



COMMONWEALTH OF PENNSYLVANIA

June 27, 2014.

Hand Delivery

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

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**Re: Pennsylvania Public Utility Commission v. City of Lancaster - Bureau of Water
Docket No. R-2014-2418872**


Dear Secretary Chiavetta:

I am delivering for filing today the originals of the Complaint, Verification, and Public Statement, on behalf of the Office of Small Business Advocate, in the above-captioned proceeding.

Two copies have been served today on all known parties in this proceeding. A Certificate of Service to that effect is enclosed.

If you have any questions, please do not hesitate to contact me.

Sincerely,


Steven C. Gray
Assistant Small Business Advocate
Attorney ID No. 77538

Enclosures

cc: Parties of Record
Brian Kalcic

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**PENNSYLVANIA PUBLIC UTILITY
COMMISSION**

v.

**CITY OF LANCASTER –
BUREAU OF WATER**

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DOCKET NO. R-2014-2418872

**COMPLAINT OF THE
SMALL BUSINESS ADVOCATE**

1. The Complainant is:

John R. Evans
Small Business Advocate
300 North Second Street, Suite 1102
Harrisburg, PA 17101
(717) 783-2525
(717) 783-2831 (fax)
jorevan@pa.gov

2. The name and address of the Complainant's attorney is:

Steven C. Gray
Assistant Small Business Advocate
Office of Small Business Advocate
300 North Second Street, Suite 1102
Harrisburg, PA 17101
(717) 783-2525
(717) 783-2831 (fax)
sgray@pa.gov

3. The respondent utility is:

City of Lancaster – Bureau of Water
Lancaster City Hall
120 North Duke Street
P. O. Box 1599
Lancaster, PA 17608-1599

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4. The Complainant is authorized and directed by the Small Business Advocate Act, Act 181 of 1988, 73 P.S. §§ 399.41 - 399.50, to represent the interests of small business consumers of utility services in matters before the Pennsylvania Public Utility Commission (“Commission”).

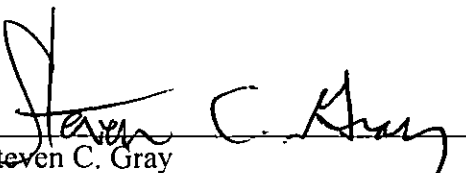
5. This Complaint is filed against the rates, terms and other provisions of Supplement No. 43 to Tariff Water-Pa. P.U.C. No. 6 (“Supplement No. 43”) which was filed on June 6, 2014, by City of Lancaster – Bureau of Water (the “City”). Supplement No. 43, if approved by the Commission, would provide the City with a general rate increase in water rates of \$6,458,300 per year. After preliminary review of the materials filed by the City in support of the proposed Supplement No. 43, Complainant believes, and therefore avers, that those materials may be insufficient to justify the rate increases requested and that the City’s present and proposed rates, rules, and conditions of service may be unjust, unreasonable, unduly discriminatory, and otherwise contrary to law, particularly as they pertain to small business customers.

6. Complainant believes, and therefore avers, that the City’s proposed rates, rate design, and cost and revenue allocation are or may be unjust, unreasonable, and unlawfully discriminatory in violation of, *inter alia*, Sections 1301 and 1304 of the Public Utility Code, 66 Pa.C.S. §§1301 and 1304, and contrary to appropriate public policy and sound ratemaking considerations, and may not be supported by the materials filed by the City.

7. In view of the foregoing, the Small Business Advocate respectfully requests that the Pennsylvania Public Utility Commission:

- A. Suspend and investigate the operation of Supplement No. 43;
- B. At the conclusion of such investigation, reject the proposed new rates and other tariff changes in Supplement No. 43 to the extent required to insure that the City's rates are lawful, just, reasonable and not unduly discriminatory; and
- C. Grant such other relief as may be necessary or appropriate.

Respectfully submitted,


Steven C. Gray
Assistant Small Business Advocate
Attorney ID No. 77538

For:
John R. Evans
Small Business Advocate

Office of Small Business Advocate
300 North Second Street, Suite 1102
Harrisburg, PA 17101
(717) 783-2525
(717) 783-2831 (fax)

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**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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v.

**CITY OF LANCASTER –
BUREAU OF WATER**

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DOCKET NO. R-2014-2418872

**PUBLIC STATEMENT OF
THE OFFICE OF SMALL BUSINESS ADVOCATE**

The Small Business Advocate is authorized and directed to represent the interest of small business consumers of utility services in Pennsylvania under the provisions of the Small Business Advocate Act, Act 181 of 1988, 73 P.S. §§ 399.41 - 399.50 (“Act”). The Act further provides that the Small Business Advocate is to issue publicly a written statement stating concisely the specific interest of small business consumers to be protected by his initiation of or intervention in any proceeding involving those interests before the Public Utility Commission (“Commission”) or any other agency or court. This public statement relates to the filing today by the Small Business Advocate of a complaint against the proposed June 6, 2014, general rate increase filing of the City of Lancaster – Bureau of Water (the “City”).

The Small Business Advocate files this formal complaint against the City’s proposed general rate increase in order to protect the interests of the City’s small business customers. A thorough inquiry by the Commission into all of the elements of the City’s proposed general rate increase is necessary to ensure that the proposed rate increase is lawful, just, reasonable, and not unduly discriminatory.

In view of the foregoing, the Small Business Advocate will participate in proceedings before the Commission to investigate the reasonableness of the proposed rate increases. The Small Business Advocate will ask the Commission to deny any proposed new rates and other tariff changes that apply to small business customers that are not proven by the City to be lawful, just, reasonable, and not unduly discriminatory to the City's small business customers.

Dated: June 27, 2014

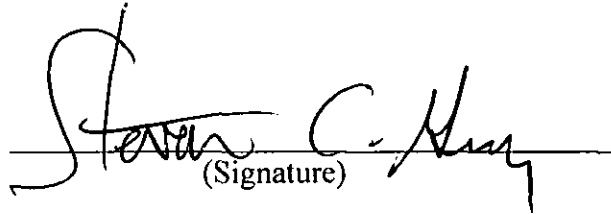
**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission :
v. : **Docket No. R-2014-2418872**
City of Lancaster :

VERIFICATION

I, Steven C. Gray, hereby state that the facts set forth herein above are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. §4904 (relating to unsworn falsification to authorities).

Date: June 27, 2014


(Signature)

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**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission :
v. : **Docket No. R-2014-2418872**
City of Lancaster :

CERTIFICATE OF SERVICE

I certify that I am serving two copies of the Complaint, Verification, and Public Statement, on behalf of the Office of Small Business Advocate, by e-mail and first-class mail (unless otherwise noted) upon the persons addressed below:

Hon. Charles E. Rainey, Jr.
Administrative Law Judge
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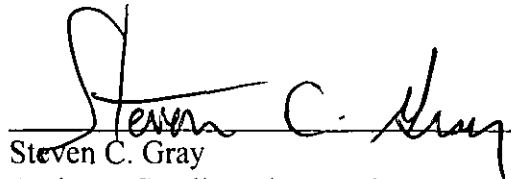
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Steven C. Gray
Assistant Small Business Advocate
Attorney ID # 77538

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