5, 2014, in these matters should be postponed. The parties would suggest that rather than setting new hearing dates at this time, that the parties will provide Your Honor with a written status report on or before August 29, 2014. That status report will update Your Honor on pleadings, discovery, and settlement negotiations. That report also will contain recommendations for the process to be followed for the remainder of this case, which may include requesting the scheduling of a further prehearing conference.

Thank you for your consideration of this request. I am authorized to state that a draft of this letter has been reviewed by all counsel of record and that all parties agree to the relief requested herein.

Sincerely,



Scott J. Rubin

Counsel for Complainants

cc: All parties of record
Secretary Chiavetta