

Certificate Of Service

I do Herby Certify That I have This Day 15 November 2016 I
Have Served a true And correct copy of the petition of objection
15 November 2016 upon The person's and manner Set Forth
Below.

Via Fax Petition of Objection

Thomas T Niesen
Thomas, Niesen & Thomas LLC
212 Locust Street
Suite 600
Harrisburg, PA 17101
The Honorable Jeffery A. Watson
Piatt Place
Suite 200
301 5th Avenue
Pittsburg, Pa 15222

Ross E. Schell

15 November 2016

To: The Pa Public Utility Commission Secretary
400 North Street
Harrisburg, PA 17120

From: Ross E. Schell
203 Knollwood Drive
Harrisburg, PA 17109-5515
PH# 717-651-0824
Fax# same but call First.

C-2016-2566322

To Whom this may Concern

Petition of objection to motion file 14 November 2016 regarding Cancelling the hearing on 9 December 2016. I was actually looking forward to this hearing since I had to buy a new coffee make because the one I had clogged up due to Dirt in the system.

I looked through all the papers I have and find no such documents That are referenced in this motion. I was also told that you could not ask to change a hearing in a motion. But must file a petition to change the hearing. Besides I want my chance to show them that their water is dirty and it is not coming from my water pipe but their system.

I think his motion to cancel should be denied and the hearing should take place at the designated time.

Ross E. Schell



THOMAS, NIESEN & THOMAS, LLC

Attorneys and Counsellors at Law

THOMAS T. NIESEN
Direct Dial: 717.255.7641
tniesen@tntlawfirm.com

November 14, 2016

Via Electronic Filing

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

In re: Dockets Nos. C-2016-2566322
Ross E. Schell v. Suez Water Pennsylvania Inc.

Dear Secretary Chiavetta:

We are counsel to Suez Water Pennsylvania Inc. in the above referenced matter and are submitting via electronic filing its Motion to Cancel Hearing. A copy of the Motion is being served upon Mr. Schell as set forth on the certificate of service attached to it.

Very truly yours,

THOMAS, NIESEN & THOMAS, LLC

By 

Thomas T. Niesen

Enclosure

cc: Certificate of Service (w/encl.)
Judith A. McCoy Jordan (via email, w/encl.)

161114-Chiavetta (Motion to Cancel Hearing).wpd

Before The
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ROSS E. SCHELL,	:	Docket No. C-2016-2566322
Complainant	:	
	:	
v.	:	
	:	
SUEZ WATER PENNSYLVANIA INC.,	:	
Respondent	:	

NOTICE

PURSUANT TO 52 PA CODE SECTION 5.103(b), NOTICE IS HEREBY GIVEN THAT A RESPONSIVE PLEADING TO THE FOLLOWING MOTION TO CANCEL HEARING SHALL BE FILED WITHIN 20 DAYS OF THE DATE OF SERVICE.

DATE OF SERVICE: NOVEMBER 14, 2016.

**Before The
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

ROSS E. SCHELL,	:	Docket No. C-2016-2566322
Complainant	:	
	:	
v.	:	
	:	
SUEZ WATER PENNSYLVANIA INC.,	:	
Respondent	:	

MOTION TO CANCEL HEARING

AND NOW, comes Suez Water Pennsylvania Inc. (“Suez”), by its attorneys, and, pursuant to 52 Pa. Code § 5.103, moves to cancel the hearing presently scheduled for December 9, 2016. In support of this Motion, Suez presents as follows:

1. This proceeding concerns the Complaint of Ross E. Schell (“Complainant”), filed on or about September 13, 2016. Suez filed (1) an Answer and (2) Preliminary Objections to the Complaint on September 30, 2016.
2. In its Preliminary Objections, Suez asked the Public Utility Commission (“Commission”) to dismiss the Complaint due to the pendency of prior proceedings and for lack of Commission jurisdiction.
3. Regulations of the Commission at 52 Pa. Code Section 5.101(g) provide that a preliminary objection will be decided within 30 days of the assignment of the preliminary objection to the presiding officer.

4. As of the filing of this Motion, Suez is not aware of the assignment of its Preliminary Objections. The Preliminary Objections remain unresolved.

5. A decision sustaining Suez's Preliminary Objections would obviate the need for a hearing in this matter.

6. Suez submits that its Preliminary Objections should be resolved before this matter proceeds to hearing.

WHEREFORE, Suez Water Pennsylvania Inc. requests that the Pennsylvania Public Utility Commission cancel the hearing presently scheduled for December 9, 2016 at C-2016-2566322.

Respectfully submitted,

By 
Thomas T. Niesen, Esq. (PA ID # 31379)
THOMAS, NIESEN & THOMAS, LLC
212 Locust Street, Suite 600
Harrisburg, PA 17101
Tel: 717-255-7600

Attorney for Respondent Suez Water Pennsylvania Inc.

DATED: November 14, 2016

**Before The
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

ROSS E. SCHELL,	:	Docket No. C-2016-2566322
Complainant	:	
	:	
v.	:	
	:	
SUEZ WATER PENNSYLVANIA INC.,	:	
Respondent	:	

CERTIFICATE OF SERVICE

I hereby certify that I have this 14th day of November, 2016, served a true and correct copy of the foregoing Motion to Cancel Hearing, upon the persons and in the manner set forth below:

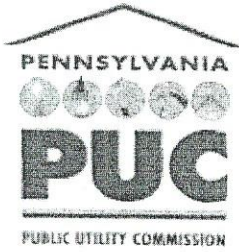
VIA FIRST CLASS MAIL

Ross E. Schell
203 Knollwood Drive
Harrisburg, PA 17109

The Honorable Jeffrey A. Watson
Piatt Place
Suite 220
301 5th Avenue
Pittsburgh, PA 15222



Thomas T. Niesen (PAID # 31379)



PENNSYLVANIA
PUBLIC UTILITY COMMISSION

CONSUMERINFO UTILITY&INDUSTRY FILING&RESOURCES ABOUTPUC CONTACTUS

[Log Off eFiling](#) | [Contact Us](#) | [Search](#)

- [My Filings](#)
- [New Filing](#)
- [Modify Account](#)
- [POR Search](#)
- [eService Directory](#)
- [Subscriptions](#)
- [Technical Assistance](#)
- [eFiling FAQs](#)
- [Log Off](#)

eFiling Successfully Transmitted



Your filing has been electronically received. Upon review of the filing for conformance with the Commission's filing requirements, a notice will be issued acknowledging such compliance and assigning a Docket Number. The matter will receive the attention of the Commission and you will be advised if any further action is required on your part.

Print this page for your records. The date filed on will be the current day if the filing occurs on a business day before or at 4:30 PM Harrisburg, PA time. It will be the next business day if the filing occurs after 4:30 PM Harrisburg, PA time or on weekends or holidays.

*If your filing **exceeds 250 pages**, you are required to submit one paper copy of the filing within 3 business days of submitting the electronic filing. This paper copy can be mailed to: Secretary, Pennsylvania Public Utility Commission, Commonwealth Keystone Building, 400 North Street, 2nd Floor, Harrisburg, PA 17120 . Please print a copy of this page and attach it to the paper copy of your filing as the first page.*

eFiling Confirmation	
Docket Number:	C-2016-2566322
Description:	Ross E. Schell v. Suez Water Pennsylvania Inc.
Transmission Date:	11/14/2016 3:07:44 PM
Filed On:	11/14/2016 3:07:44 PM
eFiling Confirmation Number:	1656965

Uploaded File List

File Name	Document Class	Document Type
Suez Motion to Cancel Hearing.pdf	Supporting Documentation	Motion

You can view a record of any previous eFiling, including the one you just made, by clicking the

My Filings link in the left menu.

If a paper copy is required in accordance with the eFiling Regulations, please print this page and include it with your paper filing.

Customer Hotline 1-800-692-7380 | [PUC Webmaster](#)

© PUC All Rights Reserved

[Logout](#)