

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Verizon Pennsylvania LLC and	:	
Verizon North LLC	:	
	:	
v.	:	C-2020-3019347
	:	
Metropolitan Edison Company, Pennsylvania	:	
Electric Company and Penn Power Company	:	

SCHEDULING ORDER

On November 19, 2019, Verizon Pennsylvania LLC and Verizon North LLC (Verizon) filed a Pole Attachment Complaint (Complaint) against Metropolitan Edison Company, Pennsylvania Electric Company, and Penn Power Company (FE PA) with the Federal Communications Commission (FCC). On March 23, 2020, the FCC issued a Transfer Order, transferring the proceeding concerning Verizon’s Complaint to the Pennsylvania Public Utility Commission (Commission).

On December 18, 2020, the Commission issued an Opinion and Order, granting in part and denying in part Verizon’s Complaint. On April 15, 2021, the Commission issued an Opinion and Order, denying Verizon’s Petition for Partial Reconsideration of the Commission’s December 18, 2020 Opinion and Order.

On September 21, 2023, the Pennsylvania Commonwealth Court issued an Opinion and Order affirming the Commission’s April 15, 2021 Opinion and Order.

On January 8, 2026, the Pennsylvania Supreme Court issued an Opinion, vacating the Commonwealth Court’s Order dated September 21, 2023, and remanded to the Commonwealth Court to remand to the Commission for further proceedings consistent with the Pennsylvania Supreme Court’s Opinion. On January 30, 2026, the Commonwealth Court

remanded to the Commission for further proceedings consistent with the Pennsylvania Supreme Court's Opinion.

Consistent with the remand directives to hold further proceedings in this matter, on February 17, 2026, the Commission issued a Further Call-In Telephonic Prehearing Conference Notice, setting this proceeding for a Prehearing Conference on March 17, 2026 at 10:00 a.m. On February 17, 2026 and in accordance with the provisions of 66 Pa.C.S. §333 and 52 Pa.Code §§5.221-5.223, a Prehearing Conference Order was issued outlining various procedural matters to be addressed at the Prehearing Conference.

In response to the Prehearing Conference Order, the parties submitted prehearing memoranda outlining their respective positions on various procedural matters. The Prehearing Conference convened on March 17, 2026, as scheduled. Counsel appeared on behalf of the parties. During the conference, various procedural matters were discussed. This Scheduling Order sets forth the procedural matters addressed during the Prehearing Conference, as well as further directions to the parties concerning the remand phase of this proceeding.

ORDER

THEREFORE,

IT IS ORDERED:

1. That the following schedule is adopted for this proceeding:

Verizon Supplemental Direct Testimony	May 18, 2026
FE PA Supplemental Direct Testimony	July 17, 2026
Verizon Supplemental Rebuttal Testimony	August 14, 2026
In-Person Evidentiary Hearings (Harrisburg)	August 19 and 20, 2026

2. That a briefing order will be issued with further instructions regarding briefs following the evidentiary hearings in this case.

3. That the parties shall serve documents so that documents are received in-hand by the parties and the undersigned no later than 4:30 p.m. on the dates listed. Parties may serve documents via e-mail to meet this requirement. Parties shall not file testimony with the Commission but shall file a certificate of service.

4. That any evidentiary hearing in this matter constitutes a formal legal proceeding and will be conducted in accordance with the Commission's Rules of Administrative Practice and Procedure, as well as the rules of evidence as applied to administrative hearings.

5. That written testimony shall comply with the requirements of 52 Pa.Code § 5.412 and shall be marked with numerical, sequential statement numbers.

6. That any motions with respect to, or objections to, written testimony must be presented in writing no later than two days prior to the day that the witness sponsoring that testimony is scheduled to testify. Answers to such motions or objections may be filed within two days or sooner if circumstances warrant. Oral motions, other than for good cause, shall not be accepted.

7. That discovery shall be conducted according to the Commission's rules and regulations at 52 Pa. Code § 5.321 *et seq*, subject to the following modifications:

A. Answers to written interrogatories and requests for document production, entry for inspection, or other purposes shall be served in-hand within fifteen (15) calendar days of service.

B. Objections to interrogatories and/or requests for production shall be communicated orally to the propounding party within three (3) calendar days of service of the interrogatories; unresolved objections shall be served in writing to the

propounding party within five (5) calendar days of service of the interrogatories and/or requests for production.

C. Motions to dismiss objections and/or direct the answering of interrogatories and/or requests for production shall be filed within ten (10) calendar days of service of written objections.

D. Answers to motions to dismiss objections and/or answering of interrogatories and/or requests for production shall be filed within three (3) business days of service of such motions.

E. Requests for admissions will be deemed admitted unless answered within fifteen (15) calendar days or objected to within five (5) calendar days of service.

F. Answers to on-the-record data requests shall be served in-hand within five (5) calendar days of the requests.

G. Any discovery or discovery-related pleadings (such as objections, motions, and answers to same) served after served after 4:30 p.m. Monday through Thursday or after noon on a Friday or the day before a holiday will be deemed to have been served on the next business day for purposes of calculating the due date for any responsive filing.

H. Any deadline that falls on a Saturday, Sunday, or holiday shall be the following business day.

8. That the parties shall conduct discovery pursuant to 52 Pa.Code §§ 5.321-5.373, as modified above. The parties are encouraged to cooperate and exchange information on an informal basis. The parties shall cooperate rather than engage in numerous or protracted discovery disagreements that require formal resolution. All motions to compel shall contain a certification by counsel setting forth the informal discovery undertaken and their efforts to resolve their discovery disputes informally. If a motion to compel does not contain this certification, the parties will be directed to pursue informal discovery. There are limitations on discovery and sanctions for abuse of the discovery process. 52 Pa.Code §§ 5.361, 5.371-5.372.

9. That the parties shall stipulate to any matters they reasonably can to expedite this proceeding, lessen the burden of time and expenses in litigation on all parties and conserve administrative hearing resources. 52 Pa.Code §§ 5.232 and 5.234.

10. That the parties should do their best to avoid the use of **Confidential Security Information (CSI)**, as defined by 35 P.S. § 2141 et seq., in this proceeding. Where possible, the parties should develop alternative means of introducing information into the record, such as joint stipulations or redaction when proposing testimony or exhibits. If the parties cannot avoid the use of CSI, the parties are to contact the undersigned in advance of any submission, and prior to the evidentiary hearing.

11. That the parties are to confer amongst themselves in an attempt to resolve all or some of the issues associated with this proceeding. The parties are reminded it is the Commission's policy to encourage settlements. 52 Pa. Code §5.231(a). The parties are strongly urged to seriously explore this possibility. If a settlement is reached, a joint settlement petition executed by representatives of all parties to be bound thereby, together with statements in support of settlement by all signatory parties, must be filed with the Secretary for the Commission and served on the undersigned.

12. That any provision of this order may be modified upon motion and good cause shown by any party in interest in accordance with 52 Pa.Code §5.223(a).

Date: March 23, 2026

_____/s/
John M. Coogan
Administrative Law Judge

**C-2020-3019347 - VERIZON PENNSYLVANIA LLC AND VERIZON NORTH LLC v.
METROPOLITAN EDISON COMPANY, PENNSYLVANIA ELECTRIC COMPANY AND
PENN POWER COMPANY**

(Revised 03/19/2026)

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