

FEDERAL COMMUNICATIONS COMMISSION
ENFORCEMENT BUREAU
MARKET DISPUTES RESOLUTION DIVISION

Comcast of Indianapolis, L.P.)
)
Complainant,)
)
v.)
)
Duke Energy of Indiana, Inc.,)
)
Respondent.)

Proceeding No. 15-290
File No. EB-15-MD-008

CONSENT MOTION FOR EXTENSION OF DEADLINES

GRANTED

DEC 15 2015

Deputy Chief, MDRD
Enforcement Bureau



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December 15, 2015

Respondent Duke Energy Indiana, Inc. (“DEI”), pursuant to 47 C.F.R. § 1.46 and with the consent of Complainant Comcast of Indianapolis, L.P. (“Comcast”), moves for an extension of the following deadlines established by the November 25, 2012 Notice of Complaint and 47 C.F.R. § 1.1407:

- DEI’s deadline to file its Response to Comcast’s Pole Attachment Complaint (the “Complaint”), which is currently set for December 17, 2015; and
- Comcast’s deadline to file its Reply, which is currently set for January 6, 2016.

DEI respectfully requests that those deadlines be extended to January 15, 2016 and February 5, 2016, respectively. In support of this Motion, DEI states as follows:

1. DEI and Comcast have executed a confidential settlement terms sheet in order to, among other things, resolve both this proceeding and a federal court lawsuit currently pending in the Southern District of Indiana.¹ Both parties expect that the confidential settlement terms sheet will be memorialized in a formal confidential settlement agreement to be executed by December 24, 2015.

2. In the interests of administrative efficiency and conservation of resources, DEI requests an extension of the aforementioned deadlines to allow the parties to resolve this dispute without further involvement from the Commission.

3. Further, as part of the confidential settlement terms sheet, Comcast has consented to this Motion. Thus, granting this motion will facilitate the private resolution of disputes.

For the reasons stated herein, DEI respectfully requests that the Commission extend DEI’s December 17, 2015 deadline to January 15, 2016 and extend Comcast’s January 6, 2016 deadline to February 5, 2016.

¹ See *Duke Energy Indiana, Inc. v. Comcast of Indianapolis, L.P.*, No. 1:14-cv-2041-RLY-MJD (S.D. Ind. filed Dec. 12, 2014).

Respectfully submitted this 15th day of December, 2015

/s/ Eric B. Langley

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CERTIFICATE OF SERVICE

I hereby certify that on December 15, 2015, I caused a copy of the foregoing **MOTION FOR EXTENSION OF DEADLINES** to be served on the following (service method indicated):

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