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October 14, 2024

**VIA ELECTRONIC FILING and
E-MAIL (jeffwatson@pa.gov)**

The Honorable Jeffrey A. Watson
Administrative Law Judge
PA Public Utility Commission
301 Fifth Avenue, Suite 220
Pittsburgh, PA 15222

**RE: Frank Bankowski v. Comcast Phone of Pennsylvania LLC,
Docket No. C-2024-3049217
Motion For Extension of Time to Answer or Satisfy Complaint**

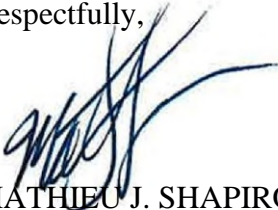
Dear Judge Watson:

This firm represents Comcast Phone of Pennsylvania LLC (“Comcast”) in the above-captioned matter.

We are enclosing Comcast’s Motion for Extension of Time to File Dispositive Motions.

If you require additional information regarding this motion, please contact me.

Respectfully,



MATHIEU J. SHAPIRO

Enclosure

cc: Frank Bankowki (via First Class Mail and e-mail)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

FRANK BANKOWSKI,	:	
	:	
Complainant,	:	
	:	
v.	:	Docket No. C-2024-3049217
	:	
COMCAST PHONE OF PENNSYLVANIA LLC,	:	
	:	
Respondent.	:	
	:	

NOTICE TO PLEAD

To: Frank Bankowski
3151 Seneca Court
Gibsonia, PA 15044
bankhpi@consolidated.net

You are hereby notified that Comcast Phone of Pennsylvania, LLC (“Comcast”) has filed, pursuant to 52 Pa. Code § 5.103, a Motion for Extension of Time to File Dispositive Motions. You may submit a response to the motion within twenty (20) days pursuant to 52 Pa. Code § 5.103(b). If no response is submitted, the presiding officer may rule on the motion without a response from you, thereby, requiring no other proof. All pleadings, such as a response to the motion, must be filed with the Secretary of the Pennsylvania Public Utility Commission, with a copy served on the undersigned counsel for Comcast.

/s/ Mathieu J. Shapiro
Mathieu J. Shapiro (PA I.D. No. 76266)
Melissa M. Blanco (PA I.D. No. 327659)
OBERMAYER REBMANN
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Counsel for Comcast Phone of Pennsylvania LLC

Date: October 14, 2024

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

FRANK BANKOWSKI,	:	
	:	
Complainant,	:	
	:	
v.	:	Docket No. C-2024-3049217
	:	
COMCAST PHONE OF PENNSYLVANIA, LLC,	:	
	:	
Respondent.	:	

**MOTION OF COMCAST PHONE OF PENNSYLVANIA, LLC FOR
EXTENSION OF TIME TO FILE DISPOSITIVE MOTIONS**

In accordance with Section 1.15 of the Pennsylvania Rules of Administrative Practice and Procedure, Comcast Telephone Company of Pennsylvania, LLC (“Comcast”), by and through its counsel, Obermayer Rebmann Maxwell & Hippel LLP, files this Motion for Extension of Time to File Dispositive Motions. In connection with this Motion, Comcast avers as follows:

1. Comcast seeks a 30-day extension of time to file dispositive motions in the above-captioned matter in the interest of judicial economy, given the potential to resolve this case following a preliminary phone call with Administrative Law Judge Watson.

2. On May 8, 2024, Complainant, Frank Bankowski, filed a Formal Complaint with the Pennsylvania Public Utility Commission (the “Commission”) against Consolidated Communications. He alleged that, in September of 2023, Consolidated/Fidium was installing a new fiber internet cable into Bankowski’s ground services when they severed his Comcast service cable.

3. Even though the Formal Complaint identified Consolidated/Fidium as the complained-of utility, the Secretary's Bureau ordered that the Formal Complaint be served on Comcast.

4. Bankowski questioned the Secretary's Bureau about the change, reasoning that he intended to name Consolidated/Fidium, not Comcast.

5. On July 17, 2024, the Secretary's Bureau acknowledged that it erred in interposing Comcast's name on Bankowski's Formal Complaint but stated that, because the Complaint was already assigned to the Commission's Office of Administrative Law Judge, the Secretary's Bureau was powerless to rectify the misidentification.

6. On July 23, 2024, Administrative Law Judge Jeffrey A. Watson entered an Interim Order Establishing Initial Litigation Schedule and Cancelling Initial Hearing (the "Order").

7. The Order required the parties to file dispositive motions by October 18, 2024.

8. Given that Bankowski has been clear since the inception of his Formal Complaint that he intended to name Consolidated/Fidium, not Comcast, on August 2, 2024, Comcast attempted to send a letter to ALJ Watson, requesting a preliminary conference to both streamline the case and clarify Comcast's role moving forward. *See Ex. A.*

9. Since then, Comcast has attempted, unsuccessfully, to contact the Office of Administrative Law Judge about this issue.

10. Given the impending dispositive-motion deadline and the identification issues described in this motion and Exhibit A, and in the interest of judicial economy, Comcast requests a 30-day extension of time to file dispositive motions to allow the Office of Administrative Law Judge sufficient time to schedule a preliminary call with the parties in advance of any dispositive-motion deadline.

WHEREFORE, Comcast respectfully requests that the Office of Administrative Law Judge grant its Motion for Extension of Time to File Dispositive Motions and permit it an additional 30 days to file dispositive motions in response to Bankowski's Formal Complaint, if necessary.

Respectfully submitted,

/s/ Mathieu J. Shapiro

Mathieu J. Shapiro (PA I.D. No. 76266)

Melissa M. Blanco (PA I.D. No. 327659)

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Counsel for Comcast Phone of Pennsylvania, LLC

Dated: October 14, 2024

EXHIBIT A



Mathieu J. Shapiro
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Centre Square West
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August 2, 2024

VIA E-MAIL (jeffwatson@pa.gov)

The Honorable Jeffrey A. Watson
Administrative Law Judge
PA Public Utility Commission
301 Fifth Avenue, Suite 220
Pittsburgh, PA 15222

**RE: Frank Bankowski v. Comcast Phone of Pennsylvania LLC,
Docket No. C-2024-3049217
Request for a Preliminary Telephone Conference**

Dear Judge Watson:

This firm represents Comcast Phone of Pennsylvania LLC (“Comcast”) in the above-captioned matter.

We write to request a preliminary telephone conference with Your Honor in an effort hopefully to streamline this case and clarify Comcast’s role.

By way of background, the Complainant, Frank Bankowski, filed a formal complaint with the Pennsylvania Public Utility Commission against Consolidated/Fidium after Consolidated/Fidium severed Mr. Bankowski’s cable line. By its own initiative, the Secretary’s Bureau of the PUC replaced Consolidated/Fidium’s name on the formal complaint with Comcast’s name.

When Mr. Bankowski questioned the Secretary’s Bureau about the change, the Bureau indicated it input Comcast’s name because it believed that Comcast owned Consolidated/Fidium. Comcast responded that it does not own that company.

On July 17, 2024, the Secretary’s Bureau acknowledged that it erred in interposing Comcast’s name on Mr. Bankowski’s formal complaint but stated that, because the complaint was assigned to the Commission’s Office of Administrative Law Judge, the Secretary’s Bureau was powerless to rectify the misidentification.

The Honorable Jeffrey A. Watson

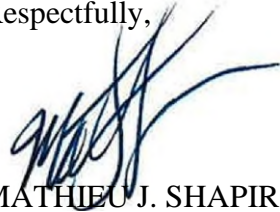
August 2, 2024

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Since the inception of his formal complaint, Mr. Bankowski has been clear that he sought to name Consolidated/Fidium, not Comcast. In an effort to streamline the proceedings in this case, and clarify Comcast's role, Comcast respectfully requests a preliminary telephone conference with Your Honor.

Should the Court have any questions or require additional information, we are available at Your Honor's convenience.

Respectfully,

A handwritten signature in blue ink, appearing to read 'Mathieu J. Shapiro', with a long horizontal flourish extending to the right.

MATHIEU J. SHAPIRO

cc: Frank Bankowki (via First Class Mail and e-mail)

CERTIFICATE OF SERVICE

I, Mathieu J. Shapiro, hereby certify that I have served a true and correct copy of Comcast's Motion for Extension of Time to File Dispositive Motions upon the following party via e-mail and First Class Mail:

Frank J. Bankowski
3151 Seneca Court
Gibsonia, PA 15044
bankhpi@consolidated.net

Date: October 14, 2024

/s/ Mathieu J. Shapiro
Mathieu J. Shapiro

*Counsel for Comcast
Phone of Pennsylvania, LLC*