

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

The Aria Condominium Association	:	
	:	
v.	:	C-2023-3038702
	:	
Vicinity Energy Philadelphia, Inc.	:	

**ORDER
LIFTING STAY**

On March 3, 2023, The Aria Condominium Association (Association or Complainant) filed a formal complaint with the Pennsylvania Public Utility Commission (Commission) against Vicinity Energy Philadelphia, Inc. (Vicinity).

On March 23, 2023, Vicinity filed its Answer, New Matter, and Counterclaim against the Association.

By Hearing Notice dated April 17, 2023, an Initial Telephonic Hearing was scheduled for Wednesday, May 31, 2023, at 10:00 a.m.

On May 22, 2023, Vicinity filed a Motion for Continuance due to the unavailability of potential witnesses. Counsel for Vicinity represented that both parties agreed to a sixty (60) day continuance.

Vicinity’s Motion for Continuance was granted, and the hearing was continued to August 2, 2023. Thereafter, due to various scheduling issues, the hearing was rescheduled for September 26, 2023.

On September 7, 2023, the Association filed a Motion for Continuance in order to continue with the discovery process. Counsel for the Association also represented that Vicinity did not oppose a forty-five (45) day continuance.

On September 21, 2023, an Order was issued granting The Association's Motion for Continuance.

By Rescheduled Initial Telephonic Hearing Notice dated September 21, 2023, the hearing was rescheduled for November 29, 2023.

On November 21, 2023, Vicinity filed a second Motion for Continuance to "allow the parties to finish expert discovery, explore settlement and prepare for the hearing." Counsel for Vicinity also represented that the Association agrees with this request.

On November 27, 2023, an Order was issued granting Vicinity's second Motion for Continuance.

By Rescheduled Initial Telephonic Hearing Notice dated December 4, 2023, the hearing was rescheduled for January 24, 2024.

On January 16, 2024, the Association filed its second unopposed Motion for Continuance in order to resolve issues with witness availability – namely, David Egan of Cemtech Energy Controls, Inc.

On January 18, 2024, I issued an Order staying the proceeding pending the agreement between both parties of a date(s) certain for a hearing.

On March 25, 2024, I received an email advising that the parties were available for a hearing on April 25, 2024.

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