

**BEFORE THE PUBLIC UTILITIES COMMISSION OF OHIO**

Edward Porter,	)	
	)	
Complainant,	)	
	)	
v.	)	Case No. 18-1751-TP-CS
	)	
Frontier Communications, Inc.,	)	
	)	
Respondent.	)	

**FRONTIER COMMUNICATION, INC'S MOTION FOR LEAVE TO SUBMIT THE  
PREPARED DIRECT  
TESTIMONY OF ROBERT STEWART**

Frontier Communications, Inc. ("Frontier") respectfully seeks leave to submit the attached Prepared Direct Testimony of Robert Stewart on behalf of Frontier for the hearing scheduled for June 11, 2019. In an Entry dated March 27, 2019, the Attorney Examiner set a hearing for this matter for June 11, 2019. The Entry also permitted Complainant to attend the hearing via telephone, with Frontier attending in person. Due to the Complainant attending the hearing via telephone, the Entry provided that all parties planning to introduce exhibits as evidence should pre-mark the exhibits and exchange them with all parties by June 4, 2019. The Entry also provided that any party intending on presenting direct expert testimony should comply with Ohio Adm. Code 4901-1-29(A)(1)(h), and filed and serve such testimony on all parties no later than June 4, 2019.

On June 3, 2019, Frontier pre-marked the exhibits that it may use at the hearing and served the exhibits on the Complainant via Federal Express on June 4, 2019. Complainant also provided an email address to the undersigned on June 6, 2019, and counsel then sent Frontier's exhibits to

Complainant electronically. Complainant has not served upon Frontier any exhibits that he intends to use at the hearing.

At the hearing, Frontier intends on offering the testimony of Robert Stewart to authenticate monthly invoices and Frontier's internal notes regarding trouble reports, as well as the factual circumstances concerning the disputes between the parties. To the extent that Mr. Stewart's testimony is considered expert testimony, Frontier respectfully requests leave to file and serve that testimony, as of today's date, for the hearing scheduled June 11, 2019. Granting Frontier leave will not prejudice Complainant. In fact, providing the testimony in advance of the hearing, including the factual testimony offered by Frontier, as well as Frontier providing complete copies of all monthly invoices to Complainant in advance of the hearing, only assists Complainant in his presentation of testimony. The proposed Prepared Direct Testimony is attached hereto.

Respectfully submitted,

/s/ Michele L. Noble  
Michele L. Noble (0072756)  
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Attorney for Frontier Communications, Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was filed electronically and provided to the person listed below by U.S. mail, postage prepaid, and electronically via an email address provided by Complainant, on this 7<sup>th</sup> day of June, 2019.

Edward Porter  
2853 Twp. Rd. 249  
Toronto, Ohio 43964

*Complainant*

/s/ Michele L. Noble  
Michele L. Noble

**This foregoing document was electronically filed with the Public Utilities**

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**Case No(s). 18-1751-TP-CSS**

Summary: Motion for Leave to Submit the Prepared Direct Testimony of Robert Stewart electronically filed by Michele L Noble on behalf of Frontier Communications, Inc.