

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	C-2023-3040815
Bureau of Investigation and Enforcement	:	
	:	
v.	:	
	:	
Keystone Transportation, LLC	:	

**INTERIM ORDER
GRANTING RESPONDENT’S MOTION FOR CONTINUANCE**

On June 9, 2023, the Pennsylvania Public Utility Commission’s (“Commission”) Bureau of Investigation and Enforcement (“I&E”) filed a Complaint with the Commission against Keystone Transportation, LLC (“Keystone”). The Complaint alleged that Keystone committed violations of the Pennsylvania Public Utility Code and Chapter 29 of the Commission’s regulations. I&E requested that the Commission fine Keystone \$2,100 for the violations alleged in the Complaint and order such other remedy as the Commission may deem appropriate.

On July 7, 2023, Keystone filed an Answer to the Complaint, admitting or denying the allegations of the Complaint. Keystone requested that the Commission dismiss the Complaint or in the alternative reduce the requested fine amount.

On March 8, 2024, the Commission issued a Hearing Notice, scheduling this matter for an evidentiary hearing for May 21, 2024, and formally assigning the undersigned as Presiding Officer.

On April 12, 2024, the Commission issued my Prehearing Order which reminded the parties of the date of the hearing and informed the parties of the procedural rules that would govern the hearing.

On May 16, 2024, Keystone filed a Motion for Continuance of the May 21, 2024, evidentiary hearing. In its Motion, Keystone seeks a continuance of the hearing due to a scheduling conflict. Keystone further avers in its Motion that, due to a scheduling error on the part of the scheduling office of the Office of Administrative Law Judge (“OALJ”), its counsel was under the belief that the evidentiary hearing was scheduled for May 15, 2024. Keystone indicated that it consulted with I&E concerning the Motion and that I&E indicated that it would not be taking a position on the Motion.

The Commission’s regulations provide that continuances will be considered only upon “good cause” shown. 52 Pa. Code § 1.15(b). Counsel for Keystone’s inability to appear for the scheduled evidentiary hearing in this matter due to a scheduling conflict is good cause to continue the hearing. Further, I confirmed with the OALJ scheduler assigned to this case that, on March 8, 2024, she had initially sent out a meeting invitation to the parties through Microsoft Outlook for an evidentiary hearing to be held on May 15, 2024. That meeting invitation was later cancelled that same day, and a second meeting invitation was sent out to the parties for a May 21, 2024, evidentiary hearing.¹

For the above reasons, Keystone’s Motion for Continuance will formally be granted in the Ordering paragraphs below.

¹ This change in hearing dates was not due to a “scheduling error” but was the result of the undersigned being unavailable for the initially proposed May 15, 2024, hearing date.

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