

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

BRADLEY TUPI & ANN MARIE CLYNE

v.

WEST PENN POWER COMPANY

DOCKET # C-2019-3013785

**INTERIM ORDER
SETTING RESOLUTION CONFERENCE**

On or about October 24, 2019, Bradley Tupi & Ann Marie Clyne ("Complainants") filed a Complaint against West Penn Power Company, ("Respondent"), at the above-captioned docket number. On or about November 13, 2019, Respondent filed an Answer and New Matter to the Complainants. On or about November 21, 2019, Complainants filed a response to the New Matter against West Penn Power Company.

Based upon a review of the information contained in this material, I direct the parties to attempt to resolve this matter themselves. Respondent shall contact Complainant to set a mutually convenient date and time for Respondent and Complainant to hold a conference about resolving the case. The conference must take place no later than December 23, 2019, unless this is not possible.

Within ten (10) days following the conference, Respondent shall file a short report with Mediator Cynthia Lehman ("Mediator"), setting forth:

- (a) The date of the conference;
- (b) Who participated for each party;
- (c) A statement whether a full resolution, including withdrawal of Complaint, was achieved, and, if not, whether the parties consent to have this case set for mediation by the mediation staff of the Commission; and
- (d) A statement of any issues which have been resolved, if a full resolution was not achieved.

If it is not possible to have the conference by the date set for that purpose, Respondent shall file a report with the Mediator, on or before ten (10) days following the conference due date, giving the reason(s) why the due date could not be met.

In either situation, a report must be filed with the Mediator by the applicable due date set forth above.


The Commission encourages mediation if the parties cannot reach an agreement through the resolution conference. Mediation is an informal process in which the parties attempt to resolve the case with the help of a mediator. The mediator is a neutral staff member of the Commission who does not give advice, represent any party, evaluate or make a decision. Instead, the mediator assists the parties in their efforts to come to an agreement.

If the parties do not resolve the Complaint on their own, they are entitled to a hearing. A hearing is a formal, adversarial proceeding which usually includes the presentation of oral testimony and other evidence before a Commission administrative law judge, who will then consider the case and make a written decision to resolve it. The Complainant must prove that the Respondent has violated the Public Utility Code, a regulation or an order of the Commission which would entitle the Complainant to the relief sought in the Complaint.

If you have any questions, you should contact the Mediator. Her address and phone number are:

Pennsylvania Public Utility Commission
Office of Administrative Law Judge
Mediator Cynthia Lehman
Commonwealth Keystone Building 2nd Fl West
400 North Street
Harrisburg, PA 17120
Telephone: (717) 783-5428
Email: cylehman@pa.gov

Date: November 25, 2019



CHARLES E. RAINEY, JR.
Chief Administrative Law Judge

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COMPANY**

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