



with the complaint and answer, as well as other post-reply substantive and procedural requirements).

2. On April 23, 2019, the Commission issued its Notice of Complaint. The Notice of Complaint included a schedule for this proceeding, which included deadlines as soon as this coming Monday, April 29, 2019. See Notice of Complaint, ¶ 3.

3. Alabama Power has preliminarily reviewed the complaint, as well as AT&T's First Set of Interrogatories (served contemporaneously with the complaint). The complaint itself is 29 pages, with an additional 294 pages of affidavits and other exhibits. The interrogatories seek data and information over a nine year period dating back to 2011.

4. Further, one of the principal outside lawyers for Alabama Power is currently on maternity leave and is not scheduled to return to work at all until Wednesday, May 1, 2019. Even then, she will be on a limited schedule through mid-May.

5. Given the size and complexity of the complaint, given that this is the first complaint filed under the new version of Rule 1.1413, given that the response to the complaint will require affidavits from Alabama Power financial and operational witnesses as well as affidavits from one or more outside economic experts, given the deadlines to object and respond to the interrogatories, and given the practical limitations referenced in paragraph 4 above, it is simply not practical for Alabama Power to adequately respond under the deadlines set forth in the April 23, 2019 Notice of Complaint.

6. Alabama Power requests that the current deadlines be adjusted as follows:

	Current Deadline	<b>Proposed Deadline</b>
Alabama Power Objections to Interrogatories	Monday, April 29, 2019	<b>Tuesday, May 7, 2019</b>
Alabama Power Response to Interrogatories	Monday, May 13, 2019	<b>Wednesday, May 22, 2019</b>
Answer to Complaint	Wednesday, May 22, 2019	<b>Friday, June 21, 2019</b>
AT&T Objections to Interrogatories	Wednesday, May 29, 2019	<b>Monday, July 8, 2019</b>
Reply	Monday, June 3, 2019	<b>Thursday, July 19, 2019</b>
AT&T Response to Interrogatories	Tuesday, June 11, 2019	<b>Thursday, July 26, 2019</b>
Joint Statements	Friday, June 21, 2019	<b>Friday, August 2, 2019</b>
Status Conference	Wednesday, July 17, 2019	<b>Between August 7-23, 2019 (at the Bureau's discretion)</b>
Briefing/Discovery Deadline	Wednesday, August 21, 2019	<b>Friday, September 13, 2019</b>

7. These proposed adjustments should not impact the target deadline for final action on the complaint within 270 days of filing the complaint. The 270th day after filing the complaint is Friday, January 17, 2020. The adjusted schedule proposed above still allows more than 4 months for the Commission to resolve the complaint after the conclusion of all discovery and briefing.

8. The undersigned counsel has communicated with counsel for AT&T, and AT&T does not oppose the schedule adjustment requested herein. In fact, some of the proposed adjusted deadlines reflect input by AT&T to avoid known conflicts for AT&T and its counsel.

Dated: April 26, 2019

Respectfully submitted,

/s/ Eric B. Langley

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**RULE 1.721(M) VERIFICATION**

I, Eric Langley, as signatory to this submission, verify that I have read the foregoing submission and, to the best of my knowledge, information, and belief formed after reasonable inquiry, it is well grounded in fact and is warranted by existing law or a good faith argument for the extension, modification, or reversal of existing law; and that it is not interposed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of the proceeding.

/s/ Eric B. Langley

## **CERTIFICATE OF SERVICE**

I hereby certify that on this 26th day of April, 2019, a true and correct copy of this Unopposed Motion to Adjust Deadlines in April 23, 2019 Notice of Complaint was filed with the Commission via ECFS and was served on the following (service method indicated):

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