

COMMONWEALTH OF PENNSYLVANIA



OFFICE OF CONSUMER ADVOCATE

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IRWINA. POPOWSKY
Consumer Advocate

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consumer@paoca.org

October 14, 2011

Honorable Joel H. Cheskis
Office of Administrative Law Judge
PA Public Utility Commission
400 North Street
Harrisburg, PA 1710

Re: Pa Public Utility Commission
v.
Wonderview Sanitary Facilities
Docket Nos. R-2011-2248531
C-2011-2262819

Dear Judge Cheskis:

Enclosed for filing please find copies of the Prehearing Memorandum of the Office of Consumer Advocate in the above-referenced proceeding.

The original has been filed with the Secretary's Office and copies have been served upon all parties of record as shown on the attached Certificate of Service.

Sincerely yours,

A handwritten signature in cursive script that reads "Christ Maloni Hoover".

Christine Maloni Hoover
Senior Assistant Consumer Advocate
PA Attorney I.D. #50026

Enclosures

cc: Secretary's Office of the PUC
Cynthia Lehman, Mediator
Certificate of Service

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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

| | | |
|--------------------------------|---|---------------------------|
| PENNSYLVANIA PUBLIC UTILITY | : | |
| COMMISSION | : | |
| | : | Docket No. R-2011-2248531 |
| v. | : | C-2011-2262819 |
| | : | |
| WONDERVIEW SANITARY FACILITIES | : | |

PREHEARING MEMORANDUM
OF THE
OFFICE OF CONSUMER ADVOCATE

Pursuant to Section 333 of the Public Utility Code, 66 Pa. C.S. §333 and in response to the Prehearing Conference Order issued by presiding Administrative Law Judges (ALJ) Joel H. Cheskis on October 4, 2011 in the above-captioned matter, the Office of Consumer Advocate (OCA) provides the following information:

I. HISTORY OF THE PROCEEDING

On August 12, 2011, Wonderview Sanitary Facilities (Wonderview or Company) filed Supplement No. 5 to Tariff Sewer-Pa. P.U.C. No. 3 to become effective October 12, 2011, containing proposed changes in rates, rules, and regulations calculated to produce \$23,065 in additional annual revenues, or a 29.64% increase in additional annual revenues. A typical customer would see an increase from a rate of \$42.11 to \$54.59 per month. The Company serves approximately 149 residential customers in Catawissa and Main Township, Columbia County, Pennsylvania.

On September 15, 2011, the OCA filed a formal Complaint against the proposed increase in rates. On September 20, 2011, the Office of Trial Staff (now Bureau of Investigation and

Enforcement (BI&E) filed a Notice of Appearance. On September 22, 2011, the Commission issued an Order initiating an investigation into the lawfulness, justness and reasonableness of the proposed rates in Supplement No. 5 to Tariff Water-Pa. P.U.C. No. 3, and suspending the effective date until May 12, 2012, by operation of law. The Company has chosen to participate in the PUC's mediation process. The Commission assigned the case to Administrative Law Judge Joel H. Cheskis and notified the parties that a Prehearing Conference is scheduled for October 18, 2011.

II. ISSUES

After completing discovery and after receiving the Company's testimony in support of its filing, the OCA will file direct testimony that will set forth the specific issues to be addressed in this proceeding. At that time, the OCA will also be able to make and to quantify its specific recommendations. Generally, the OCA is reviewing issues related to rate of return, including capital structure, cost of debt, and cost of equity, accounting, including rate base and expense claims, rate design and quality of service.

III. WITNESSES

The OCA intends to present the direct, rebuttal and surrebuttal testimony, as may be necessary, of the following witness in this proceeding. Each witness will present testimony in written form and will attach various exhibits, documents, and explanatory information, which will assist in the presentation of the OCA's case. In order to expedite the resolution of this proceeding, the OCA requests that copies of all interrogatories, testimony, and answers to interrogatories be mailed directly to the expert witness responsible for that area of the case, as well as mailing a copy to counsel for the OCA.

General Accounting, Financial and Ratemaking Issues

Marilyn Kraus
Senior Regulatory Analyst
Office of Consumer Advocate
555 Walnut Street, Forum Place 5th Floor
Harrisburg PA 17101-1923

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The OCA specifically reserves the right to call additional witnesses and expand the scope of its witnesses' testimony, as necessary. As soon as the OCA has determined whether an additional witness or witnesses will be necessary for any portion of its case, the OCA will notify all parties of record.

IV. SERVICE ON THE OCA

Senior Assistant Consumer Advocate Christine Maloni Hoover will represent the OCA in this case. Two copies of all documents should be served on the OCA as follows:

Christine Maloni Hoover
Senior Assistant Consumer Advocate
Office of Consumer Advocate
555 Walnut Street
5th Floor, Forum Place
Harrisburg, PA 17101-1923
Telephone: (717) 783-5048
Facsimile: (717) 783-7152
Email: CHoover@paoca.org

V. PUBLIC INPUT HEARINGS

At this time, the OCA is not aware of a need to have a public input hearing. If the OCA becomes aware of customer interest in a public input hearing, the OCA will advise the ALJ and the parties.

VI. LITIGATION SCHEDULE

The OCA has reviewed and agrees with the proposed schedule as follows:

| | |
|---------------------------------------|----------------------|
| Company Direct Testimony Due | November 10, 2011 |
| OCA and I&E Direct Testimony Due | December 16, 2011 |
| Company Rebuttal Testimony Due | January 19, 2012 |
| OCA and I&E Surrebuttal Testimony Due | February 6, 2012 |
| Hearings | February 16-17, 2012 |
| Main Briefs Due | March 22, 2012 |
| Reply Briefs Due | April 5, 2012 |
| Voluntary Postponement Date Expires | July 12, 2012 |

VII. DISCOVERY

To date, the OCA has served 1 set of interrogatories on the Company and is reviewing the responses that have been provided to discovery issued by BI&E. As soon as the OCA determines whether additional discovery, including informal discovery, is needed, the OCA will issue the discovery.

Respectfully submitted,



Christine Maloni Hoover
Senior Assistant Consumer Advocate

For:
Irwin A. Popowsky
Consumer Advocate

Office of Consumer Advocate
555 Walnut Street
5th Floor, Forum Place
Harrisburg, PA 17101-1923
(717) 783-5048

DATED: October 14, 2011
149672

CERTIFICATE OF SERVICE

Re: Pennsylvania Public Utility Commission

v.

Wonderview Sanitary Facilities

Docket No. R-2011-2248531

C-2011-2262819

I hereby certify that I have this day served a true copy of the foregoing document, Prehearing Memorandum of the Office of Consumer Advocate, upon parties of record in this proceeding in accordance with the requirements of 52 Pa. Code §1.54 (relating to service by a participant), in the manner and upon the persons listed below:

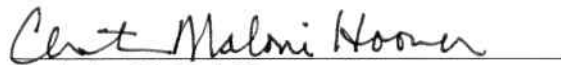
Dated this 14th day of October 2011.

SERVICE by E-MAIL and HAND DELIVERY

Richard A. Kanaskie, Esquire
Bureau of Investigation & Enforcement
Pa. Public Utility Commission
400 North Street
Harrisburg, PA 17101

SERVICE BY E-MAIL and FIRST CLASS MAIL, POSTAGE PREPAID

Edmund J. Berger, Esquire
Berger Law Firm, P.C.
2104 Market Street
Camp Hill, PA 17011



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