



COMMONWEALTH OF PENNSYLVANIA

October 24, 2016

**E-FILED**

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120

**Re: Pennsylvania Public Utility Commission v. Citizens Electric Company of Lewisburg, PA  
Docket No. R-2016-2531550**

**Pennsylvania Public Utility Commission v. Wellsboro Electric Company  
Docket No. R-2016-2531551**

Dear Secretary Chiavetta:

I am delivering for filing today the combined Prehearing Memorandum, on behalf of the Office of Small Business Advocate, in the above-captioned proceedings.

Copies will be served on all known parties in this proceeding, as indicated on the attached Certificate of Service.

If you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read 'Sharon E. Webb'.

Sharon E. Webb  
Assistant Small Business Advocate  
Attorney ID No. 73995

*Enclosures*

cc: Mr. Brian Kalcic  
Parties of Record

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

<b>PENNSYLVANIA PUBLIC UTILITY COMMISSION</b>	:	
<b>v.</b>	:	<b>DOCKET NO. R-2016-2531550</b>
<b>CITIZENS' ELECTRIC COMPANY OF LEWISBURG, PA</b>	:	
<b>PENNSYLVANIA PUBLIC UTILITY COMMISSION</b>	:	
<b>v.</b>	:	<b>DOCKET NO. R-2016-2531551</b>
<b>WELLSBORO ELECTRIC COMPANY</b>	:	

**OFFICE OF SMALL BUSINESS ADVOCATE  
PREHEARING MEMORANDUM**

**I. INTRODUCTION**

The Office of Small Business Advocate (“OSBA”) is authorized to represent the interests of small business consumers of utility services before the Pennsylvania Public Utility Commission (the “Commission”) pursuant to the provisions of the Small Business Advocate Act, Act 181 of 1988, 73 P.S. §§399.41 – 399.50 (“the Act”). In order to discharge this statutory duty, the Small Business Advocate deems it necessary to participate as a party to the above referenced proceedings. Please address all correspondence as follows:

Sharon E. Webb  
Assistant Small Business Advocate  
Office of Small Business Advocate  
300 North Second Street - Suite 202  
Harrisburg, PA 17101  
(717) 783-2525  
(717) 783-2831 (fax)  
[swebb@pa.gov](mailto:swebb@pa.gov)

## **II. BACKGROUND**

On August 31, 2016 Citizens' Electric Company ("Citizens") filed Supplement No. 110 to Tariff-Electric Pa.P.U.C. No. 14 ("Supplement No. 110"), to increase distribution revenues by \$592,000 per year, or an annual distribution rate increase of approximately 12%.

The OSBA filed a Complaint, Notice of Appearance, and Public Statement in the Citizen's base rate case on September 19, 2016.

Also on August 31, 2016 Wellsboro Electric Company ("Wellsboro") filed Supplement No. 102 to Tariff-Electric Pa.P.U.C. No. 8 ("Supplement No. 102"), to increase distribution revenues by \$1,000,000 per year, or an annual distribution rate increase of approximately 21%.

The OSBA filed a Complaint, Notice of Appearance, and Public Statement in the Wellsboro base rate case on September 19, 2016.

The proceedings were assigned to the Office of Administrative Law Judge with Administrative Law Judges ("ALJ") Joel H. Cheskis and Andrew M. Calvelli presiding. By Order entered October 6, 2016, the Commission suspended the implementation of Supplement Nos. 110 and 102 until May 30, 2017. The Commission also initiated an investigation to determine the lawfulness, justness, and reasonableness of the rates, rules, and regulations contained in Supplement Nos. 110 and 102. A prehearing conference is scheduled for October 31, 2016.

**III. WITNESS**

Assisting in the development and presentation of the OSBA's position in these rate proceedings will be:

Mr. Brian Kalcic  
Excel Consulting  
Suite 720  
225 S. Meramec Ave.  
St. Louis, MO 63105  
(314) 725-2511  
[excel.consulting@sbcglobal.net](mailto:excel.consulting@sbcglobal.net)

The OSBA requests that all parties serve copies of all documents (including discovery, testimony, and briefs) upon Mr. Kalcic, simultaneously with service upon the OSBA.

The OSBA anticipates that it will present testimony by Mr. Kalcic.

**IV. IDENTIFICATION OF ISSUES**

The OSBA is participating in this case to ensure that the interests of small business customers of Citizens' and Wellsboro (collectively, "Companies") are adequately represented and protected. As appropriate and necessary, the OSBA will investigate and analyze the claims and proposals of the parties, primarily through discovery, cross-examination of witnesses appearing for those parties, submission of testimony, and briefing of the issues that arise in this proceeding. The OSBA will particularly focus on issues where the impact upon the interests of the Companies' small business customers would be unjustifiably different from or disproportionate to the impact on other classes of customers, or otherwise lacking in reasonableness or basic fairness.

**V. DISCOVERY**

The OSBA has just served an initial set of interrogatories to each company.

**VI. SERVICE OF DOCUMENTS**

The OSBA agrees to accept electronic delivery of documents on the due date as satisfying the in-hand requirement, if followed by hard copy delivery to the OSBA and its witness by first class mail. Electronic service only is not acceptable.

**VII. SETTLEMENT**

The OSBA is willing to enter into settlement discussions at the appropriate stage of this proceeding.

**VIII. PROCEDURAL SCHEDULE**

The OSBA will work with the other parties in an effort to propose a procedural schedule.

Respectfully submitted,



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Sharon E. Webb  
Assistant Small Business Advocate  
Attorney ID No. 73995

For:

John R. Evans  
Small Business Advocate

Office of Small Business Advocate  
300 North Second Street – Suite 202  
Harrisburg, PA 17101  
(717) 783-2525  
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Dated: October 24, 2016

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

<b>Pennsylvania Public Utility Commission</b>	:	
<b>v.</b>	:	
	:	<b>Docket No. R-2016-2531550</b>
<b>Citizens Electric Company of Lewisburg</b>	:	<b>Docket No. R-2016-2531551</b>
<b>Wellsboro Electric Company</b>	:	

**CERTIFICATE OF SERVICE**

I hereby certify that true and correct copies of the foregoing have been served via email and/or First-Class mail (*unless other noted below*) upon the following persons, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

The Honorable Joel H. Cheskis  
Administrative Law Judge  
Pennsylvania Public Utility Commission  
400 North Street  
Commonwealth Keystone Building  
Harrisburg, PA 17120  
[jcheskis@pa.gov](mailto:jcheskis@pa.gov)  
**(Email and Hand Delivery)**

The Honorable Andrew M. Calvelli  
Administrative Law Judge  
Pennsylvania Public Utility Commission  
400 North Street  
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[acalvelli@pa.gov](mailto:acalvelli@pa.gov)  
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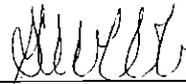
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DATE: October 24, 2016

  
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Sharon E. Webb  
Assistant Small Business Advocate  
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