

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Linda Anderson	:	
	:	
v.	:	Docket No. C-2015-2513850
	:	
Columbia Gas of Pennsylvania, Inc.	:	

NOTICE TO PLEAD

Linda Anderson, Complainant in the above-captioned proceeding, has filed a Motion for Suspension of Litigation Schedule, which you may answer in accordance with 52 Pa. Code § 5.103(c), unless otherwise provided by the applicable rules. You are hereby notified that you may file a written response to the enclosed Motion within twenty (20) days from service of this pleading, unless the period of time for an answer or objection is otherwise fixed by the Commission or the Presiding Officers. If you fail to answer the motion, a judgment may be entered against you.

Respectfully submitted,



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Date: November 18, 2016

Counsel for Complainant

**BEFORE THE
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Linda Anderson	:	
	:	
v.	:	Docket No. C-2015-2513850
	:	
Columbia Gas of Pennsylvania, Inc.	:	

**MOTION FOR SUSPENSION
OF LITIGATION SCHEDULE**

Pursuant to Section 5.103 of the Commission’s Formal Proceeding Regulations, 52 Pa. Code § 5.103, Complainant Linda Anderson respectfully submits this Motion to suspend the litigation schedule in this matter. Complainant seeks a suspension of the litigation schedule in this case because, currently, she is unable to participate in the preparation of her case for hearing due to health issues and other circumstances outside of her control. In support of her Motion, Complainant sets forth the following.

1. By Prehearing Order issued on October 3, 2016, the Presiding Officer scheduled this matter for telephonic hearing on February 21-22, 2017.
2. In addition to setting a hearing date, the Prehearing Order established deadlines for the parties to submit of witness lists, testimony and exhibits.
3. According to the Prehearing Order, the parties’ witness lists are scheduled to be submitted on November 21, 2016.
4. The Complainant’s written direct expert testimony is due on December 6, 2016 and the Respondent’s rebuttal is due on January 6, 2017.

5. Due to circumstances beyond her control, Complainant has not been able to properly prepare and consult with counsel and experts to accomplish the requirements of the Prehearing Order and meet the established deadlines.

6. On or about September 25, 2016 Complainant suffered a fall at home which resulted in injuries requiring hospitalization.

7. Complainant was admitted to Heritage Valley Medical Center and remained at the facility from September 26, 2016 to October 3, 2016.

8. Following her hospital stay, Complainant was moved to Brighton Rehab and Wellness Center in Beaver, PA, where she still remains as of this date.

9. Complainant has been advised by physicians at Heritage Valley and Brighton Rehab that she needs hip and knee replacement surgeries before she can be mobile enough to return home.

10. Complainant has not been able to return home since her fall and has lost access to her case-related documents and notes.

11. Complainant has limited access to counsel and prospective experts due to technical issues and long distance call restrictions and costs at the Brighton Rehab facility.

12. Complainant has been advised by her doctors that the surgeries cannot be performed at this time because she is suffering from an infection that cannot be treated conventionally due to Complainant's allergic reaction to penicillin and other commonly prescribed antibiotics.

13. In short, Complainant is not well, and her medical condition and health issues have severely compromised her ability to participate in the preparations for her upcoming hearing, including proper consultation with counsel and experts.

14. Based on the information available at this time, it is difficult to ascertain how and when Complainant will be able to again fully participate in the preparation of her case for hearing. The resolution of her health issues and her return to normal life is dependent on the outcome of her medical providers' efforts to make her well again.

15. Based on the information set forth above, Complainant is requesting that the litigation schedule be suspended for ninety (90) days in order to allow Complainant to recover from her health issues to fully participate in the preparations for her hearing.

16. Complainant proposes to update Presiding Officer on the Complainant's health status at a time to be decided by the Presiding Officer, but no later than ninety (90) days from the date of the Order granting this Motion.

17. Counsel for Complainant and counsel for Respondent have discussed this Motion, and Respondent does not oppose this request for a suspension of the litigation schedule.

18. The Presiding Officer has all necessary authority and discretion to regulate the course of a contested proceeding, including the litigation schedule and the presentation of evidence and witnesses. *See*, 52 Pa. Code § 5.403 and 5.483.

19. Complainant respectfully requests that the Presiding Officer exercise her authority and discretion to Order that the litigation schedule in this matter be suspended for a limited period of time as set forth above.

WHEREFORE, based on the foregoing, Complainant respectfully request that the Presiding Officer grant this Motion and order the suspension of the litigation schedule for a limited time as requested herein.

Respectfully submitted,



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Counsel for Complainant

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Complainant's Motion has been served upon the persons listed below, in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.55 (relating to service upon an attorney).

Via Electronic Mail

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November 18, 2016

Via Regular Mail

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