*Via electronic service only due to Emergency Order at Docket No. M-2020-3019262*

**BEFORE THE**

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission, *et al.* : R-2020-3017951

: C-2020-3019348

v. :C-2020-3019305

:

Pittsburgh Water and Sewer Authority - Water :

Pennsylvania Public Utility Commission, *et al.* : R-2020-3017970

: C-2020-3019349

: C-2020-3019302

v. :

:

Pittsburgh Water and Sewer Authority - Wastewater :

Petition of Pittsburgh Water and Sewer Authority : P-2020-3019019

For Waiver of Provisions of Act 11 to Increase :

The DSIC CAP, to Permit Levelization of DSIC :

Charges, and to Authorize the Pay-As-You-Go :

Method of Financing :

**INTERIM ORDER**

**MODIFYING THE LITIGATION SCHEDULE**

PWSA is a municipal water and wastewater authority serving customers in the City of Pittsburgh and surrounding communities. PWSA provides water service to approximately 80,000 residential, commercial and industrial customers in: portions of the City of Pittsburgh; the Borough of Millvale; and portions of Reserve, O’Hara, and Blawnox Townships, Allegheny County. PWSA also provides wastewater conveyance service to customers located in the City of Pittsburgh, Allegheny County, and also conveys sewage for portions of 24 neighboring communities. PWSA’s water and wastewater operations became subject to regulation by the Pennsylvania Public Utility Commission on April 1, 2018, pursuant to Act 65 of 2017, 66 Pa.C.S. § 3201 et seq.

On March 6, 2020, the Pittsburgh Water and Sewer Authority (PWSA or the Authority) filed Supplement No. 1 to Tariff Water – PA P.U.C. No. 1 and Supplement No. 1 to Tariff Wastewater – PA P.U.C. No. 1 to become effective May 5, 2020. Through this filing, PWSA requests that the Commission approve its new tariffs pursuant to Act 65 of 2017, 66 Pa.C.S. § 3201 et seq. PWSA’s proposed tariffs propose multiyear increases to water and wastewater total annual operating revenues of approximately $43.4 million for 2021 and an additional $12.6 million for 2022. PWSA filed a request for waiver of certain provisions of Act 11 of 2012 to increase the DSIC cap to 10%, permit levelization/annualization of revenue recovery, and permit the Pay-As-You-Go method of financing.

A prehearing conference order was issued on April 17, 2020, scheduling an initial prehearing conference for April 22, 2020. Prehearing Memoranda were filed as directed by the prehearing conference order by PWSA, BIE, OCA, OSBA and Pittsburgh UNITED.

A prehearing conference was held on April 22, 2020, as scheduled. Counsel for each party appeared at the conference. Following a significant discussion with the parties regarding the various motions to consolidate and BIE’s motion to extend the statutory deadline, the parties were directed to continue to confer and attempt to reach a consensus on a litigation schedule. A further prehearing conference was scheduled to take place on May 1, 2020.

By email dated April 30, 2020, the parties reported that they had reached an agreement in principle regarding BIE’s motion and a litigation schedule. The prehearing conference convened on May 1, 2020, and counsel for all parties appeared and participated. The parties agreed to a litigation schedule which was memorialized in a prehearing order dated May 19, 2020.

By email dated September 2, 2020, the parties requested to cancel the hearing set for September 14, 2020, and to schedule an additional day of hearing on September 22, 2020 in order to permit the parties more time to for the ongoing settlement negotiations. The parties also agreed to other modifications to the litigation schedule as set forth below.

THEREFORE,

IT IS ORDERED:

1. That the hearing scheduled to begin at 1:00 p.m. on Monday, September 14, 2020, is cancelled. The hearing is rescheduled for **Tuesday, September 22, 2020, beginning at 9:00 a.m.**

2. That PWSA shall serve a rejoinder outline or rejoinder testimony by **September 11, 2020.**

3. That the parties shall serve a witness matrix no later than **2:00 p.m. on Wednesday, September 16, 2020.**

4. That all other provisions of the May 19, 2020 Prehearing Order which are not in conflict with the above modifications remain in effect.

Date: September 3, 2020  /s/

Mary D. Long

Administrative Law Judge

/s/

Emily I. DeVoe

Administrative Law Judge

**R-2020-3017951, R-2020-3017970, P-2020-3019019 - PA PUBLIC UTILITY COMMISSION v. PITTSBURGH WATER AND SEWER AUTHORITY**

*REVISED 8/20/20*

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