

PLEASE DOCKET

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

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Michael A. DellaVecchia

v.

Aqua Pennsylvania, Inc.

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:

C-20065751

DOCKETED
APR 04 2006

PREHEARING ORDER

On March 14, 2006, I was assigned to preside over this case. The purpose of this order is to bring to the attention of all parties certain procedural rules, observance of which will serve to "secure the just, speedy and inexpensive determination" of this proceeding. 1 Pa. Code §1.2(a). The parties are directed to comply with the following requirements:

1. Proceedings before the Commission are governed by, inter alia, 52 Pa. Code §1.15, which provides:

§1.15. Extensions of time.

....

(b) Except as otherwise provided by statute, requests for continuance of hearings or for extension of time in which to perform an act required or allowed to be done at or within a specified time by this title or by order of the Commission or the presiding officer, shall be by motion in writing, timely filed with the Commission, stating the facts on which the application rests, except that during the course of a proceeding, the requests may be made by oral motion in the hearing before the Commission or the presiding officer. Only for good cause shown, will requests for continuance be considered. The requests should be submitted at least 5 days prior to the hearing date. (Emphasis added.)

In accordance with the foregoing, absent a timely request for continuance for good cause (i.e., no later than 5 days before the scheduled hearing on April 18, 2006), all parties to this proceeding shall be prepared to participate in the scheduled hearing.

2. Unless you are a corporation, it is not required that you be represented by an attorney, although you may choose to be represented by an attorney. **If you are a corporation, you must be represented by an attorney.**

3. If you wish to offer into evidence at the hearing material in the form of documents (letters, bills, canceled checks and the like), you must bring with you the required number of copies (an original and two copies for the Commission, one copy for every other party in the case, and a copy for yourself). 52 Pa. Code §5.409.

4. Please be aware that there often is a delay in my receiving documents filed in Harrisburg. Therefore, serve me directly with any documents you file in this proceeding.

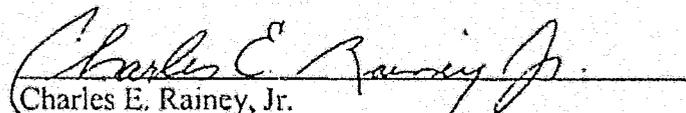
5. Finally, I would also like to bring to your attention 52 Pa. Code §5.331(b) which provides, inter alia, that "[p]articipants shall endeavor to initiate discovery as early in the proceedings as reasonably possible," and 52 Pa. Code §5.322 which encourages participants to exchange information on an informal basis. I urge all parties to cooperate in discovery. Such cooperation is preferable to numerous or protracted discovery disagreements which require the presiding officer's participation for resolution. Please be aware that there are limitations on discovery and sanctions for abuse of the discovery process. 52 Pa. Code §§5.361, 5.371-3.572.

6. The parties are encouraged to informally discuss any of the matters involved in this case prior to the scheduled hearing.

ORDER

The parties shall comply with procedural rules and regulations discussed herein.

Date: May 27, 2006



Charles E. Rainey, Jr.
Administrative Law Judge

ORIGINAL

AQUA
Pennsylvania.

Aqua Pennsylvania, Inc.
762 W. Lancaster Avenue
Bryn Mawr, PA 19010

Frances P. Orth, Esquire
Assistant General Counsel

T: 610.645.1126
F: 610.520.9127
fpoorth@aquaaamerica.com
www.aquapennsylvania.com

April 12, 2006

VIA FEDERAL EXPRESS

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

RECEIVED

APR 13 2006

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Re: *Complaint Docket No. C-20065751*
Michael DellaVecchia v. Aqua Pennsylvania, Inc.

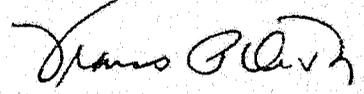
Dear Mr. McNulty:

Please be advised that the above-captioned complaint has been resolved pursuant to an agreement reached between Michael DellaVecchia and Aqua Pennsylvania, Inc.

This letter shall serve as a certification pursuant to 52 Pa. Code 5.24(b) that there is satisfaction with the manner in which we have resolved this complaint. **Please mark this matter closed and consider the complaint as having been withdrawn.**

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APR 17 2006

Sincerely,



Frances P. Orth

cc: Michael DellaVecchia
Michael Delbonifro, Esquire
ALJ Charles E. Rainey, Jr. (sent via Federal Express)

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COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

DATE: April 17, 2006
SUBJECT: C-20065751
Michael A. DellaVecchia v. Aqua Pennsylvania, Inc.
TO: Wanda Zeiders
Docket Management
FROM: Cherie Pyle, ALJ Support Staff
Office of Administrative Law Judge

On April 13, 2006, a Certificate of Satisfaction was filed in the above-captioned proceeding. If no objection is filed to this certificate within 10 days of service, this proceeding will be closed.

All parties should be notified that the case is closed and a copy of that notification placed in the document folder.

The Initial Hearing scheduled for Tuesday, April 18, 2006 has been cancelled.

Attachment

pc: ALJ Charles E. Rainey, Jr.
Beth Plantz
Case File

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APR 26 2006

OALJ Hearing Report

Please check those blocks which apply

Docket No.: C-20065751		YES	NO
Case Name: Michael A. DellaVecchia v. Aqua Pennsylvania, Inc.	Prehearing Held:	<input type="checkbox"/>	<input type="checkbox"/>
	Hearing Held:	<input type="checkbox"/>	<input type="checkbox"/>
	Testimony Taken:	<input type="checkbox"/>	<input type="checkbox"/>
	Transcript Due:	<input type="checkbox"/>	<input type="checkbox"/>
	Hearing Concluded:	<input type="checkbox"/>	<input type="checkbox"/>
Location: Philadelphia, PA	Further Hearing Needed:	<input type="checkbox"/>	<input type="checkbox"/>
Date: April 18, 2006	Estimated Add'l Days:		
ALJ: Charles E. Rainey, Jr.	RECORD CLOSED:	<input type="checkbox"/>	<input type="checkbox"/>
Reporting Firm: Sargents Court Reporting	DATE:		
	Briefs to be Filed:	<input type="checkbox"/>	<input type="checkbox"/>
	DATE:		
	Bench Decision:	<input type="checkbox"/>	<input type="checkbox"/>
<p style="font-size: 24pt; font-weight: bold; text-align: center;">RECEIVED</p> <p style="text-align: center;">MAY - 3 2006</p> <p style="text-align: center;">CITY COMMISSION BUREAU</p>		REMARKS	
		<p style="font-style: italic;">Certificate of Satisfaction filed April 12, 2006</p>	

PLEASE PRINT CLEARLY - Incomplete Information may result in delay of processing.

Name and Telephone Number	Address	Who are you representing?
<p style="font-size: 24pt; font-weight: bold; text-align: center;">DOCUMENT FOLDER</p>	City	State
	Zip	
Telephone:	E-mail Address:	Fax Number:
	City	State
	Zip	
Telephone:	E-mail Address:	Fax Number:
	City	State
	Zip	
Telephone:	E-mail Address:	Fax Number:

Check this box if additional parties or attendees appear on back of form.

4/17/06 [Signature]

Reporter's Signature

Note: Completion of this form does not constitute an entry of appearance, see 52 Pa. Code §§1.24 and 1.25.