



17 North Second Street  
12th Floor  
Harrisburg, PA 17101-1601  
717-731-1970 Main  
717-731-1985 Main Fax  
www.postschell.com

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Devin Ryan

dryan@postschell.com  
717-612-6052 Direct  
717-731-1985 Direct Fax  
File #: 167945

September 6, 2019

***VIA E-MAIL & REGULAR MAIL***

Honorable Elizabeth Barnes  
Administrative Law Judge  
PA Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2nd Floor West  
PO Box 3265  
Harrisburg, PA 17105-3265

**Re: Kathleen R. Anthony v. PPL Electric Utilities Corporation**  
**Docket No. C-2018-3000490**

Your Honor:

PPL Electric Utilities Corporation (“PPL Electric” or the “Company”) respectfully submits this letter in response to Kathleen R. Anthony’s (“Complainant”) letter dated August 30, 2019. In her letter, the Complainant requests a continuance of the litigation schedule, which currently prescribes that the hearing will be held on October 31, 2019. The Complainant asserts that she has identified a medical doctor who is willing to evaluate her, but the earliest appointment is January 27, 2020. Further, the Complainant states that she is in the process of securing an additional witness, Dr. Tania Slawewski, but claims that Dr. Slawewski would not be able to provide direct written testimony until after the New Year.

The Complainant’s request for continuance should be denied. This Complaint was initiated on March 15, 2018, *i.e.*, nearly a year and a half ago. That is more than sufficient time for the Complainant to prepare for the October 31, 2019 hearing, including identifying any potential witnesses that may testify on her behalf.

In addition, the Complainant filed two previous requests for continuance in this case: one on August 16, 2018, and a second on January 29, 2019. Both of these requests were granted. However, in the Order granting the Complainant’s second request for continuance, it states that “no further requests for continuances will be granted absent exigent circumstances.” Order Granting Second Continuance, p. 2 (emphasis added). A third continuance was granted after the Complainant filed an Amended Formal Complaint shortly before the August 23, 2019 hearing,

Honorable Elizabeth Barnes  
September 6, 2019  
Page 2

which raised new allegations that the Company needed time to investigate. In the Order granting the Company's request for continuance, it stated that those reasons constituted "exigent circumstances." Order Granting Third Continuance, p. 2. However, the Order again stated that "no further requests for continuances will be granted absent exigent circumstances." *Id.* (emphasis added).

Here, the Complainant completely fails to establish that there are "exigent circumstances" warranting a fourth continuance of this case. The Complainant has had more than enough time to identify and secure potential witnesses to testify on her behalf. In fact, the Complainant had over 530 days since the time her original Complaint was served on PPL Electric on March 15, 2018, until her written expert testimony was due on August 30, 2019. Therefore, the Complainant's failure to secure her potential expert witnesses in sufficient time before her written expert testimony was due on August 30, 2019, does not warrant continuing the case for a fourth time.

For these reasons, the Complainant's request for a continuance of the litigation schedule should be denied.

Respectfully submitted,



Devin Ryan

DTR/dc  
Enclosure

cc: Rosemary Chiavetta, Secretary  
Eva Maki  
Certificate of Service

## CERTIFICATE OF SERVICE

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 EMAIL & REGULAR MAIL

Kathleen R. Anthony  
505 Norway Place  
Bethlehem, PA 18015-4435  
E-mail: [Kranthony7@gmail.com](mailto:Kranthony7@gmail.com)

Date: September 6, 2019



Devin T. Ryan