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File #: 167945

October 15, 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 sent via on October 1, 2019, at 10:59 PM. The Complainant requests that the hearing scheduled for October 31, 2019, be continued.

The Complainant makes the same assertions in this request as she made in her prior request for a continuance dated August 30, 2019, which were rejected in an Order Denying a Fourth Continuance dated September 11, 2019. Complainant once again asserts that she has identified a medical doctor who is willing to evaluate her, but the earliest appointment is January 27, 2020. Complainant further asserts she is still in the process of securing an additional witness, Dr. Tania Slawecki, but claims that Dr. Slawecki cannot provide direct written testimony until after the New Year.

The Complainant’s second request for a fourth continuance should be denied. As noted previously, this Complaint was initiated on March 15, 2018, *i.e.*, over 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 20, 2010. Both of these requests were granted.

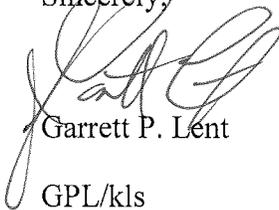
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However, in the Order granting the Complainant's second request for continuance, it states that "no further requests for continuances will be granted absent exigent circumstances." Order Granting Second Continuance, p. 2 (emphasis added). A third continuance was granted after the Complainant filed an Amended Formal Complaint shortly before the August 23, 2019 hearing, 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).

In her second request for a fourth continuance, the Complainant again fails to establish that there are "exigent circumstances" warranting a fourth continuance of this case. The Complainant had approximately 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. While Complainant asserts the definition of "exigent" as "critical, urgent or special," the exigency identified is "to be able to put on witnesses on my behalf as a pro se individual in this matter." October 1 Letter Request, p. 2. However, the Order Denying a Fourth Continuance dated September 11, 2019, concluded that "Complainant's failure to secure and identify witnesses prior to the deadline for written expert testimony of August 30, 2019, does not warrant a fourth continuance." Order Denying Fourth Continuance, p. 2. The Complainant's alleged "exigency" is simply the same circumstances that were denied as insufficient in the Order Denying a Fourth Continuance. Therefore, the Complainant has failed to demonstrate that "exigent circumstances" warrant a continuance of this case for a fourth time.

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

Sincerely,



Garrett P. Lent

GPL/kl
Enclosure

cc: Rosemary Chiavetta, Secretary
Certificate of Service

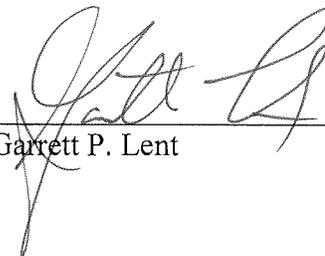
CERTIFICATE OF SERVICE

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 & FIRST CLASS MAIL

Kathleen R. Anthony
505 Norway Place
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E-mail: Kranthony7@gmail.com

Date: October 15, 2019



Garrett P. Lent