



COMMONWEALTH OF PENNSYLVANIA

June 22, 2018

E-FILED

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

**Re: Pennsylvania Public Utility Commission v. The York Water Company /
Docket No. R-2018-3000019**

Dear Secretary Chiavetta:

I am delivering for filing today the Prehearing Memorandum, on behalf of the Office of Small Business Advocate ("OSBA"), in the above-captioned proceeding. I respectfully request that a copy of any documents filed in this case be shared as well with our Witness at the address below:

Brian Kalcic
Excel Consulting
225 S. Meramec Avenue, Suite 720 T
St. Louis, MO 63105
excel.consulting@sbcglobal.net

Copies will be served on all known parties in this proceeding, as indicated on the attached Certificate of Service.

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: Brian Kalcic
Parties of Record

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

PENNSYLVANIA PUBLIC UTILITY COMMISSION	:	
	:	
v.	:	DOCKET NO. R-2018-3000019
	:	
THE YORK WATER COMPANY	:	

**OFFICE OF SMALL BUSINESS ADVOCATE
PREHEARING MEMORANDUM**

I. INTRODUCTION

The Office of Small Business Advocate (“OSBA”) is authorized to represent the interests of small business consumers of utility services before the Pennsylvania Public Utility Commission (“Commission”) pursuant to the provisions of the Small Business Advocate Act, Act 181 of 1988, 73 P.S. §§ 399.41 - 399.50 (“the Act”). In order to discharge this statutory duty, the Small Business Advocate deems it necessary to participate as a party to this proceeding. Representing the OSBA in this matter is Assistant Small Business Advocate Steven C. Gray.

Please address all correspondence as follows:

Steven C. Gray, Esquire
Office of Small Business Advocate
300 North Second Street, Suite 202
Harrisburg, Pennsylvania 17101
(717) 783-2525
(717) 783-2831 (fax)
sgray@pa.gov

II. FILING BACKGROUND

On May 30, 2018, The York Water Company (“York Water” or the “Company”) filed Supplement No. 130 to Tariff Water-Pa. P.U.C. No. 14 (“Supplement No. 130”) and Supplement No. 6 to Tariff Wastewater-Pa. P.U.C. No. 1 (“Supplement No. 6”) with the Commission. Supplement No. 130, if approved by the Commission, would provide the Company with a general rate increase in water rates of approximately \$6.4 million per year. Supplement No. 6, if approved by the Commission, would provide the Company with a general rate increase for wastewater service by \$288,623 per year.

On June 18, 2018, the OSBA filed a Complaint against Supplement Nos. 130 and 6.

III. IDENTIFICATION OF WITNESSES AND TENTATIVE ISSUES

Assisting in the development and presentation of the OSBA’s case in this proceeding will be:

Mr. Brian Kalcic
Excel Consulting
Suite 720
225 South Meramec Avenue
St. Louis, MO 63105
(314) 725-2511
excel.consulting@sbcglobal.net

After an initial review of the materials submitted by the Company, the OSBA has identified the following issues:

1. Whether the Company’s cost-of-service methodology is appropriate, just, and reasonable.

2. Whether the Company's proposed class revenue allocation, including its proposed allocation of unrecovered wastewater service costs to water customers, is appropriate, just, and reasonable.

3. Whether York Water's proposed gravity and repumped system rate design for GMS customers is appropriate, just, and reasonable.

The OSBA reserves the right to pursue additional issues as they arise throughout the proceeding.

The OSBA will participate in this case to assure that the interests of small business customers of the Company are adequately represented and protected.

IV. SERVICE OF DOCUMENTS

The OSBA requests that all parties serve a hard copy of any document filed in this case upon the OSBA and the OSBA witness identified above. In addition to hard copies of pleadings, briefs, and exceptions, the OSBA requests hard copies of responses to discovery propounded by the OSBA or any other party. Service by electronic mail only is not acceptable.

V. SETTLEMENT

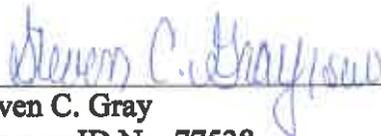
The OSBA notes its willingness to enter into settlement discussions at the appropriate phase of this proceeding.

VI. HEARING AND BRIEFING SCHEDULE

At the time of this writing, the parties are working to develop a proposed procedural schedule.

In light of the Governor's desire to limit the travel of State Offices under his jurisdiction, the OSBA respectfully requests that any evidentiary hearings take place in Harrisburg.

Respectfully submitted,



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

For:

John R. Evans
Small Business Advocate

Office of Small Business Advocate
300 North Second Street, Suite 202
Harrisburg, PA 17101

Dated: June 22, 2018

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	
	:	
v.	:	Docket No. R-2018-3000019
	:	C-2018-3002811
The York Water Company	:	

CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of the foregoing have been served via email and/or First-Class mail (*unless other noted below*) upon the following persons, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

The Honorable Benjamin J. Myers
Administrative Law Judge
Pennsylvania Public Utility Commission
400 North Street
Commonwealth Keystone Building
Harrisburg, PA 17120
benmyers@pa.gov
(Email and Hand Delivery)

Erin L. Gannon, Esquire
Hayley E. Dunn, Esquire
Harrison W. Breitman, Esquire
Office of Consumer Advocate
555 Walnut Street, 5th Floor
Harrisburg, PA 17101
egannon@paoca.org
hdunn@paoca.org
hbreitman@paoca.org
(Counsel for OCA)

John M. Coogan, Esquire
Bureau of Investigation & Enforcement
400 North Street
Commonwealth Keystone Building
Harrisburg, PA 17120
jcoogan@pa.gov
(Counsel for BIE)
(Email and Hand Delivery)

Michael W. Hassell, Esquire
Devin T. Ryan, Esquire
Post & Schell, P.C.
17 North 2nd Street, 12th Floor
Harrisburg, PA 17101
mhassell@postschell.com
dryan@postschell.com
(Counsel for York Water)

DATE: June 22, 2018



Steven C. Gray
Assistant Small Business Advocate
Attorney I.D. No. 77538