

June 13, 2017

Via Electronic Filing

Rosemary Chiavetta, Esquire
Secretary
PA Public Utility Commission
Commonwealth Keystone Building, 2 North
P.O. Box 3265
Harrisburg, PA 17105-3265

**Re: Docket No. C-2017-2592170
Robbi Lynn Wright v. West Penn Power Company
Request for Continuance of West Penn Power**

Dear Secretary Chiavetta:

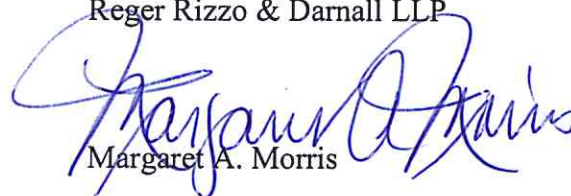
Attached for filing is the Request of West Penn Power for Continuance of the Initial Hearing scheduled for Wednesday, June 21, 2017.

A copy of the Request for Continuance has been forwarded to the Complainant in the manner indicated on the attached Certificate of Service.

If there are any questions, please contact me.

Very truly yours,

Reger Rizzo & Darnall LLP



Margaret A. Morris

MAM/jmm
Attachment

cc: The Honorable Jeffrey A. Watson, PA Public Utility Commission [w/enc.]
John L. Munsch, Esquire, FirstEnergy Service Company [w/enc.]
Robbi Lynn Wright [w/enc.]

**Re: Docket No. C-2017-2592170
Robbi Lynn Wright v. West Penn Power Company
Request for Continuance of West Penn Power**

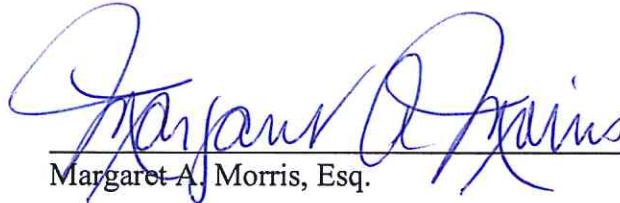
CERTIFICATE OF SERVICE

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

Via Electronic and First Class Mail

Robbi Lynn Wright
113 Renner Run Road
Mount Morris, PA 15349
robbiwright@gmail.com

Dated: June 13, 2017


Margaret A. Morris, Esq.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

ROBBI LYNN WRIGHT

v.

WEST PENN POWER COMPANY

:
:
:
:
:

Docket No. C-2017-2592170

NOTICE TO PLEAD

Pursuant to 52 Pa. Code § 5.103, you are hereby notified that if you do not file a written response answering the enclosed Motion of West Penn Power Company within five (5) days from service of this Notice, the facts set forth by West Penn Power Company in the Motion may be deemed to be true, whereby requiring no other proof. All pleadings, such as a Reply to Motion, must be filed with the Secretary of the Pennsylvania Public Utility Commission, with a copy served to counsel for West Penn Power Company, Margaret A. Morris, Esq., and to Administrative Law Judge Jeffrey A. Watson.

File with:

Rosemary Chiavetta, Esq.
Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building – 2 North
P.O. Box 3265
Harrisburg, PA 17105

With a copy to:

Margaret A. Morris, Esq.
Reger Rizzo & Darnall LLP
Cira Centre, 13th Floor
2929 Arch Street
Philadelphia, PA 19104

The Hon. Jeffrey A. Watson
PA Public Utility Commission
Piatt Place, Suite 220
301 Fifth Avenue
Pittsburgh, PA 15222

Date: 6/13/2017



Margaret A. Morris, Esq.
Attorney ID No. 75048
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Counsel for West Penn Power Company

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ROBBI LYNN WRIGHT	:	
	:	
v.	:	Docket No. C-2017-2592170
	:	
WEST PENN POWER COMPANY	:	

MOTION FOR CONTINUANCE OF WEST PENN POWER COMPANY

West Penn Power Company (West Penn or Respondent), by and through its attorneys, Reger Rizzo & Darnall LLP, and pursuant to 52 Pa. Code § 1.15, hereby moves the Honorable Jeffrey A. Watson (Judge Watson) of the Pennsylvania Public Utility Commission (Commission) for an order continuing the June 21, 2017 Initial Hearing (Hearing) in this matter as a key Company fact witness is unavailable.

In support thereof, West Penn avers as follows:

1. On February 27, 2017, Robbi Lynn Wright (Complainant) filed her Complaint alleging that West Penn: a) provided unreasonable service for failure to return phone calls; b) its actions were negligent; c) and West Penn is responsible for the alleged damage to the Complainant's property.

2. On March 27, 2017, West Penn timely filed its Answer and New Matter denying any violation of the Pennsylvania Public Utility Code (Code) or rules and regulations of the Commission. The Respondent simultaneously filed a Preliminary Objection (PO) requesting that the portion of the Complaint seeking damages be dismissed.

3. The Complainant did not file a response to the New Matter or Preliminary Objections.

4. By May 5, 2017 hearing notice, this matter was scheduled for telephonic hearing on June 21, 2017 before the Honorable Jeffrey A. Watson (Judge Watson).

5. On May 9, 2017, Judge Watson issued a Prehearing Order which, *inter alia*, informed the parties how to request a continuance in the proceedings.

6. The Complainant specifically alleges that Caroline Fulciniti, a representative in the Claims Department, failed to return her telephone calls in a timely manner in violation of Section 1501 of the Public Utility Code.¹

7. Caroline Fulciniti, a key fact witness, is out of the office on medical leave and will not return to work prior to the date and time of the scheduled Initial Hearing.

8. Counsel for Respondent unsuccessfully attempted to contact Complainant *via* voicemail and email to ascertain her position on the requested continuance.

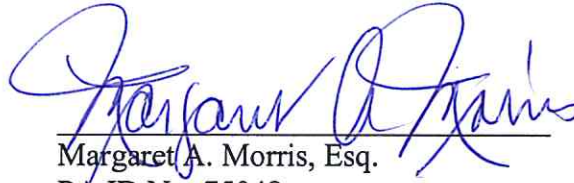
9. The Respondent respectfully requests the Hearing be rescheduled for a date after July 1, 2017.

WHEREFORE, for good cause shown, Respondent, West Penn Power

¹ 66 Pa. C. S. § 1501.

Company, requests that the Honorable Jeffrey A. Watson grant its Motion for Continuance of the June 21, 2017 Initial Hearing.

Respectfully submitted,



Dated: June 13, 2017

Margaret A. Morris, Esq.

PA ID No. 75048

Reger Rizzo & Darnall LLP

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