

September 24, 2018

Via Electronic Filing

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Keystone Bldg. 2nd Floor W
400 N. Street
Harrisburg, PA 17120

RE: Pamela Scott v. Duquesne Light Company
Docket No. C-2018-3004042

Dear Secretary Chiavetta:

Enclosed please find Duquesne Light Company's Motion for Prehearing Conference. A copy of this document has been served upon Complainant in accordance with Commission regulations.

Sincerely,



Paul Shane Miller
Attorney for Duquesne Light Company

Jeremy V. Farrell
Attorney for Duquesne Light Company

Enclosure

c: Pamela Scott (with enclosure)

TADMS:1004594-1 014657-158498

the meter at the service address to a location that alleviates or minimizes Complainant's concerns (in a manner consistent with Duquesne Light's tariff and associated rules).¹

3. Since a hearing has not yet been scheduled, Duquesne Light is unable to propose a litigation schedule with specific dates; however, Duquesne Light believes the following general schedule would be appropriate:

- a. A discovery deadline three months prior to the date of a second prehearing conference, to also include the identification of any lay and/or expert witnesses as well as a written summary of the expected testimony of lay witnesses and written reports prepared by expert witnesses that outline the opinions they intend to offer at the hearing within a reasonable degree of certainty along with the rationale for those opinions.
- b. A dispositive motion deadline two months prior to the date of the second prehearing conference. Duquesne Light believes 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). This deadline would also give the Administrative Law Judge sufficient time to rule on the motion prior to any hearing.
- c. Depending on the resolution of any dispositive motions, an additional prehearing conference would then be scheduled to set deadlines for the exchange of exhibits, the submission of stipulations, and the submission of any prehearing motions (e.g. motions in limine), and the hearing date(s).

¹ Duquesne Light made this offer even though it believes its smart meters do not pose any health or safety risks. The meters comply with all applicable regulations and standards.

WHEREFORE, Respondent Duquesne Light Company respectfully requests that the Commission issue an order scheduling a prehearing conference in this matter.

Respectfully submitted,

TUCKER ARENSBERG, P.C.



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