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SECRETARYS OFFICE  
Public Utility Commission

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Moscow Borough Council :  
 :  
 :  
 v. :  
 :  
 City of Scranton, Lackawanna :  
 County and Pennsylvania Depart- :  
 ment of Transportation :

Docket No.  
C-861119

DOCKETED  
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FOLDER

ALJ'S SUPPLEMENTAL ORDER

On June 16, 1987, we filed our Order closing the evidentiary record in the captioned proceedings and setting a briefing schedule. That Order, of course, speaks for itself.

On June 25, 1987, we received a letter, dated June 24, 1987 and addressed to us by Carlene R. Gallo, Esquire, First Assistant City Solicitor of the City of Scranton, a party hereto. The letter indicates a failure earlier to have arranged for receipt of a copy of the transcript and a current undertaking to obtain such a copy. The letter, consequently, requests that we reopen the evidentiary record, afford additional opportunity to request an additional hearing, if necessary, and set a new briefing schedule. It was earlier indicated to us, by oral communication of the Complainant's Solicitor, James Walker, Esquire, that the Complainant, Moscow Borough, shares the City of Scranton's posture and position at this point.

The parties' opportunity and obligation for access to the transcript of the hearing herein are clear. 52 Pa. Code §§5.251-5.253. We see no warrant for the parties' delay in preparedness to have addressed the question of additional hearing. Having reviewed the matter, including the transcript of the hearing herein, and its history, we see no reason further to delay the proceeding, except to extend the briefing schedule under the circumstances. It is to be remembered that this proceeding involves a question of public safety.

THEREFORE, IT IS FURTHER ORDERED:

1. That the time for filing and serving the initial or main briefs herein is extended from on or before July 9, 1987 to on or before July 21, 1987; and

2. That the time for filing and serving reply briefs is extended from on or before July 24, 1987 to on or before July 31, 1987.

  
MORRIS MINDLIN  
Administrative Law Judge

Dated:

*July 1, 1987*