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January 30, 2025

Via Electronic Filing

Rosemary Chiavetta, Secretary
PA Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Re: Leroy Bitterman v. Clearview Electric, Inc.
Docket No. F-2024-3051938

Dear Secretary Chiavetta:

Enclosed for electronic filing please find the Motion for Continuance of Clearview Electric, Inc. with regard to the above-referenced matter. Copies to be served in accordance with the attached Certificate of Service.

Sincerely,

Bryce R. Beard
Bryce R. Beard

BRB/red
Enclosure

cc: Administrative Law Judge Alphonso Arnold III (alphonarno@pa.gov)
Cert. of Service w/enc.

CERTIFICATE OF SERVICE

I hereby certify that this day I served a copy of Clearview Electric, Inc.'s **Motion for Continuance** upon the persons listed below in the manner indicated in accordance with the requirements of 52 Pa. Code Section 1.54.

Via Email

Leroy Bitterman
38 Hillside Drive
Woolwich Township, NJ 08085
Rbitterman94@comcast.net

Date: January 30, 2025

/s/ Bryce R. Beard

Bryce R. Beard, Esq.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Leroy Bitterman,	:	
	:	
Complainant,	:	
	:	
v.	:	Docket No. F-2024-3051938
	:	
Clearview Electric, Inc.,	:	
	:	
Respondent.	:	

**CLEARVIEW ELECTRIC, INC.’S
MOTION FOR CONTINUANCE**

Pursuant to 52 Pa. Code § 5.103 and the Initial Call-In Telephone Hearing Notice dated December 30, 2024, Clearview Electric Inc. (“Clearview”) hereby files this Motion for Continuance (“Motion”) of the February 19, 2025 hearing because Clearview’s personnel and witness are unavailable due to an existing mediation conflict in Illinois.

On January 29, 2025, undersigned counsel for Clearview contacted Mr. Bitterman to discuss Clearview’s need for a continuance of the February 19, 2025 hearing. Mr. Bitterman did not agree to Clearview’s request. Clearview was authorized to represent Mr. Bitterman’s position in this Motion. As such, Clearview request that Your Honor waive the response time set forth under 52 Pa. Code § 5.103 and grant this motion expeditiously and in advance of the hearing scheduled for February 19, 2025 so that it can be rescheduled at Your Honor’s earliest convenience.

In support of this Motion, Clearview avers as follows:

I. INTRODUCTION AND BACKGROUND

1. On November 1, 2024, the Commission served a copy of Mr. Bitterman’s Complaint on Clearview.

2. On November 21, 2024, Clearview submitted an Answer and New Matter to the Complaint.

3. On December 30, 2024, Administrative Law Judge Alphonso Arnold III issued a Prehearing Order¹ and Hearing Notice² setting the hearing in the above referenced matter for February 19, 2025.

4. The December 30, 2024 Notice and Order allow any party to request a continuance of the hearing with good cause shown. *See* Prehearing Order at 2. The Notice and Order also require that a request for a continuance must be submitted in writing at least five (5) days before the hearing and, to the extent known, state whether the other party agrees to the request.

II. CLEARVIEW REQUESTS A BRIEF CONTINUANCE OF THE FEBRUARY 19, 2025 HEARING

5. Clearview has good cause for requesting a brief continuance of the February 19, 2025 hearing because:

(a) Clearview's personnel and witness for this matter are required to attend a pre-existing mediation in Illinois on February 19-20, 2025.

(b) Clearview cannot reschedule and must attend the mediation scheduled for February 19-20, 2025 in Illinois.

(c) Clearview's personnel and witness for this matter are therefore not available to attend the hearing scheduled for February 19, 2025.

6. On January 29, 2025, pursuant to the Order and Notice, undersigned counsel contacted Complainant to determine whether he would agree to a brief continuance under the above stated circumstances.

¹ <https://www.puc.pa.gov/pcdocs/1860882.pdf>

² <https://www.puc.pa.gov/pcdocs/1860806.pdf>

7. During the January 29, 2025 call, Complainant indicated to undersigned counsel that he opposed Clearview's request for a brief continuance and stated that Clearview could represent his position in this Motion.

III. CONCLUSION

For the foregoing reasons, Clearview respectfully requests that Your Honor grant Clearview's request for a brief continuance of this matter upon good cause shown, as discussed above.

Respectfully submitted,

/s/ Bryce R. Beard

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Date: January 30, 2025

Counsel for Clearview Electric, Inc.