

Laura Obenski
14 S Village Avenue
Exton, PA 19341

Rosemary Chiavetta
Pennsylvania Public Utility Commission
P.O. Box 265
Harrisburg, PA 17105-3265

January 30, 2019

Re: Laura Obenski v. Sunoco Pipeline L.P., #C-2019-3006905
Request for Extension to Preliminary Response

Dear Secretary Chiavetta,

As you are aware, I reached out to your office with concerns regarding the deadline date for a response to the Preliminary Objections that were allegedly served to me on 1/24/2019. As a pro se complainant, I am having difficulty determining the start and end of the 10-day period I have to respond, as there is some confusion over when the document was actually filed.

I uploaded a letter to the PUC portal outlining my concerns on 1/26/19. On 1/28/19, four days past the deadline, I received via regular US mail a hard copy of Sunoco's 'Preliminary Objections' and 'Answer'. The cover page of one document indicated it had been filed on 1/24/19 and served via Federal Express. The cover page on the other document indicated it was filed electronically on 1/24/19. I did not receive any eService, despite being registered for eService. The Certificates of Service indicates it was mailed via overnight mail, despite arriving four days later via regular mail. I am concerned that there are conflicting statements as to the nature of service for these documents, and that the filing took 4 days for me to receive, despite being dated within the deadline.

Attached to this letter, please find copies of my correspondence with your office regarding this matter as well as copies of the above-mentioned mailings.

As a result of the delay in receiving these documents, I am formally requesting a 4-day extension to file a response to the Preliminary Objections. With respect to the office of the Administrative Law Judge and the proceedings before the PUC, I take the complaint process very seriously and wish to comply with the regulations set forth. I look forward to your assistance in this manner so I may be in full compliance.

Regards,



Laura Obenski
attachment

Laura Obenski
14 S Village Avenue
Exton, PA 19341

Rosemary Chiavetta
Pennsylvania Public Utility Commission
P.O. Box 265
Harrisburg, PA 17105-3265

January 26, 2019

Re: Complaint Docket #C-2019-3006905

Ms. Chiavetta,

The 'Formal Complaint Notice for Respondent to Answer or Satisfy', as served to Sunoco, L.P. on January 4, 2019 (see attached) states the following:

"1. You have twenty (20) days from the above date served to either: (a) satisfy this complaint or (b) file with the **Secretary of the Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120**, one original written answer, under oath, as required by 52 Pa. Code Section 5.61, which either admits or specifically denies the allegations in the complaint. You must also serve one copy of the answer upon the complainant. In accordance with 52 Pa. Code Section 1.56(a), **the date served is the mailing date appearing at the top of this Notice.**"

"2. In accordance with 52 Pa. Code Section 5.61, if you fail to either satisfy or settle this complaint, or to file an answer or other responsive pleading within twenty (20) days of the above date served, you will be deemed to have admitted all the allegations in this complaint. In that event, the Commission may, without hearing, enter an order which either revokes or suspends any certificate or permit held by you or may impose a fine or other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C.S. Section 101, et seq. If you are a customer of a utility, the Commission may enter an order setting forth a payment schedule or authorize termination of utility services. The Commission is not limited to the relief sought by the complainant in paragraph 4 of the attached complaint."

I have yet to receive eService notification or service via US mail regarding my complaint, as served to Sunoco L.P. on January 4, 2019. In the absence of a 'settlement, answer, or any other responsive pleading' to my formal complaint within the 20 day time frame, **I am hereby requesting that the Commission immediately revoke any and all certificates or permits held by Sunoco, L.P, including but not limited to the Certificate of Public Utility.**

Thank you for your prompt consideration of this request.
Regards,


Laura Obenski

Attachment

From: **Laura Obenski** ljobenski@gmail.com
Subject: Concerns re: C-2019-3006905
Date: January 29, 2019 at 5:20 PM
To: Rchiavetta@pa.gov
Bcc: dotten@pahouse.net



Secretary Chiavetta,

Last week, I updated a letter (see attachment) into the PUC portal regarding a current formal complaint I have before the Commission (C-2019-3006905). As a pro se complainant, I am not well versed in legal procedures, so I was hoping to get some clarification on the procedural matter raised in the letter, especially as it pertains to the deadlines in which I am expected to respond to pleadings.

Since the issuance of my letter on January 26th, 2019, I received a paper copy of Sunoco's 'Preliminary Objections' and 'Answer' via regular US mail on January 28th- 4 days past the 20 day deadline. I was not electronically served with these documents at all. From what I can tell according to regulations regarding timely filing, I am allowed an extra 3 days to respond. However, it is unclear if the response period begins the day Sunoco was obligated to serve me (January 24th, 2019), or from the date that I actually received their documents (January 28th, 2019).

Additionally, I have concerns with how the documents received by Sunoco are labeled and dated. My copy of the 'Answer', dated 1/24/19 states it was sent via Federal Express on the cover page (which arrived in regular US mail on 1/28/19), the 'Preliminary Objections' docketed online asserts 'overnight mail' in the certificate of service and was never served to me via eServe, and the hard copy 'Preliminary Objections' which are dated 1/24/19 were not delivered to me until 1/28/19- but indicated it was sent 'overnight mail'.

With respect to the office of the administrative law judge and the proceedings before the PUC, I take the complaint process very seriously and wish to comply with the regulations set forth. I look forward to your assistance in this manner so I may be in full compliance.

Regards,
Laura Obenski
484-947-6149



1_26_19.pdf



Harrisburg Energy Center
100 North Tenth Street
Harrisburg, PA 17101

Hawke
 McKeon &
 Sniscak LLP
ATTORNEYS AT LAW

To: Laura Obenski
14 S. Village Avenue
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January 24, 2019

BY FEDERAL EXPRESS

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, Filing Room
Harrisburg, PA 17120

Re: Laura Obenski v. Sunoco Pipeline L.P.; Docket No. C-2019-3006905; **SUNOCO PIPELINE L.P.'S ANSWER AND NEW MATTER**

Dear Secretary Chiavetta:

Enclosed for filing with the Pennsylvania Public Utility Commission is Sunoco Pipeline L.P.'s Answer and New Matter in the above-referenced proceeding.

If you have any questions regarding this filing, please contact the undersigned.

Very truly yours,

A handwritten signature in black ink, appearing to read "John M".

Thomas J. Sniscak
Kevin J. McKeon
Whitney E. Snyder
Counsel for Sunoco Pipeline L.P.

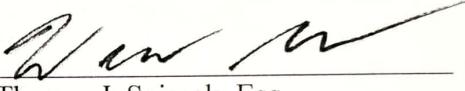
WES/das
Enclosure
cc: Per Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the forgoing document upon the parties, listed below, in accordance with the requirements of § 1.54 (relating to service by a party). This document has been filed electronically on the Commission's electronic filing system and served via overnight mail on the following:

VIA FIRST CLASS

Laura Obenski
14 S. Village Avenue
Exton, PA 19341



Thomas J. Sniscak, Esq.
Kevin J. McKeon, Esq.
Whitney E. Snyder, Esq.

Dated: January 24, 2019