



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE  
REFER TO OUR FILE

April 10, 2015

**Via E-Filing**

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Re: Pennsylvania Public Utility Commission, Bureau of Investigation and  
Enforcement v. HIKO Energy, LLC  
Docket No. C-2014-2431410

Dear Secretary Chiavetta:

Pursuant to 52 Pa. Code § 5.94, the Bureau of Investigation and Enforcement (I&E) of the Pennsylvania Public Utility Commission (Commission) hereby withdraws its Motion to Strike the Direct Testimony of HIKO Energy, LLC (HIKO), which was filed on April 1, 2015. The withdrawal of I&E's Motion to Strike follows the receipt from HIKO of amended cover pages identifying HIKO's two submitted written statements of testimony as rebuttal testimony and not direct testimony, in accordance with the Scheduling Order entered by the presiding administrative law judges in this proceeding (Presiding ALJs) on September 30, 2014.

As indicated in the informal discussion among the parties and Presiding ALJs held on April 8, 2015, which precipitated this withdrawal, I&E reserves the right to object to the admission of portions of HIKO's Rebuttal Testimony and Exhibits at the appropriate time during the evidentiary hearing scheduled to begin on April 20, 2015.

Copies of this letter of withdrawal have been served on the parties of record in accordance with the attached Certificate of Service.

Should you have any questions, please do not hesitate to contact me.

Sincerely,

Michael L. Swindler  
Prosecutor  
PA Attorney I.D. No. 43319

Enclosure

cc: Honorable Elizabeth H. Barnes  
Honorable Joel H. Cheskis  
As per Certificate of Service

## 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 52 Pa. Code § 1.54 (relating to service by a party).

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Date: April 10, 2015