

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

NORBERT SLIWINSKI,

Complainant,

vs.

DUQUESNE LIGHT COMPANY,

Respondent.

No: C-2016-2559985

MOTION FOR A LITIGATION SCHEDULE

Filed on behalf of Respondent
Duquesne Light Company

Counsel of Record for this Party:

Lauren N. Rulli, Esquire
PA I.D. No. 313768
lrulli@tuckerlaw.com

Paul Shane Miller, Esquire
PA I.D. No. 319174
smiller@tuckerlaw.com

(412) 566-1212
1500 One PPG Place
Pittsburgh, PA 15222

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

NORBERT SLIWINSKI,	:	
	:	
Complainant,	:	
	:	
vs.	:	No: C-2016-2559985
	:	
DUQUESNE LIGHT COMPANY,	:	
	:	
Respondent.	:	

MOTION FOR A LITIGATION SCHEDULE

Respondent Duquesne Light Company ("Duquesne Light") submits this Motion Requesting a Litigation Schedule:

1. Complainant filed this action on July 22, 2016 in an effort to opt out of Duquesne Light's smart meter implementation plan.
2. On or about August 23, 2016, Duquesne Light filed an Answer and New Matter. On or about September 6, 2016, Complainant filed a Reply to the New Matter.
3. On or about November 15, 2016, Duquesne Light filed a Motion for Judgment on the Pleading.
4. Duquesne Light's Motion for Judgment on the Pleadings was granted on or about January 17, 2017. The Complainant filed Exceptions on February 7, 2017.
5. On or about February 9, 2018, the Commission granted Complainant's Exceptions, but only to the extent that he is requesting a hearing regarding this matter. The matter was returned to the presiding Administrative Law Judge for further proceedings.
6. An in-person hearing for this matter has been scheduled on April 9, 2018 at 8:30 AM in front of the Honorable Administrative Law Judge Watson.

7. Duquesne Light believes it is in the best interests of the Parties and the Commission to set the following litigation schedule establishing various deadlines in this action moving forward:

- a. The April 9, 2018 hearing be cancelled and rescheduled for June 7, 2018;
- b. Both Parties shall complete discovery by May 4, 2018;
- c. Complainant's expert reports, if any, shall be filed and served on Duquesne Light on or before May 11, 2018. Duquesne Light's expert reports, if any, shall be filed and served on Complainant on or before May 25, 2018.
- d. Dispositive motions shall be filed on or before June 1, 2018. Duquesne Light believes that this deadline would comply with the direction in 52 Pa. Code § 5.102(a) that the motion be made "within a time so that the hearing is not delayed," while still providing the party opposing the motion sufficient time to respond to the motion under 52 Pa. Code § 5.102(b) and the presiding Administrative Law Judge with sufficient time to rule on the motion prior to the hearing.

8. Duquesne Light has attempted to schedule a telephone call with Complainant to discuss this proposed litigation schedule and the above-mentioned dates in order to get his consent to the same. However, Complainant has refused to cooperate and discuss this matter with Duquesne Light over the telephone.

WHEREFORE, Respondent Duquesne Light Company respectfully requests that the Commission issue a litigation schedule in this action in conformity with the deadlines described in Paragraph 7 of this Motion.

Respectfully submitted,

~~TUCKER ARENSBERG, P.C.~~



Lauren N. Rulli, Esquire

PA I.D. No. 313768

(412) 594-5510

Paul Shane Miller, Esquire

PA I.D. No. 319174

(412) 5503594-

1500 One PPG Place

Pittsburgh, PA 15222

Counsel for Respondent, Duquesne Light
Company

1

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

NORBERT SLIWINSKI,
Complainant,

vs.

No: C-2016-2559985

DUQUESNE LIGHT COMPANY,
Respondent.

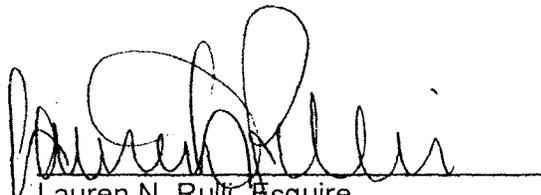
CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participant listed below in accordance with the requirements of 52 PA. Code § 1.54 (relating to service by a participant):

Norbert Sliwinski
856 Cottonwood Drive
Monroeville, PA 15146

Administrative Law Judge Jeffrey Watson
Piatt Place - 301 Fifth Avenue, Suite 220
Pittsburgh, PA 15222
Via Fax - 412.565.5692

Dated this 12th day of March, 2018



Lauren N. Rulli, Esquire

PA I.D. No. 313768

(412) 594-5510

lrulli@tuckerlaw.com

Paul Shane Miller, Esquire

PA I.D. No. 319174

(412) 594-5503

smiller@tuckerlaw.com

1500 One PPG Place

Pittsburgh, PA 15222

(412) 594-5619 (fax)

Counsel for Respondent, Duquesne Light
Company