

PLEASE DOCKET

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Brian P. Degroot	:	C-20055451
Kathleen Sylvester	:	C-20055453
Kandi Jo Madill	:	C-20055454
Joseph Yakowski	:	C-20056460
James Holly & Sandy Phillips	:	C-20055461
Leigh Powell	:	C-20055468
Lisa Higgins	:	C-20055472
William J. Finkler	:	C-20055473
Fred T. Riebeling	:	C-20055556

Formal Complainants

And

PA PUC Law Bureau

Intervenor

v.

Washington Park Water Company

Kathleen Sylvester	:	C-20055455
Kandi Jo Madill	:	C-20055456
Fred T. Riebeling	:	C-20055557

Formal Complainants

And

PA PUC Law Bureau

Intervenor

v.

Washington Park Sanitary Company

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PREHEARING CONFERENCE ORDER

A telephonic Prehearing Conference in this case is scheduled for **Tuesday, December 20, 2005, at 11:15 a.m.** Accordingly, the participants are hereby directed to comply with the following requirements:

1. The prehearing conference will be handled as a telephonic conference. You will need to dial into the telephone number provided and enter the id code provided and state your name. The conference will begin promptly at 11:15 a.m., please call in at 11:10 a.m.-11:14 a.m.

2. Complainants: You may choose a point person to speak during the prehearing conference. Formal Complaints to the PUC are a serious legal proceeding and will be handled in a formal and orderly manner.

3. Complainants: You may choose to meet at a central location; it is not necessary, but would facilitate an orderly and useful prehearing conference. Washington Township offices may be able to assist you with such a location.

4. A request for a change of the scheduled Prehearing Conference date must state the agreement or opposition of a majority of the other participants, and must be submitted in writing no later than five (5) days prior to the Prehearing Conference. 52 Pa.Code §1.15(b). The correct address is: PA PUC, Ember S. Jandebour, ALJ at 100 Lackawanna Ave. Rm 317, Scranton, PA 18503. Changes are granted only in rare situations where good cause exists. In accordance with the foregoing, absent a continuance for good cause, all participants must be prepared to participate in the scheduled Prehearing Conference.

5. Please review the regulation pertaining to prehearing conferences, 52 Pa.Code §5.222, and in particular, subsection (d) that provides, in part:

(d) Participants and counsel will be expected to attend the conference fully prepared for useful discussion of all problems involved in the proceeding, both procedural and substantive, and fully authorized to make commitments with respect thereto. The preparation should include, among other things, advance study of all relevant materials, and advance informal communication between the participants, including requests for additional data and information, to the extent it appears feasible and desirable. (Emphasis added.)

6. Please review the regulations relating to discovery, specifically 52 Pa.Code §5.331(b), which provides, among other things, that “[p]articipants shall endeavor to initiate discovery

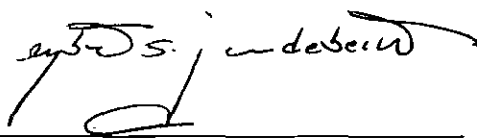
as early in the proceedings as reasonably possible,” and 52 Pa.Code §5.322, which encourages participants to exchange information on an informal basis. All participants are urged to cooperate in discovery. There are limitations on discovery and sanctions for abuse of the discovery process. 52 Pa.Code §§5.361, 5.371-3.572.

7. Pursuant to 52 Pa.Code §§1.21 & 1.22, you may represent yourself, if you are an individual, or you may have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted *Pro Hac Vice*, represent you. However, if you are a partnership, corporation, trust, association, or governmental agency or subdivision, you must have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted *Pro Hac Vice*, represent you in this proceeding. Unless you are an attorney, you may not represent someone else. Attorneys shall insure that their appearance is entered in accordance with the provisions of 52 Pa.Code §1.24(b).

8. Complainants: You may choose to request the assistance of the Office of the Consumer Advocate in your Formal Complaints. Their telephone number is 1-800-684-6560 or 717-783-5048. Their website is www.oa.state.pa.us The OCA was created by the Pennsylvania General Assembly in 1976 as an independent office of the Office of the Attorney General. It is a state agency that represents the interests of Pennsylvania utility customers before the PUC and other agencies.

9. You must serve me directly with a copy of any document that you file in this proceeding. If you send me any correspondence or document, you must send a copy to all other participants. For your convenience, a copy of the Commission’s current service list of the participants to this proceeding is enclosed with this Order.

Date: December 12, 2005



Ember S. Jandebaur
Administrative Law Judge