

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Complaint of )  
United Telephone Company of Ohio )  
d/b/a CenturyLink )  
 )  
Complainant, )  
 )  
v. )  
 )  
Village of Kirkersville, Ohio )  
 )  
Respondent. )  
 )  
 )

Case No. 13-836-TP-CSS

**MEMORANDUM IN SUPPORT**

Ohio Adm. Code 4901-1-13(A) permits continuances of public hearings and extensions of time to file pleadings or other papers upon a showing of good cause. A continuance of the June 3, 2013 testimony due date and the June 10, 2013 hearing date in this matter is warranted so that the Parties can attempt to settle this matter without incurring the time and expense of preparing for and conducting a hearing in this matter.

The May 15, 2013 entry in this matter specifically provided that “[t]he parties are encouraged to work toward resolving this matter.” In that spirit, CenturyLink made a settlement proposal to the Village of Kirkersville on May 21, 2013. The Village of Kirkersville’s next Council meeting is on June 5, 2013. The Village of Kirkersville will consider CenturyLink’s settlement proposal at that June 5, 2013 Council meeting.

The Village of Kirkersville and CenturyLink propose that new dates for pre-filed testimony and the hearing in this matter be set at the status conference presently scheduled in this matter for June 3, 2013. The Parties are aware that R.C. 4939.06(A) requires that complaint

proceedings such as this be resolved within 120 days of the filing of the Complaint. Both the Village of Kirkersville and CenturyLink are willing to waive this deadline.

Finally, no extensions have been sought to date by either Party in this proceeding. For the foregoing reasons, the Village of Kirkersville and CenturyLink request that this Joint Motion be granted.

Respectfully submitted,

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## CERTIFICATE OF SERVICE

The undersigned attorney for United Telephone Company of Ohio d/b/a CenturyLink hereby certifies that copies of the foregoing **JOINT MOTION FOR CONTINUANCE OF HEARING DATE AND SCHEDULE and MEMORANDUM IN SUPPORT** was served on the persons listed below via U.S. Mail, postage-prepaid, and via electronic delivery:

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Summary: Memorandum Memorandum in Support electronically filed by Mrs. Marjorie Herlth  
on behalf of United Telephone Company of Ohio d/b/a CenturyLink