

331 Shady Ridge Drive  
Monroeville, Pennsylvania

December 24, 2019

*Via Paper Filing*

Judge Jeffrey Watson  
PA PUC Pittsburgh Administrative Law Judge Office  
301 Fifth Ave, Suite 220  
Piatt Place  
Pittsburgh, PA 15222

RECEIVED

DEC 24 2019

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

RE: **Michele Hriadil and Francis Hriadil v. Duquesne Light Company**  
Docket No. C-2016-2571726  
**Request for a Modest Extension of the December 31, 2019 Deadline**

Cc: Jeremy V Farrell, Esquire, Counsel for Duquesne Light Company  
Rosemary Chiavetta, Secretary, Pennsylvania Public Utility Commission

Dear ALJ Watson:

1. On November 20, 2019, Complainants received your Second Interim Order Granting Complainants' Request for a Continuance, dated November 19, ultimately granting our legitimate motion for a continuance. In this order, it was stated that a subsequent order will be entered scheduling new dates for the evidentiary hearing and to consider outstanding motions in limine previously scheduled to be argued.

It is noted that both of the Respondent's motions in limine, one concerning the Complainants' evidentiary exhibits and one concerning the Complainants' expert witnesses, were ruled as held in abeyance by your Interim Orders dated November 14, 2019 and November 15, 2019 respectively.

Due to health, the impact of the winter weather on Francis Hriadil's health, and task load considerations including the introduction of a new exhibit F-8 by the Respondent, Complainants requested a continuance until sometime in April 2020.

Since November 20, the Complainants have been awaiting further direction on how to proceed.

2. On December 17, 2019, by mail, Complainants received your Interim Order Requiring Status Report. In this order, certain tasks were required to be completed by the Complainants and our Expert Witnesses, and the Respondent, by December 31, 2019. These are as follows:

- Interim Order: Item 1, page 4. That the Complainants "may engage in discovery related to Respondent's proposed supplemental Exhibit F-8 ... and any expert opinions or changes to expert opinions ... related to the substance of Respondent's proposed supplemental Exhibit F-8. The discovery shall be completed on or before December 31, 2019."

- Interim Order: Items 4, 5, 6 page 4. Instead of the Complainants' requested continuance until sometime in April 2020, the ruling stated that the "in-person hearing shall be rescheduled for 2 consecutive days in March of 2020..."

The date ranges proposed are "March 2 - 5, 11, 12, 17 - 19, 23 - 26, 2020" and that both parties shall promptly contact their witnesses about their availability during this period, and confer and attempt to agree on a workable date for both parties.

And, "on or before December 31, 2019, the Parties shall file a status report and serve the opposing party and the undersigned presiding officer."

3. In a communication received from the Respondent, dated November 18, the Complainants were first informed by the Respondent of its new Exhibit F-8. In that communication, the Complainants were further informed that this exhibit would be followed up with "supplemental calculations from Dr. Cotts," one of the Respondent's expert witnesses.

The Complainants have been waiting for these follow-up calculations in order for the Complainants and our expert witnesses to properly review the content of the Respondent's new Exhibit F-8 and Dr Cotts' new calculations related to that new exhibit, so that full and proper discovery can be carried out, and any appropriate changes or additions that may be required can be made to our previously submitted expert reports, and our planned testimonies.

It is now December 24, and the Complainants have not received any of the indicated supplemental calculations from the Respondent's Dr Cotts. As we are still awaiting these calculations for review, there does not remain, now at this late date, sufficient time to properly assess their substance and validity, confer with our expert witnesses, and submit any appropriate discovery interrogatories related to their content, etc.

4. Also, as of this date, the Complainants have also not received any information from the Respondent related to the availabilities of itself and its expert witnesses on the proposed evidentiary hearing dates in March 2020.
5. Upon receiving your Interim Order Requiring Status Report on December 17, the Complainants immediately attempted to contact our out-of-state expert witnesses, Dr David Carpenter and Dr Andrew Michrowski.

However, with the late arrival of your order, and the already scheduled work commitments, out-of-office travel commitments, holiday season vacation plans, and family commitments, etc. of both of our out-of-state expert witnesses, they are not available for consultation to address either the proposed hearing schedule dates in March 2020 or a proper review of the Respondent's proposed new Exhibit F-8 or the follow-up calculations by the Respondent's Dr Cotts, which we have yet to receive.

The Complainants have been informed that, due to their scheduled out-of-office commitments, etc. through the remainder of the year, our out-of-state expert witnesses will not be available to address these issues and confirm their schedules until the beginning of the new year, in January 2020.

December 24, 2019

6. The Complainants have carried out a good faith and best effort to comply with your December 31, 2019 deadlines in this regard, but, given the circumstances, it is impractical and not possible to do so.
  
7. **In light of these circumstances and the amount of work that is required, the Complainants wish for an appropriate and modest extension of about 2 1/2 weeks, until January 21, 2020, to allow the proper completion of all tasks related to your December 31, 2019 deadline.**

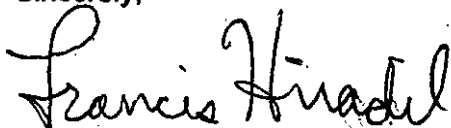
We expect that the Complainants and our expert witnesses will be able to complete your required tasks by this time.

We are sure that the court can recognize and accommodate all parties' very busy schedules at this time of the year.

Please feel free to contact me if you have any questions. Thank you.

Our best to you and your families on this holiday season.

Sincerely,



Francis Hriadil  
Complainant  
(412) 779-3314  
hriadil@attglobal.net

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIVED

DEC 24 2019

Michele Hriadil and  
Francis Hriadil,

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Complainant,

vs.

No: C-2016-2571726

DUQUESNE LIGHT COMPANY,

Respondent.

**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served a true copy of Complainants' Request for a Modest Extension of the December 31, 2019 Deadline, upon the participants listed below in accordance with the requirements of 52 PA. Code § 1.54 (relating to service by a participant):

*Via Paper Filing*

Judge Jeffrey Watson  
PA PUC Pittsburgh Administrative Law Judge Office  
301 Fifth Ave, Suite 220  
Piatt Place  
Pittsburgh, PA 15222

*Via Paper Filing*

Jeremy V Farrell, Esquire  
Paul S Miller, Esquire  
One PPG Place - 1500  
Pittsburgh, PA 15222  
(412) 594-5619 (Fax)

Counsel for Respondent; Duquesne Light Company

Dated this 24<sup>th</sup> day of December, 2019



Michele and Francis Hriadil  
331 Shady Ridge Drive  
Monroeville, Pennsylvania  
(412) 779-3314  
[hriadil@attglobal.net](mailto:hriadil@attglobal.net)

F. Hriadil  
331 Shady Ridge Drive  
Monroeville, PA 15146

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OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

**CERTIFIED MAIL**<sup>®</sup>



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Pennsylvania Public Utility Commission  
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Harrisburg, Pennsylvania 17120



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