



*Law Office of*  
**THOMAS J. JONES, JR., P.C.**  
*A Professional Corporation*  
**Jones Building**  
**410 Spruce Street, Suite 301**  
**Scranton, Pennsylvania 18503**

THOMAS J. JONES, JR.,  
ATTORNEY AT LAW

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**Phone: (570) 342-9296**  
**Fax: (570) 342-6011**  
**E-mail: [tjoneslaw@gmail.com](mailto:tjoneslaw@gmail.com)**

April 8, 2021

**\*Via Electronic Transmission\***

The Honorable Dennis J. Buckley  
Administrative Law Judge  
400 North Street  
2<sup>nd</sup> Floor West  
Harrisburg, PA 17102

Re: 600 Scranton, LLC v. PPL Electric Utilities Corporation  
No. C-2019-3014952

Dear Judge Buckley,

As you are aware, on April 2, 2021, I electronically filed a Motion for Continuance of the April 15, 2021 hearing in this matter. That given the allowable selections on the website, it was filed under the heading of "Motion for Extension of Time" as that was the closest selection to a continuance. The reasons for the motion, a copy of which is again attached hereto, was that at the time the Complainant had yet to receive its Answers and Responses to its Second Set of Interrogatories and Request for Production of Documents from PPL. We just received PPL's answers and responses late Friday afternoon and upon reviewing them with my client this week, it is obvious to us that we must present a Motion to Compel More Specific Answers and Responses, as the information received by us is, in our opinion, inadequate and unacceptable. Furthermore, as stated in our correspondence to opposing counsel in my cover letter to them of our second set of discovery, upon our receipt of their answers and responses, we wish to take the deposition of one Brian Stafford. I am still awaiting available dates from opposing counsel in which to secure Mr. Stafford's deposition. At any rate, it is unlikely that the deposition and receipt of the transcript of the deposition will be secured and received prior to the scheduled hearing date of April 15, 2021. In addition, there is the issue of the Motion to Compel More Specific Answers and Responses. My office is working on those now for filing by tomorrow.

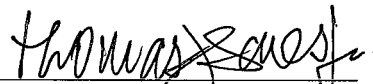
I noticed that my name does not appear on the circulation list as counsel for 600 Scranton LLC with respect to emails, but rather, email is forwarded to David Kurtz, General Manager. I would appreciate it if I could be included among the chain of email recipients.

My predicament in becoming ready for hearing in this matter is further complicated by the unavailability to me of Mr. Kurtz over the past 3 weeks due to his constant and ever time consuming attention that must be devoted by him to another extremely serious utility matter involving the subject property with PA American Water and involving a massive uncontrolled water leak.

The Honorable Dennis J. Buckley  
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Looking forward to your decision with regard to my client's Motion for Continuance of the April 15, 2021 hearing, I am,

Very truly yours,  
**THOMAS J. JONES, JR. P.C.**



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Thomas J. Jones, Jr., Esquire  
Counsel for 600 Scranton LLC

TJJ,Jr./rf  
Enclosure

cc: Kimberly Krupka, Esquire



**Date Created** 4/2/2021    **Date Filed** 4/2/2021    **eFiling Confirmation #** 2077985    **ePay Confirmation #**    **Status** Accepted    **Created By** 21Robert

Document Type	Status	Upload Date	Rejected Reason
Petition for Extension of Time	Attachment to Filing, Accepted	4/2/2021	

**Total filings:** 1

**Total documents:** 1

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**600 SCRANTON LLC**

**V.**

**PPL ELECTRIC UTILITIES CORPORATION  
C-2019-3014952**

**COMPLAINANT'S APPLICATION FOR CONTINUANCE  
OF APRIL 15, 2021 HEARING**

AND NOW comes the Complainant, 600 Scranton LLC, by and through its Counsel, Thomas J. Jones, Jr. Esquire, of Thomas J. Jones, Jr. P.C. making Application for the Continuance of the Hearing scheduled before Administrative Law Judge, Dennis Buckley, on April 15, 2021 pursuant to 52 Pa. Code § 1.15 and setting forth the following in support thereof:

1. On December 13, 2019, Complainant filed a Formal Complaint against Respondent, PPL Electric Utilities Corporation (hereinafter PPL or Respondent).
2. On January 2, 2020, Attorney Kimberly G. Krupka, on behalf of Respondent PPL, filed an Answer to the Complaint.
3. In March 2020, the Commonwealth of Pennsylvania imposed a mandatory lockdown pursuant the Pa. Department of Health Emergency Regulations caused by the Corona Virus Pandemic which restricted activity and conduct of Courts and the PUC.
4. On November 5, 2020 Complainant served upon Counsel for Respondent, Complainant's First Set of Interrogatories and Motion for Production of Documents.
5. On January 8, 2021, Respondent served upon Complainant an Answer and Objections to the 1<sup>st</sup> Set of Interrogatories and Motion for Production of Documents.
6. On January 25, 2021, Complainant's Counsel, phoned Counsel for Respondent to discuss informal resolution of Discovery issues and concurrence in a mutual request for a Continuance of the Hearing scheduled February 9, 2021.

7. On February 2, 2021 Complainant filed an Application for Continuance of Hearing pursuant to 52 Pa. Code § 1.15.

8. ALJ Buckley by Order dated February 5, 2021, granted the Application for Continuance and scheduled April 15, 2021 as the new Hearing Date.

9. On February 12, 2021 Complainant herein, 600 Scranton LLC, filed an emergency Formal Complaint before the Pa. PUC against the Pennsylvania American Water Company (Docket C-2021-3024207) involving a catastrophic water loss exceeding a million gallons weekly.

10. On March 3, 2021 Complainant served upon Respondent here, PPL, the 2<sup>nd</sup> Set of Interrogatories and notice of proposed scheduling for Deposition of PPL Accounts Manager, Brian Stafford.

12. On March 10, 2021 Respondent, Pa. American Water filed an Answer to the Complaint before the PUC.

13. On March 12, 2021, Pa. PUC Chief Administrative Law Judge, Charles E. Rainey, Jr., issued an Emergency Interim Order Setting Resolution Conference no later than April 9, 2021 placing the duty upon Respondent, Water Company to contact Complainant, 600 Scranton LLC, and arrange conferences and file a Report within ten(10) days thereafter.

14. As of this date, April 2, 2021, the emergency Resolution Conference to be scheduled by Respondent, Pa. American Water, before Mediator, Matthew Homsher (Docket C-2021-3024207) has not yet been scheduled before April 9, 2021.

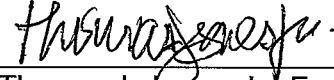
15. As of this date, April 2, 2021, Respondent here, PPL, has not yet responded to Complainant's 2<sup>nd</sup> Set of Interrogatories nor request for scheduling the Deposition of PPL Witness, Brian Stafford.

16. Complainant, 600 Scranton LLC, has only one Witness to testify at Hearing and assist Counsel in preparation for Hearing, General Manager, David Kurtz, who has been on site at the 55-acre commercial premises (rehabilitated brownfield) daily to assist with location of the massive water leak (still not located as of this date, April 2, 2021) working with engineers, expert Leak Detectors, Pa. American Water Leak Specialists, excavators, contractors and laborers. He has been mostly unavailable to meet or discuss the PPL Case with Counsel.

17. Complainant requests a Thirty (30) day Continuance of the Hearing scheduled for April 15, 2021 in order to complete Discovery inclusive of the Deposition of PPL Commercial Account Manager, Brian Stafford.

WHEREFORE it is respectfully requested the Complainant's Application for Continuance of Hearing Scheduled April 15, 2021 be granted, then scheduled for Hearing Thirty (30) days thereafter to permit the conclusion of Pre-Hearing Discovery.

THOMAS J. JONES, JR., PC



By: Thomas J. Jones, Jr., Esquire  
Counsel for Complainant,  
600 Scranton LLC

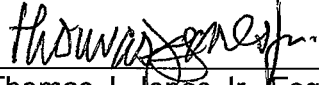
**CERTIFICATE OF SERVICE**

I, THOMAS J. JONES Jr., hereby certify that I have served the foregoing Claimant's Application for Continuance of April 15, 2021 on the individual at the address set forth below via electronic service.

Kimberly G. Krupka, Esq.  
GROSS McGINLEY LLP  
33 South 7<sup>th</sup> Street PO Box 4060  
Allentown, PA 18105-4060  
KKrupka@grossmcginley.com

**THOMAS J. JONES, JR., PC**

Date: April 2, 2021

By:   
Thomas J. Jones Jr., Esquire  
Counsel for Complainant,  
600 Scranton LLC