**BEFORE THE**

**PENNSYLVANIA PUBLIC UTLIITY COMMISSION**

Pennsylvania Public Utility Commission (water) : R-2018-3003558

Aqua Large Users Group : C-2018-3004981

Office of Consumer Advocate : C-2018-3004331

Office of Small Business Advocate : C-2018-3004941

Pennsylvania American Water Company : C-2018-3004425

Athens Borough : C-2018-3005332

Albert Bowman : C-2018-3004648

Tara Carpenter : C-2018-3005418

Darren Distasio : C-2018-3004318

Brian Edwards : C-2018-3005404

Lee Euard : C-2018-3004097

Kenneth Ferguson : C-2018-3005174

Byron Goldstein : C-2018-3004375

Jordan Goretti : C-2018-3004270

James Grace : C-2018-3005207

Carl & Kathy Haybedian : C-2018-3004896

David Jarrett : C-2018-3005417

Denise Johnson : C-2018-3005123

Desiree Kreidler : C-2018-3005360

Robert Kreisich : C-2018-3004901

Donald Labranche : C-2018-3004988

Robert Leupold : C-2018-3004690

Links at Gettysburg Master Assoc. : C-2018-3004912

Joseph Lorusso : C-2018-3004381

Marilyn Marbo : C-2018-3004631

Masthope Mountain Community Property Owners : C-2018-3005067

Stephen & Janice McHenry : C-2018-3004991

Paul Nice : C-2018-3005287

Catherine Palicki : C-2018-3005419

Dony Pierre : C-2018-3005077

Robert Shafer : C-2018-3004884

Brian Sheppard : C-2018-3004748

South Waverly Borough : C-2018-3005335

 :

 v. :

 :

Aqua Pennsylvania, Inc. (water) :

 :

and :

Pennsylvania Public Utility Commission : R-2018-3003561

(wastewater) :

Office of Consumer Advocate : C-2018-3004333

Office of Small Business Advocate : C-2018-3004939

Grace Bowes : C-2018-3005069

Joseph & Karen Calvacca : C-2018-3005327

Ralph & Lauretta Camardelli : C-2018-3004563

Cedar Knoll Builders : C-2018-3004985

Thomas Davis : C-2018-3004694

Thomas Davis : C-2018-3004695

Stephen DeLeo : C-2018-3005322

Darren Distasio : C-2018-3004324

Donald & Linda Dudjak : C-2018-3005091

Brian Edwards : C-2018-3005406

Colleen Essick : C-2018-3005295

William Finn : C-2018-3005329

Phyllis Genauer : C-2018-3004693

Sylvia Habacker : C-2018-3005320

Carl & Kathy Haybedian : C-2018-3004912

Desiree Kreidler : C-2018-3005347

Arnold Kring : C-2018-3004662

Donald Labranche : C-2018-3004987

Robert Leupold : C-2018-3004692

Edward Levy : C-2018-3005414

Links at Gettysburg Master Assoc. : C-2018-3004913

Tammy Livziey : C-2018-3005220

Michael Luciano : C-2018-3004856

Claire Mann : C-2018-3005467

Patricia Manning : C-2018-3005415

David Marano : C-2018-3005016

Masthope Mountain Community Property Owners : C-2018-3005079

Donna May : C-2018-3005014

James May : C-2018-3005015

Janice & Stephen McHenry : C-2018-3004989

Michael McKiernan : C-2018-3005338

Ben Mroz : C-2018-3004531

Paul Nice : C-2018-3005288

Catherine Palicki : C-2018-3005416

Jacqueline Pasquini : C-2018-3005153

Scott Peterson : C-2018-3005130

Jeri Ramagnano : C-2018-3005471

Rafael Rodriguez : C-2018-3005235

Robert Shafer : C-2018-3004883

Susan Siensa : C-2018-3004923

Carroll Stroh : C-2018-3005150

John Stull : C-2018-3004389

Carey & Sandra Terrell : C-2018-3004938

Wayne Weismandel : C-2018-3005132

 :

 v. :

 :

Aqua Pennsylvania Wastewater Inc. :

 :

and :

 :

Joint Application of Aqua Pennsylvania, Inc. : A-2018-3004108

and its Subsidiary, Superior Water Co., Inc. : A-2018-3004109

**PREHEARING ORDER #5**

Several formal complaints have been filed against the proposed rate increases at Docket Nos. R-2018-3003558 and R-2018-3003561 by Aqua Pennsylvania, Inc. and Aqua Pennsylvania Wastewater, Inc., respectively. We instructed in our Prehearing Conference Order dated September 21, 2018, that a party which did not appear at the prehearing conference convened on Friday, September 28, 2018, would be designated as an inactive participant unless they stated otherwise in writing and served the correspondence upon all parties of record to these proceedings. Consequently, if a party files a complaint or other pleading to participate in these dockets and does not state in writing that it desires to be an active participant, it is given inactive status.

Inactive participants may provide testimony at public inputs. Inactive participants will receive written orders from the presiding officers, notices of hearings, and copies of any Commission decision or order. Inactive participants will not participate in discovery, testify at scheduled evidentiary hearings, or cross-examine witnesses. Inactive participants will not receive copies of hearing exhibits or briefs filed by active participants. In our Prehearing Order #2 dated October 12, 2018, we provided a list of active participants and stated all other parties are to be treated as inactive participants. However, there seems to be confusion on the status of some of the participants.

It is noted that Coalition of Affordable Utility Service and Energy Efficiency in PA (CAUSE-PA) filed a letter dated October 15, 2018, requesting to be treated as an active participant at both dockets. CAUSE-PA will be so treated.

The undersigned Administrative Law Judges (ALJs) have not received any other documents to communicate active participant status since our Prehearing Order #2 dated October 12, 2018.

This Order confirms those participants designated as active and inactive. This Order also consolidates formal complaints filed to date with the rate case dockets of Aqua

Pennsylvania Inc., and Aqua Pennsylvania Wastewater, Inc., R-2018-3003558 and R-2018-3003561, respectively.

 The following parties have active participant status, subject to any timely objection:

1. Aqua Large Users Group;
2. Aqua Pennsylvania, Inc. & Aqua Pennsylvania Wastewater, Inc.;
3. CAUSE-PA
4. Bureau of Investigation & Enforcement;
5. Links at Gettysburg Master Association;
6. Masthope Mountain Community Property Owners
7. Office of Consumer Advocate;
8. Office of Small Business Advocate;
9. Pennsylvania American Water Co.; and
10. Treasure Lake Property Owners Assoc.

On September 28. 2018, CAUSE-PA filed its Petition to Intervene at both Docket Nos. F-2018-3003558 and R-2018-3003561. 52 Pa.Code § 5.66(a) states, in relevant part, “A party may file an answer to a petition to intervene within 20 days of service, and in default thereof, may be deemed to have waived objection to the granting of the petition.” The 20 days to answer the CAUSE-PA Petition to Intervene tolled on October 18, 2018. There is no record of a responsive pleading to the CAUSE-PA Petition to Intervene. The CAUSE-PA Petition to Intervene is granted pursuant to 52 Pa.Code § 5.66(a).

THEREFORE;

IT IS ORDERED:

1. That the Petition to Intervene filed by the Coalition of Affordable Utility Service and Energy Efficiency in PA on September 28, 2018, at Docket Nos. R-2018-3003558 and R-2018-3003561 is granted.
2. That the following parties are active participants:
	1. Aqua Large Users Group;
	2. Aqua Pennsylvania, Inc. & Aqua Pennsylvania Wastewater, Inc.;
	3. CAUSE-PA
	4. Bureau of Investigation & Enforcement;
	5. Links at Gettysburg Master Association;
	6. Masthope Mountain Community Property Owners
	7. Office of Consumer Advocate;
	8. Office of Small Business Advocate;
	9. Pennsylvania American Water Co.; and
	10. Treasure Lake Property Owners Assoc.
3. That any complainant not named in above ordering paragraph 2 is an inactive participant.
4. That the following formal complaints are consolidated with these rate case dockets:

Water

* 1. Athens Borough C-2018-3005332
	2. Albert Bowman C-2018-3004648
	3. Tara Carpenter C-2018-3005418
	4. Darren Distasio C-2018-3004318
	5. Brian Edwards C-2018-3005404
	6. Lee Euard C-2018-3004097
	7. Kenneth Ferguson C-2018-3005174
	8. Byron Goldstein C-2018-3004375
	9. Jordan Goretti C-2018-3004270
	10. James Grace C-2018-3005207
	11. Carl & Kathy Haybedian C-2018-3004896
	12. David Jarrett C-2018-3005417
	13. Denise Johnson C-2018-3005123
	14. Desiree Kreidler C-2018-3005360
	15. Robert Kreisich C-2018-3004901
	16. Donald Labranche C-2018-3004988
	17. Robert Leupold C-2018-3004690
	18. Joseph Lorusso C-2018-3004381
	19. Marilyn Marbo C-2018-3004631
	20. Stephen & Janice McHenry C-2018-3004991
	21. Paul Nice C-2018-3005287
	22. Catherine Palicki C-2018-3005419
	23. Dony Pierre C-2018-3005077
	24. Robert Shafer C-2018-3004884
	25. Brian Sheppard C-2018-3004748
	26. South Waverly Borough C-2018-3005335
	27. Aqua Large Users Group C-2018-3004981
	28. Links at Gettysburg Master Assoc. C-2018-3004912
	29. Masthope Mountain Community

Property Owners C-2018-3005067

* 1. Office of Consumer Advocate C-2018-3004331
	2. Office of Small Business Advocate C-2018-3004941
	3. Pennsylvania American

Water Company C-2018-3004425

Wastewater

* 1. Grace Bowes C-2018-3005069
	2. Joseph & Karen Calvacca C-2018-3005327
	3. Ralph & Lauretta Camardelli C-2018-3004563
	4. Cedar Knoll Builders C-2018-3004985
	5. Thomas Davis C-2018-3004694
	6. Thomas Davis C-2018-3004695
	7. Stephen DeLeo C-2018-3005322
	8. Darren Distasio C-2018-3004324
	9. Donald & Linda Dudjak C-2018-3005091
	10. Brian Edwards C-2018-3005406
	11. Colleen Essick C-2018-3005295
	12. William Finn C-2018-3005329
	13. Phyllis Genauer C-2018-3004693
	14. Sylvia Habacker C-2018-3005320
	15. Carl & Kathy Haybedian C-2018-3004912
	16. Desiree Kreidler C-2018-3005347
	17. Arnold Kring C-2018-3004662
	18. Donald Labranche C-2018-3004987
	19. Robert Leupold C-2018-3004692
	20. Edward Levy C-2018-3005414
	21. Tammy Livziey C-2018-3005220
	22. Michael Luciano C-2018-3004856
	23. Claire Mann C-2018-3005467
	24. Patricia Manning C-2018-3005415
	25. David Marano C-2018-3005016
	26. Donna May C-2018-3005014
	27. James May C-2018-3005015
	28. Janice & Stephen McHenry C-2018-3004989
	29. Michael McKiernan C-2018-3005338
	30. Ben Mroz C-2018-3004531
	31. Paul Nice C-2018-3005288
	32. Catherine Palicki C-2018-3005416
	33. Jacqueline Pasquini C-2018-3005153
	34. Scott Peterson C-2018-3005130
	35. Jeri Ramagnano C-2018-3005471
	36. Rafael Rodriguez C-2018-3005235
	37. Robert Shafer C-2018-3004883
	38. Susan Siensa C-2018-3004923

mm. Carroll Stroh C-2018-3005150

1. John Stull C-2018-3004389
2. Carey & Sandra Terrell C-2018-3004938
3. Wayne Weismandel C-2018-3005132
4. Links at Gettysburg Master Assoc. C-2018-3004913
5. Masthope Mountain Community

Property Owners C-2018-3005079

1. Office of Consumer Advocate C-2018-3004333
2. Office of Small Business Advocate C-2018-3004939
3. That this matter remains set for hearing.

Date: October 19, 2018 /s/

 Angela T. Jones

 Administrative Law Judge

 /s/

 F. Joseph Brady

 Administrative Law Judge

Pennsylvania Public Utility Commission v. Aqua Pennsylvania, Inc.

Docket Number R-2018-3003558

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