

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

OFFICE PARTNERS XXIII BLOCK G1 LLC,
Complainant,

Docket Nos. C-2022-3033251
C-2022-3033266

Vs.
THE PITTSBURGH WATER AND SEWER
AUTHORITY,

Respondent,

CONSENT MOTION TO AMEND PRE-HEARING ORDER LITIGATION SCHEDULE

1. On or about June 17, 2022, 2022 Office Partners XXIII Block G1, LLC (“Office Partners”) filed an action before the Pennsylvania Utility Commission against The Pittsburgh Water and Sewer Authority (“PWSA”).
2. The PWSA filed responses and preliminary objections which were resolved by order of the PUC on or about August 23, 2022.
3. By consent the parties agreed that written and deposition discovery shall be completed by January 10, 2023, Dispositive Motion completed by January 31, 2023, Responses to Dispositive Motions by February 21, 2023 and a status report filed by March 14, 2023.
4. Office Partners issued initial discovery requests on November 14, 2022 and responses were timely received on December 14, 2022.
5. Office Partners issued second requests for discovery on December 29, 2022 for which the parties agreed that PWSA would have 30 days to respond.
6. Additionally, Office Partners responded to discovery requests by PWSA.
7. Given the timing of discovery, Office Partners requires a review of the discovery production before determining whether to conduct any depositions and Office Partners

anticipates filing a dispositive motion, Office Partners requests an extension of 30 days as to all deadline dates in the Litigation Schedule.

8. Additionally, PWSA requires time to review the discovery responses to evaluate whether it requires depositions and to prepare dispositive motions.
9. PWSA has consented to the foregoing.

WHEREFORE, it is Prayed that the PUC amend the Litigation Schedule to require Written and Deposition Discovery to be completed by March 10, 2023, Dispositive Motions if any, to be filed by April 14, 2023, Responses due by May 5, 2023 and status reports due May 19, 2023.


Respectfully submitted,

MAURICE A. NERNBERG & ASSOCIATES

Date:

1/6/23

By


David M. Nernberg
Pa.I.D. No. 205631

*Counsel for Complainant, Office Partners
XXIII Block G1 LLC*

CERTIFICATE OF SERVICE

I, David M. Nernberg, hereby certify that a true and correct copy of the within **Motion to Amend Pre-Hearing Order Litigation Schedule** was served via email upon following:

Samuel A. Hornak, Esq.
Ashley L. Buck, Esq.
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Date: _____

1/6/23



David M. Nernberg

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

OFFICE PARTNERS XXIII BLOCK GI LLC,
Complainant,

Docket Nos. C-2022-3033251
C-2022-3033266

Vs.

THE PITTSBURGH WATER AND SEWER
AUTHORITY,

Respondent,

ORDER OF COURT

AND NOW, this _____ day of _____, 2023, it is hereby ORDERED that the Litigation Schedule in this matter be amended and extended as follows: Written and Deposition Discovery to be completed by March 10, 2023, Dispositive Motions if any, to be filed by April 14, 2023, Responses to be filed by May 5, 2023 and status reports to be filed by May 19, 2023.

BY THE COURT:

J.