

# Morgan Lewis

**Anthony C. DeCusatis**

Of Counsel

+1.215.963.5034

anthony.decusatis@morganlewis.com

November 14, 2018

## VIA eFILING

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

**Re: Pennsylvania Public Utility Commission v. Pennsylvania-American  
Water Company – Water Division  
Docket No. R-2018-3002502**

**Pennsylvania Public Utility Commission v. Pennsylvania-American  
Water Company – Wastewater Division  
Docket No. R-2018-3002504**

---

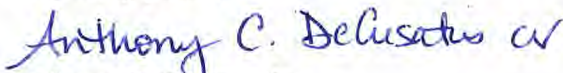
Dear Secretary Chiavetta:

Enclosed for filing is the **Motion for Admission of Testimony and Exhibits** (the “Motion”) in the above-referenced, consolidated cases. Appendix A to the Motion is a Stipulation for Admission of Testimony and Exhibits that has been executed by all parties. Upon the entry of an Order by Administrative Law Judge Marta Guhl granting the Motion, the parties that served testimony and exhibits in this proceeding will file with your office copies of their respective testimony and accompanying exhibits with verifying affidavits and notify Judge Guhl that such filing has been completed.

As evidenced by the Certificate of Service, a copy of the Motion has been served upon Judge Guhl and all parties of record.

Should you have any questions, please do not hesitate to contact me at 215.963.5034.

Very truly yours,





Anthony C. DeCusatis

Enclosures

c: Per Certificate of Service (w/encls.)

**Morgan, Lewis & Bockius LLP**

1701 Market Street  
Philadelphia, PA 19103-2921  
United States

 +1.215.963.5000  
 +1.215.963.5001



Allison C. Kaster  
Pennsylvania Public Utility Commission  
Bureau of Investigation & Enforcement  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120  
[akaster@pa.gov](mailto:akaster@pa.gov)

Kristine Marsilio  
Dan Clearfield  
Carl Shultz  
Loudon L. Campbell  
Eckert Seamans Cherin & Mellott, LLC  
213 Market Street, 8th Floor  
Harrisburg, PA 17101  
[kmarsilio@eckertseamans.com](mailto:kmarsilio@eckertseamans.com)  
[dclearfield@eckertseamans.com](mailto:dclearfield@eckertseamans.com)  
[cshultz@eckertseamans.com](mailto:cshultz@eckertseamans.com)  
[lcampbell@eckertseamans.com](mailto:lcampbell@eckertseamans.com)  
*Counsel for the Pennsylvania Builders  
Association*

Respectfully submitted,



---

Anthony C. DeCusatis (PA I.D. No. 25700)  
Catherine G. Vasudevan (PA I.D. No. 210254)  
Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921  
215.963.5034 (bus)  
[anthony.decusatis@morganlewis.com](mailto:anthony.decusatis@morganlewis.com)  
[catherine.vasudevan@morganlewis.com](mailto:catherine.vasudevan@morganlewis.com)

Susan Simms Marsh (PA I.D. No. 44689)  
Pennsylvania-American Water Company  
800 West Hersheypark Drive  
Hershey, PA 17033  
717.531.3362 (bus)  
[susan.marsh@amwater.com](mailto:susan.marsh@amwater.com)

*Counsel for  
Pennsylvania-American Water Company*

Dated: November 14, 2018

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

<b>PENNSYLVANIA PUBLIC UTILITY COMMISSION</b>	:	
	:	
<b>v.</b>	:	<b>DOCKET NO. R-2018-3002502</b>
	:	
<b>PENNSYLVANIA-AMERICAN WATER COMPANY – WATER DIVISION</b>	:	
	:	
<b>PENNSYLVANIA PUBLIC UTILITY COMMISSION</b>	:	
	:	
<b>v.</b>	:	<b>DOCKET NO. R-2018-3002504</b>
	:	
<b>PENNSYLVANIA-AMERICAN WATER COMPANY – WASTEWATER DIVISION</b>	:	

**MOTION FOR ADMISSION  
OF TESTIMONY AND EXHIBITS**

**TO THE HONORABLE MARTA GUHL, ADMINISTRATIVE LAW JUDGE:**

The undersigned move for admission into the evidentiary record of the statements and exhibits identified in the Stipulation For Admission Of Testimony And Exhibits (“Stipulation”) attached hereto as Appendix A. This Motion and the Stipulation are being submitted pursuant to Prehearing Order #2 issued by Presiding Administrative Law Judge (“ALJ”) Marta Guhl on October 24, 2018.

Pursuant to the Stipulation, all parties to this proceeding have stipulated the authenticity of the statements and exhibits listed therein and have waived cross-examination of the witnesses sponsoring those statements and exhibits. Verifications by the applicable witnesses will be attached to the statements and exhibits submitted for the record.

Accordingly, the parties request that ALJ Guhl grant this Motion and admit into the

evidentiary record such statements and exhibits. Two copies of the statements and exhibits listed in the Stipulation will be filed with the Secretary of the Commission after this Motion is granted.

Respectfully submitted:

Dated: November 14, 2018

Anthony C. DeCusatis  
Anthony C. DeCusatis  
Attorney I.D. No. 25700  
Catherine G. Vasudevan  
Attorney I.D. No. 210254  
Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921  
Direct: 215.963.5034  
Fax: 215.963.5001  
[anthony.decusatis@morganlewis.com](mailto:anthony.decusatis@morganlewis.com)  
[catherine.vasudevan@morganlewis.com](mailto:catherine.vasudevan@morganlewis.com)

Susan Simms Marsh  
Attorney I.D. No. 44689  
Pennsylvania-American Water Company  
800 Hershey Park Drive  
Hershey, PA 17033  
Direct: 717.531.3208  
[susan.marsh@amwater.com](mailto:susan.marsh@amwater.com)

*Counsel for Pennsylvania-American  
Water Company*

*Christ Maloni Hoover*

---

Christine Maloni Hoover  
Senior Assistant Consumer Advocate  
Office of Consumer Advocate  
Forum Place, 5<sup>th</sup> Floor  
555 Walnut Street  
Harrisburg, PA 17101-1923  
*Counsel for Office of Consumer Advocate*

---

Elizabeth Rose Triscari  
Deputy Small Business Advocate  
Office of Small Business Advocate  
Commerce Building, Suite 202  
300 North Second Street  
Harrisburg, PA 17101  
*Counsel for Office of Small Business Advocate*

---

Allison C. Kaster  
Prosecutor  
Bureau of Investigation & Enforcement  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120  
*Counsel for Bureau of Investigation & Enforcement*

---

Kristine Marsilio  
Dan Clearfield  
Carl Shultz  
Loudon L. Campbell  
Eckert Seamans Cherin & Mellott, LLC  
213 Market Street, 8th Floor  
Harrisburg, PA 17101  
*Counsel for the Pennsylvania Builders Association*

---

**Christine Maloni Hoover**  
Senior Assistant Consumer Advocate  
Office of Consumer Advocate  
Forum Place, 5<sup>th</sup> Floor  
555 Walnut Street  
Harrisburg, PA 17101-1923  
*Counsel for Office of Consumer Advocate*

*Elizabeth Rose Triscari*

---

**Elizabeth Rose Triscari**  
Deputy Small Business Advocate  
Office of Small Business Advocate  
Commerce Building, Suite 202  
300 North Second Street  
Harrisburg, PA 17101  
*Counsel for Office of Small Business Advocate*

---

**Allison C. Kaster**  
Prosecutor  
Bureau of Investigation & Enforcement  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120  
*Counsel for Bureau of Investigation & Enforcement*

---

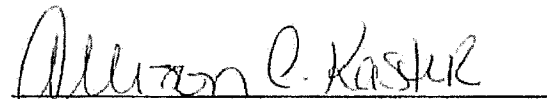
**Kristine Marsilio**  
Dan Clearfield  
Carl Shultz  
Loudon L. Campbell  
Eckert Seamans Cherin & Mellott, LLC  
213 Market Street, 8th Floor  
Harrisburg, PA 17101  
*Counsel for the Pennsylvania Builders Association*

---

Christine Maloni Hoover  
Senior Assistant Consumer Advocate  
Office of Consumer Advocate  
Forum Place, 5<sup>th</sup> Floor  
555 Walnut Street  
Harrisburg, PA 17101-1923  
*Counsel for Office of Consumer Advocate*

---

Elizabeth Rose Triscari  
Deputy Small Business Advocate  
Office of Small Business Advocate  
Commerce Building, Suite 202  
300 North Second Street  
Harrisburg, PA 17101  
*Counsel for Office of Small Business Advocate*



---

Allison C. Kaster  
Prosecutor  
Bureau of Investigation & Enforcement  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120  
*Counsel for Bureau of Investigation & Enforcement*

---

Kristine Marsilio  
Dan Clearfield  
Carl Shultz  
Loudon L. Campbell  
Eckert Seamans Cherin & Mellott, LLC  
213 Market Street, 8th Floor  
Harrisburg, PA 17101  
*Counsel for the Pennsylvania Builders Association*

---

Christine Maloni Hoover  
Senior Assistant Consumer Advocate  
Office of Consumer Advocate  
Forum Place, 5<sup>th</sup> Floor  
555 Walnut Street  
Harrisburg, PA 17101-1923  
*Counsel for Office of Consumer Advocate*

---

Elizabeth Rose Triscari  
Deputy Small Business Advocate  
Office of Small Business Advocate  
Commerce Building, Suite 202  
300 North Second Street  
Harrisburg, PA 17101  
*Counsel for Office of Small Business Advocate*

---

Allison C. Kaster  
Prosecutor  
Bureau of Investigation & Enforcement  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120  
*Counsel for Bureau of Investigation & Enforcement*

---

*Kristine E Marsilio*  
Kristine Marsilio  
Dan Clearfield  
Carl Shultz  
Loudon L. Campbell  
Eckert Seamans Cherin & Mellott, LLC  
213 Market Street, 8th Floor  
Harrisburg, PA 17101  
*Counsel for the Pennsylvania Builders Association*

## **APPENDIX A**

### **STIPULATION FOR ADMISSION OF TESTIMONY AND EXHIBITS**

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

<b>PENNSYLVANIA PUBLIC UTILITY COMMISSION</b>	:	
	:	
<b>v.</b>	:	<b>DOCKET NO. R-2018-3002502</b>
	:	
<b>PENNSYLVANIA-AMERICAN WATER COMPANY – WATER DIVISION</b>	:	
	:	
<b>PENNSYLVANIA PUBLIC UTILITY COMMISSION</b>	:	
	:	
<b>v.</b>	:	<b>DOCKET NO. R-2018-3002504</b>
	:	
<b>PENNSYLVANIA-AMERICAN WATER COMPANY – WASTEWATER DIVISION</b>	:	

**STIPULATION FOR ADMISSION  
OF TESTIMONY AND EXHIBITS**

On October 18, 2018, the parties in the above-referenced proceeding notified Presiding Administrative Law Judge (“ALJ”) Marta Guhl that they had agreed to waive cross-examination of their respective witnesses and stipulate the admission to the record of their witnesses’ testimony and exhibits, if any. On October 24, 2018, ALJ Guhl issued Prehearing Order #2 cancelling the hearings for this proceeding and directing the parties to file a stipulation and motion for admission of testimony and exhibits by November 5, 2018. The undersigned, being all of the parties to this proceeding: (1) hereby stipulate the authenticity of the Statements and Exhibits listed in Attachment 1 (the “Listed Statements and Exhibits”), which were previously served upon all parties in this proceeding and upon ALJ Guhl, (2) acknowledge and agree that they waive cross-examination with respect to the Listed Statements and Exhibits; and (3) further stipulate that the Listed Statements and Exhibits should be admitted into the record in this case.

Accordingly, this Stipulation for Admission of Testimony and Exhibits is hereby submitted.

Respectfully submitted:

*Anthony C. DeCusatis cv*

Anthony C. DeCusatis  
Attorney I.D. No. 25700  
Catherine G. Vasudevan  
Attorney I.D. No. 210254  
Morgan, Lewis & Bockius LLP  
1701 Market Street  
Philadelphia, PA 19103-2921  
Direct: 215.963.5034  
Fax: 215.963.5001  
[anthony.decusatis@morganlewis.com](mailto:anthony.decusatis@morganlewis.com)  
[catherine.vasudevan@morganlewis.com](mailto:catherine.vasudevan@morganlewis.com)

Susan Simms Marsh  
Attorney I.D. No. 44689  
Pennsylvania-American Water Company  
800 Hershey Park Drive  
Hershey, PA 17033  
Direct: 717.531.3208  
[susan.marsh@amwater.com](mailto:susan.marsh@amwater.com)

*Counsel for Pennsylvania-American  
Water Company*

Dated: November 14, 2018

*Christ Maloni Hoover*

---

Christine Maloni Hoover  
Senior Assistant Consumer Advocate  
Office of Consumer Advocate  
Forum Place, 5<sup>th</sup> Floor  
555 Walnut Street  
Harrisburg, PA 17101-1923  
*Counsel for Office of Consumer Advocate*

---

Elizabeth Rose Triscari  
Deputy Small Business Advocate  
Office of Small Business Advocate  
Commerce Building, Suite 202  
300 North Second Street  
Harrisburg, PA 17101  
*Counsel for Office of Small Business Advocate*

---

Allison C. Kaster  
Prosecutor  
Bureau of Investigation & Enforcement  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120  
*Counsel for Bureau of Investigation & Enforcement*

---

Kristine Marsilio  
Dan Clearfield  
Carl Shultz  
Loudon L. Campbell  
Eckert Seamans Cherin & Mellott, LLC  
213 Market Street, 8th Floor  
Harrisburg, PA 17101  
*Counsel for the Pennsylvania Builders Association*

---

**Christine Maloni Hoover**  
Senior Assistant Consumer Advocate  
Office of Consumer Advocate  
Forum Place, 5<sup>th</sup> Floor  
555 Walnut Street  
Harrisburg, PA 17101-1923  
*Counsel for Office of Consumer Advocate*

*Elizabeth Rose Triscari*

---

**Elizabeth Rose Triscari**  
Deputy Small Business Advocate  
Office of Small Business Advocate  
Commerce Building, Suite 202  
300 North Second Street  
Harrisburg, PA 17101  
*Counsel for Office of Small Business Advocate*

---

**Allison C. Kaster**  
Prosecutor  
Bureau of Investigation & Enforcement  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120  
*Counsel for Bureau of Investigation & Enforcement*

---

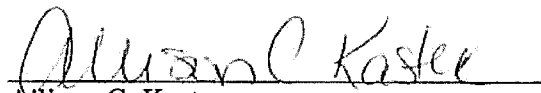
**Kristine Marsilio**  
Dan Clearfield  
Carl Shultz  
Loudon L. Campbell  
Eckert Seamans Cherin & Mellott, LLC  
213 Market Street, 8th Floor  
Harrisburg, PA 17101  
*Counsel for the Pennsylvania Builders Association*

---

Christine Maloni Hoover  
Senior Assistant Consumer Advocate  
Office of Consumer Advocate  
Forum Place, 5<sup>th</sup> Floor  
555 Walnut Street  
Harrisburg, PA 17101-1923  
*Counsel for Office of Consumer Advocate*

---

Elizabeth Rose Triscari  
Deputy Small Business Advocate  
Office of Small Business Advocate  
Commerce Building, Suite 202  
300 North Second Street  
Harrisburg, PA 17101  
*Counsel for Office of Small Business Advocate*



---

Allison C. Kaster  
Prosecutor  
Bureau of Investigation & Enforcement  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120  
*Counsel for Bureau of Investigation & Enforcement*

---

Kristine Marsilio  
Dan Clearfield  
Carl Shultz  
Loudon L. Campbell  
Eckert Seamans Cherin & Mellott, LLC  
213 Market Street, 8th Floor  
Harrisburg, PA 17101  
*Counsel for the Pennsylvania Builders Association*

---

Christine Maloni Hoover  
Senior Assistant Consumer Advocate  
Office of Consumer Advocate  
Forum Place, 5<sup>th</sup> Floor  
555 Walnut Street  
Harrisburg, PA 17101-1923  
*Counsel for Office of Consumer Advocate*

---

Elizabeth Rose Triscari  
Deputy Small Business Advocate  
Office of Small Business Advocate  
Commerce Building, Suite 202  
300 North Second Street  
Harrisburg, PA 17101  
*Counsel for Office of Small Business Advocate*

---

Allison C. Kaster  
Prosecutor  
Bureau of Investigation & Enforcement  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120  
*Counsel for Bureau of Investigation & Enforcement*

---

*Kristine E Marsilio*  
Kristine Marsilio  
Dan Clearfield  
Carl Shultz  
Loudon L. Campbell  
Eckert Seamans Cherin & Mellott, LLC  
213 Market Street, 8th Floor  
Harrisburg, PA 17101  
*Counsel for the Pennsylvania Builders Association*

BEFORE THE  
 PENNSYLVANIA PUBLIC UTILITY COMMISSION  
 PENNSYLVANIA PUBLIC UTILITY COMMISSION v.  
 PENNSYLVANIA-AMERICAN WATER COMPANY – WATER AND WASTE WATER DIVISIONS  
 Docket Nos. R-2018-3002502 and R-2018-3002504

ATTACHMENT 1

STATEMENTS & EXHIBITS FOR ADMISSION INTO THE EVIDENTIARY RECORD

Party	Witness	Direct Testimony & Exhibits	Rebuttal Testimony & Exhibits	Surrebuttal Testimony & Exhibits
PAWC	<i>John R. Cox</i>	PAWC Statement No. 1 PAWC Exhibit No. 1 PAWC Exhibit No. 2 PAWC Exhibit No. 3 PAWC Exhibit No. 4 PAWC Exhibit No. 5	PAWC Statement No. 1-R	
I&E	<i>Brenton Grab</i>	I&E Statement No. 1 I&E Exhibit No. 1	I&E Statement No. 1-R	I&E Statement No. 1-SR
Pennsylvania Builders Association	<i>Daniel E. Durdan</i>	PBA St. 1	PBA St. 1-R	PBA St. 1-SR