

**BEFORE
THE PUBLIC UTILITIES COMMISSION OF OHIO**

AMERICAN AUGERS, INC.

Complainant,

v.

PETRO EVALUATION SERVICES, INC.

Respondent.

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CASE NO. 12-2207-GA-CSS

**MOTION FOR EXTENSION OF TIME TO FILE RESPONSIVE PLEADING AND
REQUEST FOR EXPEDITED REVIEW**

Pursuant to Rule 4901-1-13 of the Ohio Administrative Code, Petro Evaluation Services, Inc. (“Petro”) hereby respectfully requests that the Public Utilities Commission of Ohio (“Commission”) grant this Motion for Extension of Time for Petro to file its responsive pleading, which is currently due August 21, 2012. Petro requires additional time to prepare its responsive pleading because additional time is needed to investigate Complainant’s claims. Accordingly, as explained more fully in the attached Memorandum in Support, Petro respectfully requests an Entry granting Petro’s Motion for Extension of Time and providing that Petro may file a responsive pleading on or before August 31, 2012. Petro also respectfully requests that this motion be granted on an expedited basis pursuant to Rule 4901-1-12(C) of the Ohio Administrative Code.

Date: August 17, 2012

Respectfully submitted,

CRITCHFIELD, CRITCHFIELD & JOHNSTON, LTD.

By: /s/ Lucas K. Palmer
Timothy B. Pettorini (S.Ct. #0070107)
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Attorneys for Petro Evaluation Services, Inc.

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MEMORANDUM IN SUPPORT

Pursuant to Ohio Administrative Code Rule 4901-1-13, the Commission may grant continuances and extensions of time for good cause shown. For reasons set forth below, there is good cause for granting Petro an extension of time until August 31, 2012, to file a responsive pleading in this case.

Petro's responsive pleading is currently due August 21, 2012. Petro seeks an extension of time so that it can fully investigate Complainant's claims. This is the first request for an extension that Petro has made and Petro is not requesting this extension for purposes of delay. Counsel for Petro contacted Attorney Erin Poplar, Complainant's counsel, who consents to this extension. This extension also will not prejudice any party to this case. Accordingly, Petro asks that it be permitted to file a responsive pleading on or before August 31, 2012.

Rule 4901-1-12(C) of the Ohio Administrative Code allows a party to request that the Commission consider a motion on an expedited basis. Accordingly, Petro respectfully requests that the Commission grant this Motion on an expedited basis.

Date: August 17, 2012

Respectfully submitted,

CRITCHFIELD, CRITCHFIELD & JOHNSTON, LTD.

By: /s/ Lucas K. Palmer
Timothy B. Pettorini (S.Ct. #0070107)
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the forgoing Motion For Extension of Time to File Responsive Pleading and Request For Expedited Review was sent via electronic mail and regular U.S. mail this 17th day of august, 2012 to the following:

Erin N. Poplar
1636 Eagle Way
Ashland, OH 44805
Attorney for American Augers, Inc.

This foregoing document was electronically filed with the Public Utilities

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Case No(s). 12-2207-GA-CSS

Summary: Motion for Extension of Time to File Responsive Pleading and Request for Expedited Review electronically filed by Mr. Lucas K. Palmer on behalf of Petro Evaluation Services, Inc.