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File #: 167272

March 23, 2017

VIA ELECTRONIC FILING

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
P.O. Box 3265
Harrisburg, PA 17105-3265

**Re: National Railroad Passenger Corporation v. PPL Electric Utilities Corporation
Docket No. C-2016-2580526**

**PPL Electric Utilities Corporation Supplement No. 213 to Tariff - Electric Pa.
P.U.C. No. 201 - Docket No. R-2016-2569975**

Dear Secretary Chiavetta:

Enclosed for filing on behalf of PPL Electric Utilities Corporation is the Motion to Extend the Litigation Schedule in the above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

Respectfully submitted,

Christopher T. Wright

CTW/jl

Enclosures

cc: Honorable David A. Salapa
Certificate of Service

CERTIFICATE OF SERVICE

(Docket Nos. C-2016-2580526 & R-2016-2569975)

I hereby certify that a true and correct copy of the foregoing has been served upon the following persons, in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

VIA FIRST CLASS MAIL and/or E-MAIL


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Date: March 23, 2017



Christopher T. Wright

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	
v.	:	Docket No. R-2016-2569975
PPL Electric Utilities Corporation	:	
	:	
National Railroad Passenger Corporation	:	
v.	:	Docket No. C-2016-2580526
PPL Electric Utilities Corporation	:	

**MOTION TO
EXTEND THE LITIGATION SCHEDULE**

TO ADMINISTRATIVE LAW JUDGE DAVID A. SALAPA:

PPL Electric Utilities Corporation (“PPL Electric” or the “Company”) hereby files this Motion to request that the litigation schedule in the above-captioned proceeding be extended by 60-days. In support of this Motion, PPL Electric states as follows:

1. On October 5, 2016, PPL Electric filed Supplement No. 213 to Tariff – Electric Pa. P.U.C. No. 201 (“Supplement No. 213”), which was docketed with the Commission at Docket No. R-2016-2569975.
2. On December 19, 2016, the National Railroad Passenger Corporation (“Amtrak”) filed the above-captioned Complaint at Docket No. C-2016-2580526.
3. On December 22, 2016, the Commission entered an order opening an investigation of Supplement No. 213 and suspending the effective date from January 1, 2016 to June 1, 2017 (“*December 22 2016 Suspension Order*”).

4. On December 27, 2016, the Pennsylvania Public Utility Commission’s Bureau of Investigation and Enforcement (“I&E”) entered a Notice of Appearance.

5. A Prehearing Conference before the Administrative Law Judge David A. Salapa (“ALJ”) was held January 6, 2017. As a result of the Prehearing Conference, a litigation and briefing schedule was adopted in Prehearing Order #2 issued on January 6, 2017.

6. By Opinion and Order dated January 9, 2017, the Commission further suspended Supplement No. 213 until October 1, 2017 (“*January 9, 2017 Suspension Order*”).

7. A further Prehearing Conference was held before the ALJ on January 20, 2017. As a result of the further Prehearing Conference, the following revised litigation and briefing schedule was adopted in Prehearing Order #3 issued on January 23, 2017:

Prepared Direct Testimony	February 22, 2017
Prepared Rebuttal Testimony	March 24, 2017
Prepared Surrebuttal Testimony	April 7, 2017
Evidentiary Hearings	April 18, 20-21, 2017
Main Briefs	May 19, 2017
Reply Briefs	June 9, 2017
Close of Record	June 9, 2017

8. Pursuant to the litigation schedule adopted in Prehearing Order #3, PPL Electric served its direct testimony on February 22, 2017.

9. On March 14, 2017, Safe Harbor Water Power Corporation and BIF II Safe Harbor Holdings LLC (“Safe Harbor”) filed a Petition to Intervene. Therein, Safe Harbor agreed to accept the case and schedule as set by the ALJ.

10. The Parties have continued to discuss and analyze their respective positions in this proceeding. However, the Parties believe that additional time would be helpful to evaluate the various positions taken in this case and engage in further settlement discussions.

11. PPL Electric therefore respectfully requests that the litigation schedule adopted in Prehearing Order #3 be extended by a total of 60 days. Specifically, PPL Electric requests that the following litigation schedule be adopted for this proceeding:

Prepared Direct Testimony	February 22, 2017 (already served)
Prepared Rebuttal Testimony	May 23, 2017
Prepared Surrebuttal Testimony	June 6, 2017
Evidentiary Hearings	June 19-21, 2017 ¹
Main Briefs	July 18, 2017
Reply Briefs	August 8, 2017
Close of Record	August 8, 2017

12. Contemporaneously herewith, PPL Electric will voluntarily file a new tariff supplement suspending Supplement No. 213 until January 1, 2017. PPL Electric notes that the Commission stated in its *January 9, 2017 Suspension Order* that there is nothing that would “prevent PPL from voluntarily extending the effective date of Supplement 213 beyond October 1, 2017, should the Parties determine during the course of litigation of the instant proceeding that a further postponement of the effective date of Supplement 213 is warranted.” *January 9, 2017 Suspension Order*, p. 9.

13. PPL Electric submits that the voluntary further suspension of Supplement No. 213 and the 60-day extension of the litigation schedule requested herein will provide the Parties with additional time to continue settlement discussions.


14. PPL Electric has contacted counsel for all Parties to this proceeding and is authorized to represent that no Party has any objection to the 60-day extension of the litigation schedule.

¹ The Parties reserve the right to request a modification of the hearing dates as necessary to accommodate the witnesses’ and ALJ’s availability.

WHEREFORE, PPL Electric Utilities Corporation respectfully requests that Administrative Law Judge David A. Salapa grant this unopposed Motion and extend the litigation schedule for this proceeding by 60 days as set forth above.

Respectfully submitted,

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Date: March 23, 2017

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