

COMMONWEALTH OF PENNSYLVANIA



OFFICE OF CONSUMER ADVOCATE

555 Walnut Street 5th Floor, Forum Place  
Harrisburg, Pennsylvania 17101-1923  
(717) 783-5048

IRWIN A. POPOWSKY  
Consumer Advocate

FAX (717) 783-7152  
E-Mail: paoca@ptd.net

July 18, 2002

VIA FACSIMILE (412) 565-5692  
AND FIRST CLASS MAIL

The Honorable Larry Gesoff  
Administrative Law Judge  
Pennsylvania Public Utility Commission  
1103 Pittsburgh State Office Building  
300 Liberty Avenue  
Pittsburgh, PA 15222

**DOCKETED**

OCT 10 2002

**DOCUMENT**

RECEIVED  
02 JUL 19 PM 3:12  
P.A.P.U.C.  
SECRETARY'S BUREAU

RE: Cindy Parks v. Pennsylvania-American Water Company  
Docket No. C-00015377

Dear Judge Gesoff:

The parties to the above-referenced proceeding were unable to reach a settlement of the matter involved. Therefore, it appears that it will be necessary to resume the litigation schedule. As such, the OCA proposes the litigation schedule below. Please note that the OCA requests that evidentiary hearings be held in the affected area so that consumer testimony may more easily be obtained on record. The OCA proposes the following schedule:

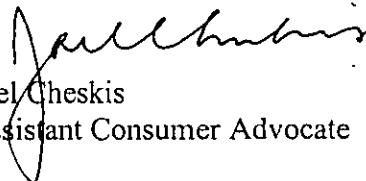
|                             |  |
|-----------------------------|--|
| Week of September 9, 2002:  | Public interest evidentiary hearings to be held in Mount Pleasant Township |
| Friday, September 27, 2002: | OCA Supplemental Direct Testimony  |
| Friday, October 25, 2002:   | PAWC Supplemental Rebuttal Testimony                                       |
| Friday, November 15, 2002:  | OCA Surrebuttal Testimony  |
| Week of December 2, 2002:   | Hearings in Pittsburgh   |

I will be out of the office next week, July 22<sup>nd</sup> to the 26<sup>th</sup>. However, if you have any questions or comments about this matter during that time, please contact Dianne Dusman, Senior Assistant Consumer Advocate.

The Honorable Larry Gesoff  
July 19, 2002  
Page 2

Thank you for your attention to this matter.

Very truly yours,



Joel Cheskis  
Assistant Consumer Advocate

cc: James J. McNulty, Secretary  
All Parties of Record

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SECRETARY'S BUREAU

CERTIFICATE OF SERVICE

Re: Cindy Parks  
v.  
Pennsylvania-American Water Company  
Docket No. C-00015377


I hereby certify that I have this day served a true copy of the foregoing letter 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 18th day of July, 2002.

SERVICE BY FIRST CLASS MAIL, POSTAGE PREPAID

Robert M. Ross, President  
Susan Simms Marsh, Esq.  
Pennsylvania-American Water Company  
800 West Hersheypark Drive  
Hershey, PA 17033

Cindy Parks  
447 Fort Cherry Road  
McDonald, PA 15057

  
\_\_\_\_\_  
Dianne E. Dusman  
Senior Assistant Consumer Advocate  
Joel H. Cheskis  
Assistant Consumer Advocate

Counsel for  
Office of Consumer Advocate  
555 Walnut Street 5th Floor, Forum Place  
Harrisburg, PA 17101-1923  
(717) 783-5048  
64254.wpd;1/DED/smn

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# Pennsylvania-American Water Company

800 West Hershey Park Drive • P.O. Box 888 • Hershey, PA 17033-0888  
(717) 533-5000 • Fax: (717) 531-3314 • E-mail: [ssimms@pawc.com](mailto:ssimms@pawc.com)

Susan Simms Marsh  
Associate Corporate Counsel

July 18, 2002

**VIA FAX AND FIRST CLASS MAIL**

The Honorable Larry Gesoff  
Administrative Law Judge  
Pennsylvania Public Water Commission  
1103 Pittsburgh State Office Building  
300 Liberty Avenue  
Pittsburgh, PA 15222

**DOCKETED**

OCT 10 2002

**DOCUMENT**

RECEIVED  
2002 JUL 19 AM 10:02  
SECRETARY'S BUREAU

Re: Cindy Parks v. Pennsylvania-American Water Company  
Docket No. C-00015377

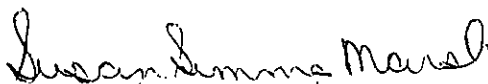
Dear Judge Gesoff:

In accordance with your Fifth Interim Order, dated May 15, 2002, I am providing this status report on behalf of Pennsylvania-American Water Company in the above-captioned matter. The parties to this proceeding were unable to reach a settlement. Accordingly, Pennsylvania-American is requesting a Telephonic Prehearing Conference be scheduled and the litigation schedule be reinstated with the following modifications:

|                                    |                    |
|------------------------------------|--------------------|
| OCA Supplemental Direct Testimony  | September 23, 2002 |
| PAWC Supplemental Direct Testimony | October 21, 2002   |
| OCA Responsive Testimony           | November 11, 2002  |
| Hearing in Pittsburgh              | To Be Determined   |

Please contact me if you have any questions or concerns regarding this matter.

Sincerely,

  
Susan Simms Marsh

cc: James J. McNulty, Secretary  
Cindy Parks  
Joel Cheskis, Esquire  
Anthony DeCusatis, Esquire



**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

|                             |   |                       |
|-----------------------------|---|-----------------------|
| CINDY PARKS,                | : |                       |
| Complainant                 | : |                       |
|                             | : |                       |
| v.                          | : | Docket No. C-00015377 |
|                             | : |                       |
| PENNSYLVANIA-AMERICAN WATER | : |                       |
| COMPANY,                    | : |                       |
| Respondent                  | : |                       |

**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served a true copy of the foregoing document, upon the participants listed below, in accordance with the requirements of §1.54:

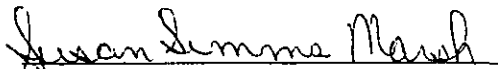
**Via U.S. Mail**

Dianne E. Dusman, Esquire  
Joel Cheskis, Esquire  
Consumer Advocate  
Office of Consumer Advocate  
555 Walnut Street, 5<sup>th</sup> Floor  
Forum Place  
Harrisburg, PA 17101-1923

Cindy Parks  
447 Fort Cherry Road  
McDonald, PA 15057

Anthony DeCusatis, Esquire  
Morgan, Lewis & Bockius  
1701 Market Street  
Philadelphia, PA 19103-2921

Dated this 18<sup>th</sup> day of July, 2002.



Susan Simms Marsh  
Pennsylvania-American Water Company  
800 West Hershey Park Drive  
Hershey, Pennsylvania 17033  
(717) 533-5000

COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Office Of Administrative Law Judge  
P.O. Box 3265, Harrisburg, PA 17105-3265

IN REPLY PLEASE  
REFER TO OUR FILE

July 19, 2001

In Re: C-00015377

BTL

(See letter dated 01/28/2002)

Cindy Parks v. PA-American Water Company

Service dispute.

Hearing Notice

DOCKETED

JUL 23 2002

This is to inform you that a Further Prehearing Telephone Conference on the above-captioned case has been scheduled as follows:

Type: Further Prehearing Telephone Conference

Date: Tuesday, July 30, 2002

Time: 10:00 a.m.

Presiding: Administrative Law Judge Larry Gesoff  
1103 Pittsburgh State Office Building  
300 Liberty Avenue  
Pittsburgh, PA 15222  
Telephone: (412) 565-3550  
Fax: (412) 565-5692

At the above dated and time the presiding officer will contact the parties as follows:

|                            |                |
|----------------------------|----------------|
| Cindy Parks                | (724) 356-6240 |
| Susan Simms Marsh, Esquire | (717) 533-5000 |
| Joel Cheskis, Esquire      | (717) 783-5048 |

If you are a person with a disability, and you wish to attend the hearing, we may be able to make arrangements for your special needs. Please call Norma Lewis at the Public Utility Commission:

DOCUMENT  
FOLDER

- Scheduling Office: 717-787-1399
- AT&T Relay Service number for persons who are deaf or hearing-impaired: 1-800-654-5988.

pc: Judge Gesoff  
Steve Springer, Scheduling Officer  
Beth Plantz  
Docket Section  
Calendar File

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921  
Tel: 215.963.5000  
Fax: 215.963.5001  
www.morganlewis.com

**Morgan Lewis**  
COUNSELORS AT LAW

ORIGINAL

**Anthony C. DeCusatis**  
215.963.5034  
adecusatis@morganlewis.com

RECEIVED  
02 JUL 24, PM 4:13  
FALL U.C.  
SECRETARY'S BUREAU

July 24, 2002

REP  
DOCUMENT  
FOLDER

VIA HAND DELIVERY

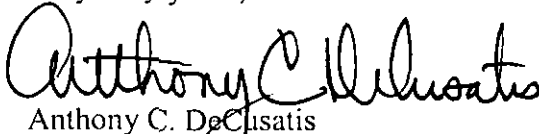
James J. McNulty, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17105

Re: **Cindy Parks v. Pennsylvania-American Water Company**  
**Docket No. C-00015377**

Dear Secretary McNulty:

Enclosed for filing are an original and three copies of the Entry of Appearance of Thomas P. Gadsden and Anthony C. DeCusatis in the above-captioned matter. As evidenced by the enclosed certificate of service, copies of the Entry of Appearance have been served upon the parties and the Chief Administrative Law Judge. An additional copy of this letter and the Entry of Appearance are enclosed, which we request be date stamped and returned to us.

Very truly yours,

  
Anthony C. DeCusatis

ACD:jod  
Enclosure

cc: Certificate of Service

1-PH/1646371.1  
DRAFT 07/23/02 12:46

Philadelphia Washington New York Los Angeles Miami Harrisburg Pittsburgh  
Princeton Northern Virginia London Brussels Frankfurt Tokyo

66

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ORIGINAL

Cindy Parks

Complainant

v.

Pennsylvania-American Water  
Company

Respondent

Docket No. C-00015379

PA.P.U.C.  
SECRETARY'S BUREAU

02 JUL 24 PM 4:13

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ENTRY OF APPEARANCE

Please enter the appearance of the undersigned on behalf of the Respondent,  
Pennsylvania-American Water Company, in the above-captioned matter and add our names and  
address to the service list in this case.

DOCUMENT  
FOLDER

Respectfully submitted,

Thomas P. Gadsden  
215.963.5234  
tgadsden@morganlewis.com

DOCKETED

JUL 25 2002

Anthony C. Decusatis  
215.963.5084  
adecusatis@morganlewis.com

Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103  
215.963.5299 (FAX)

Dated: July 24, 2002

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Cindy Parks :  
 :  
 Complainant :  
 :  
 v. :  
 :  
 Pennsylvania-American Water :  
 Company :  
 :  
 Respondent :

Docket No. C-00015377

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SECRETARY'S BUREAU

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing Entry of Appearance upon the persons and in the manner set forth below, in accordance with the requirements of 52 Pa. Code § 1.54:

VIA FIRST CLASS MAIL

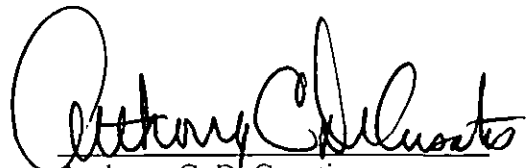
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McDonald, PA 15057

Dianne E. Dusman, Esq.  
Senior Assistant Consumer Advocate  
Erin L. Horting, Esq.  
Assistant Consumer Advocate  
Office of Consumer Advocate  
555 Walnut Street, 5th Fl., Forum Place  
Harrisburg, PA 17101-1923

Honorable Larry Gesoff  
Administrative Law Judge  
Pennsylvania Public Utility Commission  
1103 Pittsburgh State Office Building  
300 Liberty Avenue  
Pittsburgh, PA 15222

Susan Simms Marsh, Esq.  
Pennsylvania-American Water Company  
800 West Hershey Park Drive  
P.O. Box 888  
Hershey, PA 17033-0888

Dated: July 24, 2002

  
Anthony C. DeCusatis  
Morgan, Lewis & Bockius, LLP  
1701 Market Street  
Philadelphia, PA 19103