



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

September 6, 2018

Secretary Rosemary Chiavetta
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Re: Pennsylvania Public Utility Commission v.
Timberlee Valley Sanitation Company, Inc.
Docket No. R-2018-3003104

Dear Secretary Chiavetta:

Enclosed please find the Bureau of Investigation and Enforcement's (I&E) **Prehearing Memorandum** in the above-captioned proceeding.

Copies are being served on parties as identified in the attached certificate of service. If you have any questions, please contact me at 717-783-6156.

Sincerely,

Carrie B. Wright
Prosecutor
Bureau of Investigation and Enforcement
PA Attorney I.D. No.208185

CBW/smw
Enclosure

cc: Certificate of Service
Hon. Katrina L Dunderdale

♥

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Pennsylvania Public Utility Commission :
v. : Docket No. R-2018-3003104
Timberlee Valley Sanitation Co., Inc. :

CERTIFICATE OF SERVICE

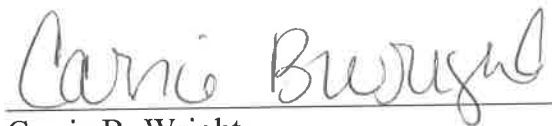
I hereby certify that I am serving the foregoing **Prehearing Memorandum** dated September 6, 2018, in the manner and upon the persons listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party):

Served via First Class and Electronic Mail

Tanya McCloskey, Esquire
Office of Consumer Advocate
555 Walnut Street
5th Floor Forum Place
Harrisburg, PA 17101-1923

John R Evans
Office of Small Business Advocate
300 North Second Street
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Harrisburg PA 17101

Thomas T. Niesen, Esquire
Thomas Niesen & Thomas
212 Locust Street, Suite 302
Harrisburg, PA 17101



Carrie B. Wright
Prosecutor
Bureau of Investigation and Enforcement
PA Attorney I.D. No.208185

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

PENNSYLVANIA PUBLIC
UTILITY COMMISSION

v.

TIMBERLEE VALLEY
SANITATION COMPANY, INC.

:
:
:
:
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:

R-2018-3003104

PREHEARING MEMORANDUM OF THE
BUREAU OF INVESTIGATION AND ENFORCEMENT

TO THE HONORABLE KATRINA L DUNDERDALE:

In accordance with the Prehearing Conference Order issued on August 30, 2018, the Bureau of Investigation and Enforcement (“I&E”) of the Pennsylvania Public Utility Commission (“Commission”) respectfully submits the following Prehearing Memorandum in the above-captioned proceeding.

The Bureau of Investigation and Enforcement will be represented in this proceeding by the undersigned prosecutor. Contact information is as follows:

By mail: Carrie B. Wright
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

By e-mail: carwright@pa.gov

By telephone: (717) 783-6156
By fax: (717) 772-2677

I. BACKGROUND

On June 29, 2018, Timberlee Valley Sanitation Company, Inc. (“Timberlee” or “Company”) filed with the Commission Supplement No. 6 to Tariff Wastewater – Pa. P.U.C. No. 1. It contained rates, rules and regulations designed to increase its annual revenues by \$22,560. The proposed increase represents a 36.36% increase. The proposed effective date is September 1, 2018.

At Public Meeting on August 23, 2018, the Commission stated that pursuant to 66 Pa. C.S. § 1308(d), the filing will be suspended by operation of law until April 1, 2019, unless permitted by Commission Order to become effective at an earlier date. The case was subsequently assigned to the Officer of Administrative Law Judge (“OALJ”) for the development of an evidentiary record including a Recommended Decision. The OALJ assigned the suspended proceeding to Administrative Law Judge Katrina L. Dunderdale (the “ALJ”). A Prehearing Conference has been scheduled for September 7, 2018.

II. ISSUES

Based upon a preliminary review, I&E has not identified any potential issues with the Company’s filing at this time. However, I&E specifically reserves the right to address any such issues if they arise.

III. WITNESSES

I&E does not currently expect any expert witnesses in this proceeding. I&E reserves the right to call witnesses should the need arise. All active parties will be notified of any additions to the I&E witness list.

IV. SCHEDULE

I&E is committed to working with the parties and the ALJ to arrive at a mutually agreeable procedural schedule should one become necessary. I&E requests that if Evidentiary Hearings are held in this proceeding, they be held in Harrisburg.

V. PUBLIC INPUT HEARINGS

To the extent that Public Input Hearings are deemed necessary in this proceeding I&E requests that where possible Smart Hearings be utilized.

VI. SETTLEMENT

I&E intends to participate in any settlement discussions and is willing to reach a resolution of any or all issues.

VII. DISCOVERY

I&E is not proposing any discovery modifications.

Respectfully submitted,

A handwritten signature in cursive script that reads "Carrie B. Wright". The signature is written in black ink and is positioned above a horizontal line.

Carrie B. Wright

Prosecutor

Attorney I.D. No. 208185

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
Post Office Box 3265
Harrisburg, Pennsylvania 17105-3265

Dated: September 6, 2018