

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

| | | |
|--------------------------------|---|----------------|
| Ann Marie Luyando | : | |
| | : | |
| v. | : | F-2022-3034600 |
| | : | |
| Newtown Artesian Water Company | : | |

**ORDER
DIRECTING CASE STATUS REPORTS**

By Scheduling Order dated March 5, 2024, an evidentiary hearing was scheduled for June 13 and 18, 2024. These hearing dates were cancelled upon consideration of the Motion for Continuance filed by the Complainant, Ann Marie Luyando, which was based upon medical reasons.¹ In said Motion, Ms. Luyando requested a continuance for no less than 180 days. The Respondent, Newtown Artesian Water Company (Company), did not object to a 90-day continuance with a status conference to be scheduled for some time in September 2024. (*See* Answer filed on June 11, 2024).

By a notice dated August 12, 2024, a telephonic case status conference was scheduled for September 12, 2024. However, by email dated August 24, 2024, from the Complainant to me, copying counsel for the Company, Ms. Luyando requested that this conference date be cancelled based upon medical reasons.² Ms. Luyando also requested another continuance of at least another 180 days. After a further exchange of emails with the parties, and over no objection, the September 12, 2024, the case status conference was cancelled. However,

¹ *See* Complainant's Motion for a Continuance filed on May 31, 2024. In support of her request, the Complainant provided via email only both to the undersigned and counsel for the Company, a letter from her doctor which is being treated as confidential, as requested.

² In support of her request, the Complainant also provided via email only to the undersigned and counsel for the Company, an updated letter from her doctor which is also being treated as confidential, as requested.

Ms. Luyando also was advised that the record needed to accurately reflect the reasons for the length of her continuance request (a second six-month continuance), and why she was unable to participate in a telephonic evidentiary hearing and/or a telephonic prehearing conference. The Complainant was also advised that any supporting medical documentation could be treated by the Commission as confidential.³

Therefore, this Order will direct that the Complainant provide case status reports so that this matter can be scheduled for an appropriate evidentiary hearing date.

THEREFORE,

IT IS ORDERED:

1. That the Complainant shall file with the Commission and serve upon the Company and the undersigned by email at gchiodo@pa.gov a case status report no later than November 22, 2024, and an updated case status report no later than January 3, 2025.

2. That the case status reports referred to above shall include why the Complainant is currently unable to participate in a telephonic evidentiary hearing and/or a telephonic prehearing conference, and when the Complainant can do so; if said reason is for medical reasons, then the case status reports shall be accompanied by an appropriate doctor or medical letter that adequately addresses the aforesaid.

Date: October 28, 2024

/s/

Gail M. Chiodo

Administrative Law Judge

³ The Complainant was advised that any filing of any personal medical opinion or information that is properly marked as “confidential” would not be made available to the public.

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