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October 28, 2024

**VIA ELECTRONIC FILING, FIRST CLASS MAIL,
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**

Dear Judge Waston:

As you may recall, this firm represents Comcast Phone of Pennsylvania, LLC (“Comcast”) in the above-captioned matter.

Consistent with the Court’s July 23, 2024, Interim Order Establishing Initial litigation Schedule and Cancelling Initial Hearing, Comcast is enclosing a status report regarding this matter.

Respectfully,

MATHEU J. SHAPIRO

cc: Frank Bankowski (via e-mail)
Melissa M. Blanco (via e-mail)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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

STATUS REPORT

Consistent with the Court’s July 23, 2024, Interim Order Establishing Initial Litigation Schedule and Cancelling Initial Hearing, Comcast provides the following status report and posits that a hearing should not be necessary in this case.

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. 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.

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

Since then, Bankowski has reiterated that he did not intend to name Comcast in this case and does not wish to pursue any case against Comcast but has been unsuccessful in his effort either to remove Comcast from this case or to proceed against Consolidated/Fidium.

Given that Bankowski has been clear since the inception of his Formal Complaint that he intended to name Consolidated/Fidium, not Comcast, Comcast attempted to send a letter to the Court, requesting a preliminary conference to both streamline the case and clarify Comcast's role moving forward. *See* Ex. A (August 2, 2024 Letter). When Comcast did not hear back by the dispositive motion deadline on October 18, and in the interest of judicial economy, Comcast moved the Court for an extension of time to file dispositive motions.

So far, the Court has not yet ruled on Comcast's motion for an extension of time, nor has it responded to Comcast's request for a preliminary conference. Given Bankowski's statement that he did not intend to name Comcast in his complaint and does not intend to pursue a case against Comcast, Comcast is of the view that neither motion practice nor a hearing in this case should be necessary.

Respectfully submitted,

/s/ Mathieu J. Shapiro

Mathieu J. Shapiro (Pa. I.D. 76266)

Melissa M. Blanco (Pa. I.D. 327659)

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Dated: October 28, 2024

Counsel for Comcast Phone of Pennsylvania, LLC

CERTIFICATE OF SERVICE

I, Mathieu J. Shapiro, hereby certify that I have served a true and correct copy of the foregoing upon the following party via e-mail:

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

Date: October 28, 2024

/s/ Mathieu J. Shapiro
Mathieu J. Shapiro

*Counsel for Comcast
Phone of Pennsylvania, LLC*

EXHIBIT A



Mathieu J. Shapiro
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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

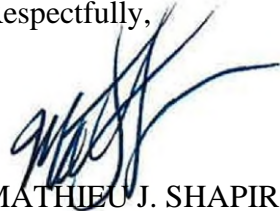
August 2, 2024

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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)