**BEFORE THE**

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Implementation of Chapter 32 of the Public : M-2018-2640802

Utility Code Regarding Pittsburgh Water and : M-2018-2640803

Sewer Authority – Stage 2 :

**ORDER ON PETITON TO REOPEN THE RECORD**

**AND ADMISSION OF EVIDENCE**

On March 14, 2022, the Pittsburgh Water and Sewer Authority (“PWSA”), the

Commission’s Bureau of Investigation and Enforcement, the Office of Consumer Advocate, the City of Pittsburgh, and Pittsburgh United (collectively, the “Stipulating Parties”), filed a “Joint Petition for Settlement Regarding PWSA’s April 9, 2021, Stage 2 Compliance Plan: Chapters 14 & 56, DSLPA and Collections” (“Joint Petition”) in the above-captioned proceeding. The Stipulating Parties also indicated that the Office of Small Business Advocate, while not a signatory of the Joint Petition, did not oppose it.

In the Joint Petition, the Stipulating Parties requested, *inter alia*, that the

undersigned administrative law judges (ALJs) enter into the record the pre-served testimony and exhibits as described in Exhibit A attached to the Joint Petition. Exhibit A is a list of the pre-served testimony and exhibits of the parties. Each of the Stipulating Parties stipulated to the authenticity of the filings, statements, and exhibits listed in Exhibit A.

 On April 21, 2022, PWSA filed a “Petition to Reopen the Record and Admit Late Filed Exhibits JAQ-39 and JAQ-40” (“Petition to Reopen”). PWSA averred that these late-filed exhibits were being submitted in consideration of the on-the-record discussion that occurred during a telephonic settlement conference held on April 5, 2022, during which the undersigned ALJs expressed some concerns regarding certain settlement terms. PWSA further averred that the proposed exhibits were being submitted to assist the ALJs and ultimately the Commission in its consideration of the Joint Petition. PWSA also explained that these proposed exhibits were redacted to protect customers’ names, service addresses and account numbers. Included in the Petition to Reopen was a verified statement of PWSA witness, Julie A. Quigley.

By email dated April 22, 2022, the parties were advised by the ALJs that pursuant

to 52 Pa. Code § 5.571(c), the other parties had ten days to file an answer to the Petition to Reopen. No answer or objection has been filed to the admission of these exhibits. Therefore, over no objection, these exhibits will be admitted into the record.

 THEREFORE,

 IT IS ORDERED:

1. That the following pre-served testimony and exhibits as described in

Exhibit A attached to the “Joint Petition for Settlement Regarding PWSA’s April 9, 2021, Stage 2 Compliance Plan: Chapters 14 & 56, DSLPA and Collections” filed on March 14, 2022, are admitted into the record of this proceeding:

 **Direct Testimony**

|  |  |  |  |
| --- | --- | --- | --- |
| Party | St. No. | Witness | Exhibits |
| PWSA | 1 | Julie A. Quigley | JAQ-1 to JAQ-28 |
| I&E | 1 | D.C. Patel | I&E Exh. No. 1 |
| OCA |  | Barbara R. Alexander | BA-1 to BA-10 |
| Pittsburgh United | 1 | Daniel G. Vitek, Esq. | Appendices A and B |

 **Rebuttal Testimony**

|  |  |  |  |
| --- | --- | --- | --- |
| Party | St. No. | Witness | Exhibits |
| PWSA | 1-R | Julie A. Quigley | JAQ-29 to JAQ-37 |
| OCA | 1R | Barbara R. Alexander | None |
| Pittsburgh United | 1-R | Daniel G. Vitek, Esq. | None |

 **Surrebuttal Testimony**

|  |  |  |  |
| --- | --- | --- | --- |
| Party | St. No. | Witness | Exhibits |
| PWSA | 1-SR | Julie A. Quigley | None |
| I&E | 1-SR | D.C. Patel | None |
| OCA | 1SR | Barbara R. Alexander | None |
| Pittsburgh United | 1-SR | Daniel G. Vitek, Esq. | None |

 **Rejoinder Testimony**

|  |  |  |  |
| --- | --- | --- | --- |
| Party | St. No. | Witness | Exhibits |
| PWSA | 1-RJ | Julie A. Quigley | JAQ-38 |

1. That the Petition to Reopen the Record and Admit Late-Filed Exhibits

JAQ-39 and JAQ-40, filed by the Pittsburgh Water and Sewer Authority on April 21, 2022, is granted.

1. That proposed Late-Filed Exhibits JAQ-39, JAQ-40, and a Verified

Statement of Julie A. Quigley, submitted by the Pittsburgh Water and Sewer Authority, are admitted into the record of this proceeding.

1. That copies of each filing listed in Exhibit A, attached to this

Order, along with Exhibits JAQ-39 and JAQ-40, are to be filed with the Secretary’s Bureau of the Commission by May 12, 2022, unless previously filed.

Dated: May 5, 2022 /s/

 Eranda Vero

 Administrative Law Judge

 /s/

 Gail M. Chiodo

 Administrative Law Judge

Exhibit A

Stipulated Record – Pre-Served Testimony and Exhibits

**Direct Testimony**

|  |  |  |  |
| --- | --- | --- | --- |
| Party | St. No. | Witness | Exhibits |
| PWSA | 1 | Julie A. Quigley | JAQ-1 to JAQ-28 |
| I&E | 1 | D.C. Patel | I&E Exh. No. 1 |
| OCA |  | Barbara R. Alexander | BA-1 to BA-10 |
| Pittsburgh United | 1 | Daniel G. Vitek, Esq. | Appendices A and B |

**Rebuttal Testimony**

|  |  |  |  |
| --- | --- | --- | --- |
| Party | St. No. | Witness | Exhibits |
| PWSA | 1-R | Julie A. Quigley | JAQ-29 to JAQ-37 |
| OCA | 1R | Barbara R. Alexander | None |
| Pittsburgh United | 1-R | Daniel G. Vitek, Esq. | None |

**Surrebuttal Testimony**

|  |  |  |  |
| --- | --- | --- | --- |
| Party | St. No. | Witness | Exhibits |
| PWSA | 1-SR | Julie A. Quigley | None |
| I&E | 1-SR | D.C. Patel | None |
| OCA | 1SR | Barbara R. Alexander | None |
| Pittsburgh United | 1-SR | Daniel G. Vitek, Esq. | None |

**Rejoinder Testimony**

|  |  |  |  |
| --- | --- | --- | --- |
| Party | St. No. | Witness | Exhibits |
| PWSA | 1-RJ | Julie A. Quigley | JAQ-38 |

**M-2018-2640802 M-2018-2640803 Implementation of Chapter 32 of the Public Utility Code Regarding Pittsburgh Water and Sewer Authority – Stage 1**

**Updated on 3-2-22**

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