

ORIGINAL

COMMONWEALTH OF PENNSYLVANIA  
PUBLIC UTILITY COMMISSION

FILED SUPPLEMENT NO. 6 TO TARIFF  
WASTEWATER PA PUC NO. 2, TO BECOME  
EFFECTIVE MAY 17, 2006, WHICH  
PROPOSES TO CLARIFY THE CUSTOMER'S  
RESPONSIBILITIES REGARDING GRINDER  
PUMPS.

JOHN JR. & VERA ARMONA V. CLEAN  
TREATMENT SEWAGE CO; STEPHEN SUTTER  
V. CLEAN TREATMENT SEWAGE;  
RITA HOPLER V. CLEAN TREATMENT  
SEWAGE CO; WILLIAM G. BROWN V.  
CLEAN TREATMENT SEWAGE CO; MARY &  
RICHARD HANEL V. CLEAN TREATMENT  
SEWAGE CO

DOCKET NOS.

R-00061390;  
C-20065904;  
C-20065909;  
C-20065917;  
C-20065947;  
C-20065948;  
C-20065982;  
C-20066050

Initial Pre-hearing Conference

Pages: 1-53

DOCUMENT  
FOLDER

State Office Building  
100 Lackawanna Avenue  
Hearing Room 318  
Scranton, PA 18503

May 31, 2006  
Commencing at 10:45 a.m

BEFORE:

EMBER S. JANDEBEUR, Administrative Law Judge

APPEARANCES:

JAMES FARERI, Esquire  
Newman, Williams, Mishkin  
712 Monroe Street  
P.O. Box 511  
Stroudsburg, PA 18360-2131  
Counsel for: Cynthia Turner  
(Via Telephone)

REPORTER: KENNETH D. O'HEARN

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PA PUBLIC UTILITY COMMISSION  
COMMONWEALTH OF PENNSYLVANIA

## APPEARANCES continued:

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(Via Telephone)

JAMES P. MELIA, Esquire  
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Harrisburg, PA 17101-1507  
Counsel for: Clean Treatment Sewage Company  
(Via Telephone)

## ALSO PRESENT: (Via Telephone)

William Brown  
Theresa Dimeo  
Jytte Solberg for Stefane DiMaiolo  
Oliver Brig  
Kenneth and Catherine Green  
Stephen Sutter  
Benjamin Ahern  
Rita Hopler  
Edwin and Helen Schankereli  
Joanne Finnigan and Dale Finnigan  
Vilma Hernandez

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WITNESS

DIRECT

CROSS

REDIRECT

RECROSS

None



## P R O C E E D I N G S

1  
2 -----  
3 JUDGE JANDEBEUR:

4 Good Morning, ladies and gentlemen, this  
5 is Judge Jandebaur with the Public Utility Commission.  
6 It is 10:45. We're going to go ahead and go right on  
7 the record. This is the time and place for the pre-  
8 hearing telephonic conference in the matter of Clean  
9 Treatment Sewage Company. It is a rate case. Docket  
10 Number R-00061390.

11 There are approximately 20 formal  
12 complaints filed with regard to this rate case  
13 request, and I'm not going to read all of those docket  
14 numbers into the record. I am, however, going to take  
15 attendance, right now, on who is on the telephone  
16 call. And if you'll bear with me, I'm going to ask  
17 names just like a teacher so that I have it clear on  
18 the record with spelling who was on the conference  
19 call.

20 Now, I assume, Mr. Melia for Clean  
21 Treatment, you are ---?

22 ATTORNEY MELIA:

23 Yes, Your Honor, I'm on the line.

24 JUDGE JANDEBEUR:

25 Okay, very good. Thank you. And,

1 Erin Gannon with the Office of Consumer Advocate?

2 ATTORNEY GANNON:

3 Yes, Your Honor.

4 JUDGE JANDEBEUR:

5 Okay. Ms Gannon, do you have anyone else  
6 with you from the O.C.A.?

7 ATTORNEY GANNON:

8 Not at this moment. Christine Hoover may  
9 be joining us, but at this time I'm by myself.

10 JUDGE JANDEBEUR:

11 Okay, thank you. And Mr. Lloyd, with the  
12 Office of Small Business Advocate? Is there anyone  
13 from the office of Small Business Advocate? Okay.  
14 Now, I'm going to start with --- also, Mr. Fareri, are  
15 you on the line?

16 ATTORNEY FARERI:

17 I am, Your Honor, I just got on after  
18 some difficulty.

19 JUDGE JANDEBEUR:

20 I'm sorry to hear that. Why did you have  
21 difficulty, something with the telephone number?

22 ATTORNEY FARERI:

23 Yeah, the fax from my client, I couldn't  
24 tell an eight from a zero, so I got a couple blind  
25 alleys before I finally hit the right number.

1                   JUDGE JANDEBEUR:

2                   Okay. But it wasn't on our part, it was  
3 just your fax?

4                   ATTORNEY FARERI:

5                   No, Your Honor.

6                   JUDGE JANDEBEUR:

7                   Okay. Mr. Fareri, spell your name for  
8 me, please.

9                   ATTORNEY FARERI:

10                  Sure. It's F-A-R-E-R-I.

11                  JUDGE JANDEBEUR:

12                  And your first name?

13                  ATTORNEY FARERI:

14                  James.

15                  JUDGE JANDEBEUR:

16                  And you are representing?

17                  ATTORNEY FARERI:

18                  Turner. I may be representing more of  
19 the individual parties, but right now, Turner.

20                  JUDGE JANDEBEUR:

21                  Okay, very good. All right. Are there  
22 any other attorneys on the telephone call that I  
23 didn't call? No, okay. Betty or Alfred Gatrix?  
24 William or Sharon Moesch, M-O-E-S-C-H? John or Vera  
25 Armona? William Brown?

1           MR. BROWN:

2           Here, here, Judge.

3           JUDGE JANDEBEUR:

4           Thank you, sir. Theresa Dimeo?

5           MS. DIMEO:

6           Here.

7           JUDGE JANDEBEUR:

8           Thank you, Ms Dimeo. Stefano Dimaiolo?

9           MS. SOLBERG:

10           Yes, he's here. He doesn't speak English  
11 too well so I'm his neighbor, and I will be calling  
12 for him.

13           JUDGE JANDEBEUR:

14           And your name, ma'am?

15           MS. SOLBERG:

16           Excuse me, Jytte Solberg.

17           JUDGE JANDEBEUR:

18           Would you spell it for me?

19           MS. SOLBERG:

20           J-Y-T-T-E. Solberg, S-O-L-B-E-R-G.

21           JUDGE JANDEBEUR:

22           And you are?

23           MS. SOLBERG:

24           I'm his neighbor, their neighbor. Well,  
25 if you hold on, I can put him on, he'll explain it.

}

1 I'm trying to make it easier for him.

2 JUDGE JANDEBEUR:

3 No, I understand what you're saying.  
4 That's fine at this point, unless I hear a complaint  
5 from one the attorneys. It's fine with me that you  
6 help him out.

7 MR. DIMAIOLO:

8 Hello?

9 JUDGE JANDEBEUR:

10 Yes?

11 MR. DIMAIOLO:

12 I'm a Stefano Dimaiolo.

13 JUDGE JANDEBEUR:

14 Thank you, Mr. Dimaiolo.

15 MR. DIMAIOLO:

16 Yeah, the trouble is, here, I no gotta no  
17 money for this situation.

18 JUDGE JANDEBEUR:

19 Okay.

20 MR. DIMAIOLO:

21 I'm a living on a pension. I don't got  
22 enough of money for the pension. I'm a old a man. My  
23 wife is sick. I'm sick. You know, I can't afford  
24 this a kind of money.

25 JUDGE JANDEBEUR:

1 Thank you, sir.

2 MR. DIMAIOLO:

3 All right?

4 JUDGE JANDEBEUR:

5 Okay. Continuing, Oliver Brie?

6 MR. BRIG:

7 Here, Your Honor, it's Brig (corrects  
8 pronunciation). They misspelled it.

9 JUDGE JANDEBEUR:

10 I had a feeling that they did. I looked  
11 on your complaint, and it does look like an E, but  
12 it's B-R-I-G as in go?

13 MR. BRIG:

14 Yes.

15 JUDGE JANDEBEUR:

16 Okay. I'll try and take care of that for  
17 you. Kenneth or Catherine Green?

18 MR. GREEN:

19 Here, Your Honor.

20 JUDGE JANDEBEUR:

21 And I assume that's Kenneth?

22 MR. GREEN:

23 Yes.

24 JUDGE JANDEBEUR:

25 Stephen Sutter?

1                   MR. SUTTER:

2                   Present, Your Honor. I'm requesting, can  
3 we either record this conversation or get copies of  
4 it, Your Honor?

5                   JUDGE JANDEBEUR:

6                   Mr. Sutter, I will address that in just a  
7 minute.

8                   MR. SUTTER:

9                   Thank you.

10                  JUDGE JANDEBEUR:

11                  Mary or Richard Hanel? Cynthia Turner?  
12 And I assume, Mr. Fareri, that is who you are  
13 representing?

14                  ATTORNEY FARERI:

15                  Correct.

16                  JUDGE JANDEBEUR:

17                  Thank you. Nicholas Darbella? Or,  
18 Nicholas Barbella? Vilma Hernandez? Benjamin Ahern?

19                  MR. AHERN:

20                  Here, Your Honor.

21                  JUDGE JANDEBEUR:

22                  Thank you, sir. Rita Hopler?

23                  MS. HOPLER:

24                  Here.

25                  JUDGE JANDEBEUR:

1 Thank you, Ms Hopler. Helen Schankereli?

2 MR. SCHANKERELI:

3 This is Erwin Schankereli, her husband.

4 JUDGE JANDEBEUR:

5 Okay. Thank you, Mr. Schankereli. I  
6 will include your name on the party list so that both  
7 of you are listed, here.

8 MR. SCHANKERELI:

9 Thank you, Your Honor.

10 JUDGE JANDEBEUR:

11 Dale or Joanne Finnigan?

12 MS. FINNIGAN:

13 Both here, Your Honor.

14 JUDGE JANDEBEUR:

15 Thank you, so much. Is there ---? Is  
16 there anyone I did not ask if you were available and  
17 here? Anyone whose name I did not call? Okay. Now,  
18 Mr. Sutter, in answer to your question.

19 MR. SUTTER:

20 Yes, ma'am.

21 JUDGE JANDEBEUR:

22 It is an on-the-record proceeding, and we  
23 went on the record, immediately, as soon as I began  
24 the telephone call, so it is, indeed, being recorded.  
25 There will be a written transcript of today's

1 proceeding. Anyone that wishes a copy of it will be  
2 able to contact Sargent's Court Reporting, and I will  
3 put that number on the record at the end of the  
4 hearing, and request a copy the transcript from  
5 Sargent's. And the only thing that you would need to  
6 have to do that is the docket number.

7 MR. SUTTER:

8 Thank you.

9 JUDGE JANDEBEUR:

10 Okay. So now, I think, all of you  
11 received from me an explanation of how we conduct  
12 pre-hearing conferences and rate cases, and also, the  
13 rules that go along with them. Are there any  
14 questions with regard to what we are going to do,  
15 today?

16 MS. SOLBERG:

17 Well, excuse me, for Mr. Stephano  
18 Dimaiolo, I'm sorry --- I was just wondering --- yeah,  
19 I was a little confused about what this was about. I  
20 understood it was just for him to call in to say  
21 whether yes or no, they agreed or not?

22 JUDGE JANDEBEUR:

23 Agreed with what or what not?

24 MS. SOLBERG:

25 To either pay this or not. They don't

1 want to have anything to do with it.

2 MR. GREEN:

3 I'd like to make a brief statement, Your  
4 Honor, ---

5 JUDGE JANDEBEUR:

6 Hold on one second.

7 MR. GREEN:

8 --- if that's possible.

9 JUDGE JANDEBEUR:

10 And who is that speaking?

11 MR. GREEN:

12 Mr. Green.

13 JUDGE JANDEBEUR:

14 Okay. Hold on one second, Mr. Green.

15 Let me finish with Mr. Dimaiolo.

16 MS. SOLDBERG:

17 Yeah, I'm not really, totally --- I don't  
18 understand the whole thing totally, myself, but they  
19 had asked me to call for them since they do not speak  
20 English quite well.

21 JUDGE JANDEBEUR:

22 Okay. Let me explain it to you, Ms.  
23 Soldberg.

24 MS. SOLDBERG:

25 Okay.

1                   JUDGE JANDEBEUR:

2                   Mr. Dimaiolo filed a formal complaint  
3 about this rate increase request.

4                   MS. SOLDBERG:

5                   Right.

6                   JUDGE JANDEBEUR:

7                   As a formal Complainant, he is entitled  
8 to appear on the record at everything that has to do  
9 with this particular proceeding.

10                  MS. SOLDBERG:

11                  Oh.

12                  JUDGE JANDEBEUR:

13                  Now, if he does not wish to be a formal  
14 party, he does not need to be.

15                  MS. SOLDBERG:

16                  Okay.

17                  JUDGE JANDEBEUR:

18                  He does not have to be. He has certainly  
19 gone on the record already saying he doesn't want to  
20 pay the increase rate, ---

21                  MS. SOLDBERG:

22                  All right.

23                  JUDGE JANDEBEUR:

24                  --- but in order to have that heard in  
25 the complete proceeding, typically, one remains a

1 formal Complainant. Again, that's his choice.

2 MS. SOLDBERG:

3 So --- okay. Do you want to be a formal  
4 Complainant? Do you want to stick with it, you do not  
5 want this increase? No, no, you're already on it.  
6 You want to stay on it; right? Okay. Yes, they want  
7 to stay on.

8 JUDGE JANDEBEUR:

9 All right. Then we'll continue. Now,  
10 Mr. Green, you wanted to make a brief statement?

11 MR. GREEN:

12 Correct.

13 JUDGE JANDEBEUR:

14 Go ahead.

15 MR. GREEN:

16 As far as Clean Treatment goes, I bought  
17 my house in 1988 ---.

18 JUDGE JANDEBEUR:

19 Okay. Now, Mr. Green?

20 MR. GREEN:

21 Uh-huh (yes)?

22 JUDGE JANDEBEUR:

23 You're going to move right into the  
24 merits of it, I can tell by what you've already said,  
25 and we're not going to do that today.

1           MR. GREEN:

2           Oh, okay.

3           JUDGE JANDEBEUR:

4           Okay? You will have a opportunity to do  
5 that. This is a pre-hearing telephonic conference to  
6 organize the case.

7           MR. GREEN:

8           Okay. Well, I'd like to be dismissed. I  
9 just wanted to get my reasons, that's all.

10          JUDGE JANDEBEUR:

11          Okay.

12          MR. GREEN:

13          You're telling me at this time, I cannot  
14 do that.

15          JUDGE JANDEBEUR:

16          You cannot do what? I'm telling you, you  
17 cannot do what?

18          MR. GREEN:

19          I can't make a statement why the rate  
20 shouldn't be increased?

21          JUDGE JANDEBEUR:

22          It's not necessary. You did that in your  
23 formal complaint, and ---.

24          MR. GREEN:

25          I had a further statement. Can I mail

1 that to you or at a later time will I be given a  
2 opportunity to give it?

3 JUDGE JANDEBEUR:

4 Okay. Let me back this up just a little  
5 bit. Did all of you receive the letter that I sent  
6 out last Friday, dated Friday, May 26th?

7 ALL RESPOND YES

8 JUDGE JANDEBEUR:

9 Okay. And Mr. Green, did you read it?

10 MR. GREEN:

11 Right.

12 JUDGE JANDEBEUR:

13 Okay. If you went to the back part,  
14 where I included the regulations regarding pre-hearing  
15 conferences, it explained to you that this is an  
16 organizational telephone call. This case, probably  
17 will be somewhat complex. Okay? And in order for us  
18 to proceed with 20 Complainants and the Office of  
19 Consumer Advocate, all participating, we typically  
20 hold a pre-hearing conference to get it organized and  
21 to narrow issues so we know where we're going down the  
22 road and we're all on the same page together as we  
23 move forward. Okay? That being said, a statement by  
24 you, at this point, Mr. Green, is premature.

25 MR. GREEN:

1           Okay.

2           JUDGE JANDEBEUR:

3           And if I allow you to do that, the other  
4 18 are going to want to do the same thing, and it is  
5 entirely premature at this point. What needs to  
6 happen now, is the parties and I need to organize  
7 discovery in this case, which means all of you finding  
8 out about why Clean Treatment believes this rate  
9 increase is appropriate, and the parties sharing back  
10 and forth with each other the evidence that they have  
11 supporting their position. Obviously, the company  
12 believes a rate increase is appropriate. Obviously,  
13 the 18 to 20 Complainants do not believe it is  
14 appropriate.

15           MR. GREEN:

16           Correct.

17           JUDGE JANDEBEUR:

18           Okay? So what we're going to talk about  
19 today is a time schedule for you all exchanging  
20 information. Then we're going to talk about a hearing  
21 schedule. And then, we're going go into hearing on  
22 those dates. Ultimately, we'll have a briefing  
23 schedule, and at the end of the process, we will have  
24 a decision.

25           MR. GREEN:

1 Okay.

2 JUDGE JANDEBEUR:

3 Okay? Now ---.

4 MR. SUTTER:

5 Your Honor, may I interject one thing,  
6 please?

7 JUDGE JANDEBEUR:

8 Mr. Sutter?

9 MR. SUTTER:

10 Yes.

11 JUDGE JANDEBEUR:

12 Yes, you may.

13 MR. SUTTER:

14 I am speaking for myself, but I'm also  
15 representing 293 people that have sent me petitions  
16 against Clean Treatment, and I'd like that to be on  
17 the record.

18 JUDGE JANDEBEUR:

19 Now, Mr. Sutter.

20 MR. SUTTER:

21 I have signed petitions. Yes?

22 JUDGE JANDEBEUR:

23 You understand that you are not an  
24 attorney, to my knowledge, you do not have the right  
25 to represent anybody but yourself?

1           MR. SUTTER:

2           Okay, Your Honor.

3           JUDGE JANDEBEUR:

4           Now, that being said, you have --- the  
5 Office of Consumer Advocate has intervened in this  
6 matter. I would suggest you and the Office of  
7 Consumer Advocate talk about your petition and those  
8 some 200 people that you just mentioned. You, as a  
9 non-attorney, do not have a legal right to represent  
10 anybody, in fact, it would be a violation of law for  
11 you to do so. However, O.C.A. can do exactly that.

12           MR. SUTTER:

13           Fine. I will contact them and get with  
14 them after this meeting.

15           JUDGE JANDEBEUR:

16           Now, do the Complainants on the telephone  
17 call understand who and what the Office of Consumer  
18 Advocate is?

19           UNIDENTIFIED SPEAKER:

20           Yes.

21           UNIDENTIFIED SPEAKER:

22           Yes.

23           MR. GREEN:

24           Yes.

25           JUDGE JANDEBEUR:

1 Good. Anybody, that does not?

2 MR. AHERN:

3 I'm not sure of their responsibility,  
4 Your Honor.

5 JUDGE JANDEBEUR:

6 And who is that speaking?

7 MR. AHERN:

8 This is Ben Ahern.

9 JUDGE JANDEBEUR:

10 Okay. Folks, when you speak, if you  
11 would just preface it by saying, this is so and so,  
12 that will certainly help me and also, the Court  
13 Reporter and everybody else on the call. There are a  
14 lot of folks on this call. Ms. Gannon, would you like  
15 to give a brief explanation of what your office does?

16 ATTORNEY GANNON:

17 Yes, Your Honor. Thank you. As the  
18 Judge indicated, my name is Erin Gannon with the  
19 Office of Consumer Advocate. Our telephone number for  
20 customers is a toll-free number, 1-800-684-6560. And  
21 what our office does is, we are part of the  
22 Pennsylvania Office of the Attorney General. We help  
23 represent customers, and particularly, residential  
24 customers in cases before the Public Utility  
25 Commission. So we intervened in this case this

1 morning. We have reviewed the formal complaints that  
2 we had thus far, although we don't have all of them  
3 yet. But we've reviewed them and we have talked to  
4 some of the customers to understand what your concerns  
5 are. And we do have prior experience with this  
6 company, and with their various rate increases and the  
7 current situation.

8 So we're going to be collecting more information  
9 as this case goes on. And we'll be using that to help  
10 represent the interest of all the customers involved.  
11 But I'd be happy to speak with any of you  
12 individually. Please feel free to call that toll-free  
13 number and ask for me, or you can ask for ---what's  
14 your name?

15 ATTORNEY HOOVER:

16 Christine Hoover.

17 ATTORNEY GANNON:

18 Is also an attorney with the Office of  
19 Consumer Advocate.

20 JUDGE JANDEBEUR:

21 Okay. Thank you, Ms Gannon. Now, before  
22 we go forward into the nitty-gritty of establishing  
23 some sort of schedule for this case, Mr. Melia, would  
24 you like to make a comment on behalf of your client?

25 ATTORNEY MELIA:

1                   Yes, Your Honor. You know, when we made  
2 this filing --- and I think there's --- as we would  
3 present, I think, in our direct case. Before we made  
4 this filing, we sat down with the trail staff and with  
5 the Consumer Advocate and took them through what it is  
6 that the company's planning on doing. They're in the  
7 process of applying a Penvest loan of approximately  
8 seven figures.

9                   And the purpose of that loan will be to  
10 correct, once and for all, the infiltration and inflow  
11 problem that's plagued the system for quite awhile.  
12 That was not presented, obviously, in the notification  
13 to the customers. When we went through a number  
14 analysis, we determined that there would be a portion  
15 of the cost, which ought to justifiably be covered by  
16 the customers. And that came out to be the grinder  
17 pump expense, which is, basically, the cost of the  
18 pump plus the installation.

19                   We did not anticipate the degree, if you  
20 will, of outcry by the customers over this proposal.  
21 And you know, I obviously, I appreciate --- I've  
22 gotten calls from the Complainants, themselves ---.

23                   MS. DIMEO:

24                   You did from me.

25                   ATTORNEY MELIA:

1           Yeah. Right. I did speak with Ms Dimeo.  
2 So you know, I'm sympathetic to what they're facing,  
3 here. We propose ---.

4           MS. DIMEO:

5           To pay the bills.

6           ATTORNEY MELIA:

7           Right. We propose this as a simple  
8 tariff change. The Commission, somehow, has  
9 interpreted this as a rate increase. What we would  
10 like to do, is narrow the scope of the --- if the  
11 proceeding goes forward, like, we'd like to narrow the  
12 scope of the proceedings for the cost justification  
13 for how we reached the decision we reached, and  
14 basically, focus it on that. I don't think we need to  
15 go into any of the other facets of the company's rate,  
16 because as Your Honor knows, you sat on that case and  
17 approved the settlement for recommended approval.

18           Now, having said all that, you know, I  
19 would like to suggest setting a schedule which would  
20 allow for myself to go back to the company and to the  
21 consultants and look at some possibilities which might  
22 result in alleviating this burden on the customers.  
23 You know, it comes down to an issue, frankly of ---  
24 you know, if we can prevail on the justification for  
25 the grinder pump, then you get down to the very

1 practical problem of how do these people pay for it.  
2 And so I'm thinking that it may be beneficial for us  
3 to build into the schedule some time for me to go back  
4 to the client and perhaps rework the numbers in a way  
5 that will result in something that'll be less  
6 burdensome.

7 MS DIMEO:

8 That's not right.

9 ATTORNEY MELIA:

10 Well you know, you really aren't in a  
11 position to make that determination, Ms Dimeo.

12 MS DIMEO:

13 Why not? Well, I sure am.

14 ATTORNEY MELIA:

15 Well ---.

16 JUDGE JANDEBEUR:

17 Okay. Hold on now, one second. From  
18 what I understand, what you're saying, Mr. Melia, what  
19 you're saying is you want to narrow the formal  
20 complaints ---

21 ATTORNEY MELIA:

22 Right. To the issue of ---.

23 JUDGE JANDEBEUR:

24 --- to a cost justification?

25 ATTORNEY MELIA:

1 For the grinder pump.

2 JUDGE JANDEBEUR:

3 Okay.

4 ATTORNEY MELIA:

5 Because I believe, Your Honor, going into  
6 the general rate levels of the company are really  
7 beyond the scope. Because the rates are what they  
8 were --- what they are, based on your having presided  
9 over the rate case.

10 UNIDENTIFIED SPEAKER:

11 The rates are increased several hundred  
12 percent already.

13 JUDGE JANDEBEUR:

14 Okay. Now I understood --- hold on one  
15 second. Hold on. I understood that this case ---  
16 this rate request was exclusively pertaining to the  
17 grinder pump situation. I did not see anything else  
18 in it as a general rate increase case. So somebody  
19 correct me if they saw that differently. So Mr.  
20 Melia, I'm not sure what you're trying to narrow.  
21 Where is it that you're seeing that meets ---?

22 ATTORNEY MELIA:

23 Well, maybe there isn't anything to  
24 narrow. I guess, it's somehow in the course of the  
25 complaints that were filed, and in the way the

1 Commission kind of assigned this for investigation.  
2 It may migrate into an issue of --- an issue beyond  
3 that of the grinder pumps. But I agree with you, Your  
4 Honor, that that's really what we're here to look at.

5 JUDGE JANDEBEUR:

6 Okay, well ---.

7 ATTORNEY MELIA:

8 Is if the cost is justified.

9 JUDGE JANDEBEUR:

10 Perhaps, what you're sensing, Mr. Melia,  
11 and I think this is a valuable time to pick it up ---  
12 is someone on a hand-held telephone?

13 UNIDENTIFIED SPEAKER:

14 Yes.

15 UNIDENTIFIED SPEAKER:

16 Yes.

17 JUDGE JANDEBEUR:

18 That might be why were getting the high-  
19 pitch noise. Can you switch to a non-handheld?

20 UNIDENTIFIED SPEAKER:

21 Okay.

22 JUDGE JANDEBEUR:

23 Try it, if you would. Don't lose us,  
24 please, but if you switch to a non-handheld that high  
25 pitch noise may go away.

1                   MR. SUTTER:

2                   Your Honor, I have question. Mr. Sutter  
3 has a question.

4                   JUDGE JANDEBEUR:

5                   Yes, Mr. Sutter, what is it?

6                   MR. SUTTER:

7                   On the comments that lawyer Attorney  
8 Melia said, he said the cost of the grinder pumps plus  
9 the installation. In the letters that were sent out,  
10 he said \$3,000 as quoted as a figure. Is that for  
11 just the pumps or is the installation separate? If it  
12 is, then, we would like to get detailed information  
13 about it.

14                   MS. DIMEO:

15                   It's about over \$6,000.

16                   JUDGE JANDEBEUR:

17                   Okay ---.

18                   MS. DIMEO:

19                   This is Mrs. Dimeo.

20                   MR. SUTTER:

21                   I'm looking at the cost with the  
22 installation. In other words, what is the cost of the  
23 pumps, what is the cost of the installation  
24 separately? Now when we ---.

25                   JUDGE JANDEBEUR:

1                   Okay. Hold on. Mr. Melia, hold on.  
2 Now, while Mr. Sutter was talking a woman spoke. Who  
3 was that woman?

4                   MS. DIMEO:

5                   Mrs. Dimeo ----.

6                   JUDGE JANDEBEUR:

7                   Ms. Dimeo. Ms. Dimeo, would you not  
8 speak ---

9                   MS. DIMEO:

10                   I'm sorry.

11                   JUDGE JANDEBEUR:

12                   --- over others.

13                   MS DIMEO.

14                   Okay.

15                   JUDGE JANDEBEUR:

16                   If Mr. Sutter is speaking, I will ask you  
17 to please show some courtesy and let him finish.

18                   MS. DIMEO:

19                   I will.

20                   JUDGE JANDEBEUR:

21                   And as I have previously asked, each of  
22 you need to preface comments by saying your name as  
23 Mr. Sutter did.

24                   MS. DIMEO:

25                   Okay.

1                   JUDGE JANDEBEUR:

2                   Now, again, you all are moving right into  
3 merits of the case, and I am not going to hear that,  
4 today. This is an organizational pre-hearing. Now, I  
5 want to go back to what Mr. Melia mentioned, because I  
6 want to clarify something. And I think it would  
7 benefit all of you if you can hold on just a minute  
8 and let me finish with what Mr. Melia's comments were.  
9 And then, we'll see if we can't move forward.

10                   Mr. Melia, your comments were that you  
11 would like to make sure this is narrowed to the cost  
12 of the grinder pump. And you mentioned that you  
13 thought the formal Complainants may have augmented  
14 that to something including other issues. Now, what I  
15 believe you're referring to, and it is a valid  
16 reference, is the Complainants have a right to say  
17 look, no rate increase is warranted, grinder pumps or  
18 otherwise, if we're not receiving adequate service.  
19 And to the extent that it is in the complaints, yes,  
20 that would augment the grinder pump issue, make it far  
21 broader, and analyze whether or not your client is  
22 entitled to receive a rate increase, if the  
23 Complainants say look, we're not getting for what we  
24 are already paying for. And I doubt Ms Gannon has had  
25 much opportunity to look at this yet, but that

1 certainly is a valid issue. Is that what you're  
2 referring to?

3 ATTORNEY MELIA:

4 Are you directing the question to me?

5 JUDGE JANDEBEUR:

6 Yes, sir.

7 ATTORNEY MELIA:

8 Oh, yes, that is. And I would agree,  
9 that to the extent that the customers want to get into  
10 service-related issues that would be --- to a degree,  
11 would be appropriate.

12 JUDGE JANDEBEUR:

13 Okay. So are you saying you want this  
14 narrowed to exclude that?

15 ATTORNEY MELIA:

16 Well, no. I think what I wanted --- did  
17 not want to get into, was any re-examination of the  
18 prior level of rates, which that's my concern, because  
19 that's a done --- that's a closed issue.

20 MR. SUTTER:

21 I don't think is.

22 ATTORNEY MELIA:

23 Well, ---

24 JUDGE JANDEBEUR:

25 Okay.

1                    ATTORNEY MELIA:

2                    --- you're entitled to your opinion on  
3 that.

4                    JUDGE JANDEBEUR:

5                    Okay.

6                    MR. GREEN:

7                    We were told something once before. This  
8 is Mr. Green.

9                    JUDGE JANDEBEUR:

10                   And I understand that and that is exactly  
11 why I'm trying to do this in an orderly fashion. I  
12 believe, at this point, what we should --- and I'll  
13 take suggestions from Ms. Gannon, and Mr. Melia, and  
14 Mr. Fareri, specifically, and obviously, the  
15 Complainants as well. But Complainants, understand  
16 that this will remain a formal process, and so to the  
17 extent that I am turning to the attorneys, first, as  
18 opposed to you guys, I will do everything in my power  
19 to make sure I hear what you want to say. But I'm  
20 going to look to the attorneys, first, only to guide  
21 it in a neat and tidy manner. That does not mean you  
22 will be cut out of the loop, you absolutely won't be,  
23 and those who have worked with me before know I'm very  
24 sensitive to the citizens. So don't worry about  
25 having your input, you will. Just allow me, if you

1 would, to work with attorneys at the outset, and then  
2 turn to you all second, because I think it will guide  
3 us all pretty well.

4 MS. DIMEO:

5 Your Honor, can I just say one more word.  
6 This is Theresa Dimeo.

7 JUDGE JANDEBEUR:

8 Yes, Ms. Dimeo.

9 MS. DIMEO:

10 I'm sorry, that I'm --- you know, I'm  
11 doing what I shouldn't be doing. Because believe me,  
12 I told myself all morning not to do it. But you know,  
13 the frustration that these people are giving us ---.  
14 I'll just end it there. So you know what I'm trying  
15 to say?

16 JUDGE JANDEBEUR:

17 And yes, I do. I have been ---.

18 MS. DIMEO:

19 And now, I'm tired ---.

20 JUDGE JANDEBEUR:

21 I am familiar with this case. I am  
22 familiar with this case. I understand the citizens'  
23 frustration. I will anticipate that Ms. Gannon will  
24 address that with you. I, ---

25 MS. DIMEO:

1           Okay.

2           JUDGE JANDEBEUR:

3           --- of course, can't act as an advocate.  
4 I will hear both sides neutrally, and that's why I say  
5 I'm going to turn to attorneys first, but you will not  
6 be closed out of the loop. I will hear from the  
7 citizens. Just, if you will, let me work with  
8 attorneys first, only because it tends to let us get  
9 things done in the orderly fashion.

10          MS. DIMEO:

11          Okay.

12          JUDGE JANDEBEUR:

13          Now, Attorneys Fareri, Gannon and Melia.  
14 Do you have a suggestion of what you would like to  
15 have happen next in this conference call?

16          MS. GANNON:

17          Your Honor, this is Erin Gannon. I think  
18 that it may be necessary to clarify the issue that Mr.  
19 Melia made with regard to the scope of the  
20 proceedings. While I would agree that we have  
21 recently had a rate case that was developed by the  
22 Commission, certainly, the existing level of rates is  
23 always subject to a complaint regarding the quality of  
24 service and the service we received for those rates.  
25 In this case, and I believe Mr. Melia acknowledged

1 that the primary issue, certainly, is the company's  
2 proposal to charge customers --- or require the  
3 customers in certain circumstances to pay for the  
4 installation and the actual cost of grinder pumps. But  
5 that also ties into some other issues, such as the  
6 decision to convert the system to require the grinder  
7 pumps, the cost of those pumps, the requirement that  
8 the customers, rather than the company, be responsible  
9 for them, the service issues that have given rise to  
10 the company's proposal to convert the system. So I  
11 just want to close, there are broader issues than just  
12 narrowly the grinder pump.

13 ATTORNEY MELIA:

14 Well, Your Honor, I guess, this is  
15 probably a --- as I tried to make clear before, you  
16 know, this is part of a larger upgrade, which the  
17 company is undertaking. And I may as well bring it  
18 out now, that the Penvest-related loan proceeds are a  
19 pass-through into rates, eventually. So it is a ---  
20 you know, I hate to use the term, pay-me-now or pay-  
21 me-later, but you know, if we do undertake --- if we  
22 would roll the cost of the grinder pumps in with the  
23 rest of the Penvest loan, then that would ultimately  
24 be subject to a further rate increase down the road.  
25 So you know, it's an issue where you're going to deal

1 with it now or deal with it later.

2           And I wanted the customers to realize  
3 that this is part of a larger effort. You know, all  
4 we hear about is how the company hasn't done anything  
5 with the plant and all of this stuff. Well, we're in  
6 the process of doing that, but there's going to be a  
7 cost associated with that. And that's something  
8 we'll be dealing with down the road. So we get into  
9 issues of service, yes, I agree, there are issues to  
10 be addressed, but we're looking at correcting those  
11 service issues as part of this larger initiative.

12           JUDGE JANDEBEUR:

13           Okay.

14           ATTORNEY MELIA:

15           I guess what I'm trying to do is limit  
16 the scope of the proceeding so that it doesn't go  
17 beyond where it has to be. And I guess, what I'm  
18 seeing, too, is the need for the company to go back  
19 and sharpen their pencils and look at whether or not  
20 it's really worth fighting this battle, at this point  
21 in time.

22           JUDGE JANDEBEUR:

23           Well, are you suggesting to me that we  
24 are at a pre-hearing conference looking at  
25 establishing a discovery hearing and briefing schedule

1 prematurely?

2 ATTORNEY MELIA:

3 I think, possibly. I had some  
4 discussions with Ms. Gannon last week, and I just  
5 haven't had a chance, unfortunately, to sit down with  
6 the client. But you know, I'm obviously always  
7 looking to try to limit the cost to the client, and  
8 ultimately, to the customers who pay for this in  
9 rates. And this may be a situation where, you know,  
10 avoiding a dispute right now would make some sense.  
11 But once again, I've got to go back and look at where  
12 they're at in the Penvest process, whether the cost of  
13 the pumps could be rolled into that loan, or would we  
14 have to go to some type of separate financing, you  
15 know, to cover that.

16 JUDGE JANDEBEUR:

17 Okay.

18 ATTORNEY MELIA:

19 So I guess, what I'm suggesting is that  
20 maybe we --- we would defer setting a schedule for,  
21 maybe, a two-week period, and then, I would report  
22 back. And then, if we have to go ahead and schedule  
23 something, we do that.

24 MS. HERNANDEZ:

25 Your Honor, my name is Vilma Hernandez.

1 I lived here almost five years. And I'm going to have  
2 a problem with the running water. And I realize some  
3 people have had their problems with the grinder pump.  
4 I don't know what they're saying. If they still have  
5 a problem. I don't know how good this is working.

6 JUDGE JANDEBEUR:

7 Ms. Hernandez?

8 MS. HERNANDEZ:

9 Yes?

10 JUDGE JANDEBEUR:

11 Did you come on the telephone call late?

12 MS. HERNANDEZ:

13 Yeah. Just in time, yes.

14 JUDGE JANDEBEUR:

15 Okay.

16 MS. HERNANDEZ:

17 I had to find somebody to use the phone.

18 JUDGE JANDEBEUR:

19 Okay. Because I had you marked down as  
20 not on the call, so you are, indeed, on the call.

21 Okay. Just checking.

22 MS. HERNANDEZ

23 Yeah, that was my complaint. Because I  
24 never ran into any problems until now. But I do know  
25 that there are people, a lot of them are neighbors,

1 they still have a problem with that.

2 JUDGE JANDEBEUR:

3 Okay.

4 MS. HERNANDEZ:

5 Grinder pump.

6 JUDGE JANDEBEUR:

7 Mr. Melia?

8 ATTORNEY MELIA:

9 Yes?

10 JUDGE JANDEBEUR:

11 If you are unsure whether your client  
12 wants to request this rate increase ---

13 ATTORNEY MELIA

14 Yes.

15 JUDGE JANDEBEUR:

16 --- then I would suggest we do reconvene  
17 in a two-week period to allow you to meet with your  
18 client. I do not want to set forth a schedule with 20  
19 formal Complainants ---

20 ATTORNEY MELIA

21 Right.

22 JUDGE JANDEBEUR:

23 --- and a variety of agencies, when we  
24 don't need to.

25 ATTORNEY MELIA

1           Exactly. And I know your schedule is  
2 probably pretty full as it is. So you know, I think  
3 it would make sense to --- just to regroup, you know,  
4 in a couple weeks to see where we're at.

5           MR. GREEN:

6           Your Honor, I work nights, so I hope it's  
7 a convenient time.

8           JUDGE JANDEBEUR:

9           Now, ---.

10          MR. GREEN:

11          I don't understand why we need this  
12 grinder pump, my water's fine.

13          JUDGE JANDEBEUR:

14          And I don't know who's speaking?

15          MR. GREEN:

16          Mr. Green. I'm sorry, Your Honor.

17          JUDGE JANDEBEUR:

18          Again, I don't recognize voices with the  
19 exception of Mr. Sutter, I do recognize, Mr. Sutter  
20 and Mr. Melia's voice. But other than that, I'm not  
21 going to recognize voices. Complainants, talk to me  
22 about your sense of letting the company have two weeks  
23 to figure out whether they truly want to proceed with  
24 this rate increase request.

25          MR. SCHANKERELI:

1 Your Honor, Erwin Schankereli.

2 JUDGE JANDEBEUR:

3 Mr. Schankereli, go ahead.

4 MR. SCHANKERELI:

5 Yes. Your Honor, I agree with the  
6 attorney, and I think at this point here we're just  
7 spinning our wheels. Apparently, there's a little  
8 more information that has to be shared with the  
9 consumer people, and I would agree, I think, this  
10 meeting, right now, is a little bit premature. And I  
11 think --- I don't think we're really going to get  
12 anything accomplished today.

13 JUDGE JANDEBEUR:

14 Okay. Anybody else want to comment?

15 MR. SUTTER:

16 Mr. Sutter.

17 JUDGE JANDEBEUR:

18 Mr. Sutter, go ahead.

19 MR. SUTTER:

20 Your Honor, I am still coming back to my  
21 questions to Mr. --- to Attorney Melia regarding the  
22 cost of the grinder pumps and the installation. The  
23 letters that we have, with the fact that even if it  
24 would be a \$3,000 package, now he mentions, in this  
25 conference this morning, that the cost of the grinder

1 pumps is one thing and the installation is another. I  
2 would like him to come back to this Committee and back  
3 to this town at a later date with the exact cost  
4 figures, the makes and model numbers of these pumps,  
5 because I have a grinder pump and mine cost me \$6,200  
6 to be put in my Shorten Homes, my Modular company.  
7 And they, in turn, did not give me the super-deluxe  
8 model, they gave me the very basic model. So I would  
9 love to know the specifications on these pumps that  
10 we're talking about, the makes, the model numbers and  
11 the equipment going in with it, and the cost per  
12 pumps, control panel, pits, wells, whatever you want  
13 to call them, and the installation, so we have  
14 accurate figures. The other thing is ---.

15 ATTORNEY MELIA

16 Let me intervene.

17 JUDGE JANDEBEUR:

18 Hold on, Mr. Melia.

19 ATTORNEY MELIA:

20 Yeah.

21 JUDGE JANDEBEUR:

22 Now, Mr. Sutter, ---.

23 MR. SUTTER:

24 Let me make another point then I'll be  
25 glad to listen to the gentleman, Mr. Melia can reply.

1                   JUDGE JANDEBEUR:

2                   Mr. Sutter?

3                   MR. SUTTER:

4                   The other thing is he says he wants to  
5 correct the services of the sewage company now or at a  
6 later date. If they're grinder pumps are such a  
7 wonderful thing, how come Clean Treatment Sewage  
8 Company doesn't go ahead and install these pumps  
9 around the entire roadway. They have all these other  
10 pumps there and they would fix their own system.

11                   The other thing is the report, Your  
12 Honor, the last point that I have, that I sent to you  
13 from Entech that states that the system is in a  
14 complete disarray, and completely needs all kinds of  
15 work that needs to be done. I sent you a 12-page  
16 report. I gave it out to some of the other people,  
17 here, that have this report here. I'll be glad to  
18 send it to everybody else, as fast as I can get it out  
19 to everybody, stating --- the engineer states that,  
20 you know, that this --- he's never seen anything like  
21 this in 26 years. Why don't we fix those problems,  
22 first.

23                   JUDGE JANDEBEUR:

24                   Okay. Mr. ---.

25                   MR. SUTTER:

1           Once we have those problems fixed, if we  
2 have to go further, the community, of course, would go  
3 ahead and consider any other information and any other  
4 desired way to go.

5           JUDGE JANDEBEUR:

6           Okay. Mr. Sutter?

7           MR. SUTTER:

8           Yes, ma'am?

9           JUDGE JANDEBEUR:

10           Do you understand that if the company  
11 withdraws their request for a rate increase, none of  
12 this applies. So it's not appropriate for Mr. Melia  
13 to send you anything until his client decides whether  
14 they wish to continue forward with the rate increase  
15 request. Do you understand that?

16           MR. SUTTER:

17           I understand that but I'm also ---

18           JUDGE JANDEBEUR:

19           Okay, so ----.

20           MR. SUTTER:

21           --- requesting, Your Honor, what is he  
22 going to do or what is the company, this Clean  
23 Treatment, going to do about repairing the system we  
24 have, because we're --- in other problems? We're  
25 stuck in the middle of the road where we have a

1 moratorium, the sewage system isn't working, we have  
2 spillage going on, things are happening all over the  
3 place that you're not aware of, Your Honor.

4 What will be done if he withdrew his complaint at this  
5 point, what will he do to maintain the system that we  
6 are paying for, Your Honor. And we're entitled to  
7 service. Those are my questions.

8 JUDGE JANDEBEUR:

9 And you are entitled to file a formal  
10 complaint at any time relative to those issues.  
11 However, the formal complaints that are in front of me  
12 now, are specifically in response to the rate request.  
13 Now, if the rate request is withdrawn, then, the  
14 formal complaints are mooted. You have the right, as  
15 do all of Clean Treatment's customers, the right to  
16 complain at any time about the utility. That is never  
17 foreclosed, okay?

18 MR. SUTTER:

19 Thank you.

20 JUDGE JANDEBEUR:

21 So the only thing I'm saying is, you're  
22 asking for things right now, that if Mr. Melia's  
23 client withdraws this rate increase request, then he  
24 doesn't owe anybody any information outside of another  
25 complaint being filed.

1           MS. DIMEO:

2           Your Honor, may I say something, please.

3           JUDGE JANDEBEUR:

4           Yes, ma'am.

5           MS. DIMEO:

6           The only thing is, I don't trust Clean  
7 Sewage Treatment.

8           JUDGE JANDEBEUR:

9           And I understand that, but again, that's  
10 not what we're dealing with today.

11          MS. DIMEO:

12          Now, can I explain that? When we went  
13 from the rate of \$12.50 to \$57, they promised us that  
14 when more homes were built that their rate would go  
15 down. It never went down, all it did was go up. I  
16 don't trust them.

17          JUDGE JANDEBEUR:

18          Okay. And you ---.

19          MS. DIMEO:

20          And they deny it. And I swear. I've  
21 been here 30 years, I know what I'm talking about.  
22 I'm here from the beginning of this place.

23          JUDGE JANDEBEUR:

24          Okay.

25          MS. DIMEO:

1                   And I'll even take a lie detector test.  
2 If they want to take one, I'll take one, we'll see  
3 who's the liar, me or them.

4                   JUDGE JANDEBEUR:

5                   Okay.

6                   MS. DIMEO:

7                   I don't trust them.

8                   MR. FINNIGAN:

9                   Your Honor, this is Dale Finnigan. Part  
10 of this rate increase that Clean Treatment is  
11 suggesting is it's only a portion of the community  
12 that has to buy these grinder pumps. So if the  
13 limitation is put on these people to pay for these  
14 grinder pumps, then what's the community benefits from  
15 us installing those grinder pumps. My suggestion to  
16 Clean Treatment is that they do go and finance the  
17 whole package and let the whole --- and let them go  
18 from there as far as this rate --- they're only  
19 charging us, supposedly, for updating the equipment.  
20 So that's my point, I don't think it should be falling  
21 on just a few of the residents of a community.

22                   JUDGE JANDEBEUR:

23                   Okay. And I believe, you've heard from  
24 Mr. Melia that he's not entirely sure what his client  
25 wishes to do at this point.

1                   MR. FINNIGAN:

2                   Well, that's all I had to say.

3                   JUDGE JANDEBEUR:

4                   Okay. Thank you, Mr. Finnigan. Are  
5 there any other Complainants that wish to comment on  
6 Mr. Melia's suggestion that he have two weeks to  
7 review with his client?

8                   ATTORNEY FARERI:

9                   Your Honor, this is Attorney Jim Fareri,  
10 I concur with Mr. Melia's suggestion.

11                   JUDGE JANDEBEUR:

12                   Okay. Anyone else? Okay. Not hearing  
13 anyone else, I do not wish to waste the Commonwealth's  
14 time or any of the Complainants' time without knowing  
15 for sure that we're going forward with a solid case.  
16 So Mr. Melia, I would ask that you get in touch with  
17 me two weeks from today, whatever that date is, and  
18 let me know what your client wishes to do. And based  
19 on your response, I will then schedule whatever is  
20 appropriate, whether it's another pre-hearing  
21 conference in order to do discovery dates, or whether,  
22 it's something else.

23                   ATTORNEY MELIA:

24                   That's fine, Your Honor. I'll do that.

25                   JUDGE JANDEBEUR:

1                   Now, formal Complainants understand that,  
2 at this point nothing has happened, other than we  
3 don't know what exactly Clean Treatment wishes to do.  
4 So within --- at the end of two weeks, I will get in  
5 touch with all of you via mail and let you know  
6 whether we're going to schedule a time to reconvene  
7 and discuss discovery dates and schedule a hearing in  
8 this matter, or whether it's going to be withdrawn.

9                   MS. DIMEO:

10                   Thank you, very much, Your Honor.

11                   MR. SUTTER:

12                   Mr. Sutter, Your Honor, I have a  
13 question, please. When you send out mail, could you  
14 please give us a little more of a window for time  
15 frame. Because I got --- the last letter from you  
16 arrived yesterday with the meeting today.

17                   JUDGE JANDEBEUR:

18                   Yes, sir.

19                   MR. SUTTER.

20                   We really would like a little bit of a  
21 leeway, kind of, so we can, you know, have a chance to  
22 plan for this. We'd appreciate that. And also, I  
23 would like the information as to where I get a copy of  
24 this transcript of today, please.

25                   JUDGE JANDEBEUR:

1           ,Good point, Mr. Sutter. For whatever  
2 reason, when this case was assigned to me, it was  
3 assigned May 5th for today's hearing of May 31st.  
4 That's a very small window of time, and is not  
5 typical. My office, typically, schedules things a  
6 little bit farther out. And what happened in this  
7 case, is a number of folks called in to say, we cannot  
8 come to Scranton for this hearing. And I knew that it  
9 was an organizational hearing and did not need to be  
10 held in person, and I switched it to a telephonic  
11 hearing. And Mr. Sutter's absolutely correct, you all  
12 got terrible notice, and for that I apologize. We  
13 typically provide folks a lot more of a window of time  
14 in which to organize their life, get time off from  
15 work, et cetera, et cetera. And I can't tell you why  
16 this was scheduled so quickly. But it isn't our norm  
17 and that's the way it went, and here we are. And  
18 we'll see where we go from here, but that is not our  
19 norm.

20           Okay. Now, the telephone number to get a  
21 copy of today's proceeding is Sargent's Court  
22 Reporting, and it's S-A-R-G-E-N-T-S. The telephone is  
23 1-800-727-4349.

24           MR. SUTTER:

25           727, what was ---?

1                   JUDGE JANDEBEUR:

2                   727-4349.

3                   MR. SUTTER:

4                   4349.   727-4349.

5                   JUDGE JANDEBEUR:

6                   And the docket number that you'll refer  
7 to is the R-00061390

8                   MR. SUTTER:

9                   61390.   Yes, ma'am.

10                  JUDGE JANDEBEUR:

11                  And the case name is, obviously, Clean  
12 Treatment Sewage Company.   Okay.   We are done for  
13 today, and I will get in touch with you all shortly  
14 after Mr. Melia has let me know what his client wishes  
15 to do.   And thank you all for being available.

16

17                               \* \* \* \* \*

18                               HEARING CONCLUDED AT 11:30 A.M.

19                               \* \* \* \* \*

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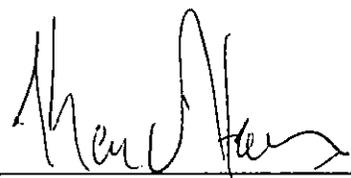
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C E R T I F I C A T E

I hereby certify, as the  
stenographic reporter, that the foregoing  
proceedings were taken stenographically by  
me, and thereafter reduced to typewriting  
by me or under my direction; and that this  
transcript is a true and accurate record  
to the best of my ability.



Court Reporter

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