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December 31, 2019

VIA FIRST CLASS MAIL

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

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SECRETARY'S OFFICE

Re: Michael T. Jennings v. West Penn Power Company
Docket No. C-2018-3006031

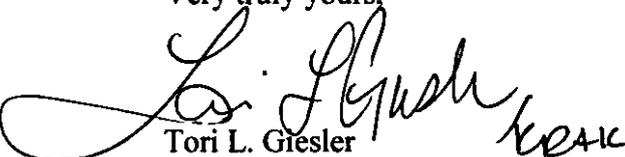
Dear Secretary Chiavetta:

In accordance with the Interim Order issued on August 12, 2019 in the above-referenced matter, this letter serves as a status report on behalf of West Penn Power Company ("West Penn"). The parties have exchanged discovery in this proceeding and discovery closed on November 1, 2019. Further, the parties provided notice of their expert and factual witness information. The Complainant was directed by the Interim Order to submit his written direct testimony no later than September 20, 2019 and West Penn was to submit rebuttal testimony no later than November 1, 2019. The Complainant failed to timely submit his written direct testimony and, as such, West Penn did not submit any rebuttal testimony.

By letter dated November 22, 2019, which was received by West Penn on December 2, 2019, Mr. Jennings submitted revised notification of his witnesses as well as written direct testimony of Laura Sunstein Murphy and Dr. Michael Semelka. Not only is Mr. Jennings's submission of written direct testimony untimely and overdue by more than two months, the discovery deadline passed nearly month after the submission of direct testimony so West Penn is unable to conduct discovery on the newly identified witnesses which is a violation of its due process rights. Given the untimeliness of the submission by Mr. Jennings, West Penn intends to promptly file a motion addressing Mr. Jennings's untimeliness.

Copies of this report are being provided in accordance with the attached Certificate of Service. Should you have any questions regarding this report, please do not hesitate to contact me.

Very truly yours,


Tori L. Giesler

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c: As Per Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

MICHAEL T. JENNINGS

v.

WEST PENN POWER COMPANY

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Docket No. C-2018-3006031

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the individuals listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

Service by electronic and First Class Mail, postage prepaid, as follows:

Michael T. Jennings
200 Brook Hollow Road
Mount Pleasant, PA 15666
Lilmac2@zoominternet.net

Administrative Law Judge Jeffrey A. Watson
Pennsylvania Public Utility Commission
Office of Administrative Law Judge
301 5th Avenue
Piatt Place, Suite 220
Pittsburgh, PA 15222
jeffwatson@pa.gov

Dated: December 31, 2019



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