



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
Office of Administrative Law Judge
400 NORTH STREET
HARRISBURG, PENNSYLVANIA 17120
January 9, 2023

Mr. Musgrave,

Please find enclosed the signed subpoenas which were granted by Interim Order dated January 4, 2023. I will have the original hard copies mailed to you by first class mail today.

Thank you,

_____/s/
Emily I. DeVoe
Administrative Law Judge



**COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

In the Matter of:
John Kerr Musgrave IV v. Pittsburgh Water and Sewer Authority

Docket No. C-2020-3020714

SUBPOENA

To: Rebecca Price, 6049 Bunkerhill Street, Pittsburgh PA 15206
(Name and Address)

Pursuant to the authority of this Commission under §§3309, 331(d)(2) and 333(j) of the Public Utility Code:

1. YOU ARE ORDERED by the Commission to come to Piatt Place, 301 Fifth Avenue, Suite 220, Pittsburgh, PA 15222, on February 8, 2023, at 10:00 AM o'clock, in the above case to testify on behalf of Complainant John Kerr Musgrave IV and to remain until excused;

A copy of the Hearing Notice for the evidentiary hearing on February 8, 2023, at 10:00 a.m., is attached. The evidentiary hearing is scheduled for two days, February 8 and 9, 2023, but your appearance is only required for February 8, 2023.

This subpoena is issued subject to the provisions of 52 Pa.Code §5.421 (with regard to issuance, notice, service and witness fees).

Date: January 9, 2023

BY THE COMMISSION



Emily I. DeVoe
Administrative Law Judge

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Notary Public



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
Office of Administrative Law Judge
400 NORTH STREET
HARRISBURG, PENNSYLVANIA 17120
January 9, 2023

In Re: C-2020-3020714

(SEE ATTACHED LIST)

John Kerr Musgrave IV v. The Pittsburgh Water and Sewer Authority

Service/Reliability Issue

**IN PERSON (FIRST DAY) & CALL-IN TELEPHONIC (SECOND DAY) EVIDENTIARY
HEARING NOTICE**

This is to inform you that hearings on the above-captioned case will be held as follows:

Type: In-Person Evidentiary/Telephonic Evidentiary

Dates: Wednesday, February 8, 2023 (IN PERSON - see location below)
Thursday, February 9, 2023 (TELEPHONIC see call in information below)

Time: 10:00 A.M., each day

Location: Hearing Room 1 (Wednesday, February 8, 2023)
2nd Floor Hearing Room
Piatt Place
Suite 220
301 Fifth Avenue
Pittsburgh, PA 15222

Presiding: Administrative Law Judge Emily DeVoe
Phone: 412.565.3550 Fax: 412.565.5692

To participate in the hearing on Thursday, February 9, 2023.

- You must dial the toll-free Conference number below
- You must enter the PIN number below when instructed
- You must speak your name when prompted, and press #
- Then, the telephone system will connect you to the hearing

Toll-free Bridge Number: 888.547.8922
PIN Number: 74903461

WITNESSES: If you have any witnesses you want to have present during the hearing who are participating from a separate phone, you must provide them with the Conference and PIN numbers above.

FAILURE TO APPEAR: You may lose the case if you do not take part in this hearing and present evidence on the issue(s) raised. Your case may be dismissed “with prejudice” which means that you will be barred from filing another complaint raising the same claim(s) and issue(s) presented in the dismissed complaint.

CONTINUANCES. You may request a continuance of the hearing if you have a good reason. All continuances will be granted only for good cause. To request a continuance, you must submit a written request (a “motion”) at least five (5) days before the hearing. Your motion should include: 1) The case name, number, and hearing date; 2) The reason for the request; and 3) Whether the other party agrees (or if you do not know).

REPRESENTATION. If you are an individual, you may represent yourself or you may have an attorney represent you. All others, including a partnership, corporation, trust, association, or governmental agency or subdivision, must be represented by an attorney licensed to practice law in Pennsylvania, or admitted *pro hac vice*. Only an attorney may represent someone else.

PRESENTING EXHIBITS. If you intend to present any documents or exhibits at the hearing, you must email one (1) copy to the Presiding Officer at edevoe@pa.gov and one (1) copy each must be sent to every other party. All copies must be received at least five (5) business days before the hearing. Proposed exhibits should be properly pre-marked for identification purposes.

ACCOMMODATION. Any party who needs an accommodation for a disability in order to participate in this hearing process may request one. Please call the OALJ scheduling office at least five (5) business days prior to your hearing to submit your request.

If you require an interpreter to participate in the hearing, please call the scheduling office at least ten (10) business days prior to your hearing to submit your request.

- Scheduling Office: 717.787.1399
- AT&T Relay Service number for persons who are deaf or hearing-impaired: 1.800.654.5988

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cc: Calendar File, File Room

C-2020-3020714 - JOHN KERR MUSGRAVE IV v. THE PITTSBURGH WATER AND SEWER AUTHORITY

JOHN KERR MUSGRAVE IV
6059 BUNKERHILL STREET
PITTSBURGH PA 15206-1155
412.661.2374

jmusky@earthlink.net
Accepts eService

LAUREN M BURGE ESQUIRE
ECKERT SEAMANS CHERIN & MELLOTT LLC
600 GRANT STREET 44TH FLOOR
PITTSBURGH PA 15219
412.566.2146

lburge@eckertseamans.com
Accepts eService

Representing The Pittsburgh Water and Sewer Authority

KAREN O MOURY ESQUIRE
ECKERT SEAMANS
213 MARKET STREET
HARRISBURG PA 17101
717.237.6036

kmoury@eckertseamans.com
Accepts eService

Representing The Pittsburgh Water and Sewer Authority



**COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

In the Matter of:
John Kerr Musgrave IV v. Pittsburgh Water and Sewer Authority

Docket No. C-2020-3020714

SUBPOENA

To: Andrew McFarland, 6049 Bunkerhill Street, Pittsburgh PA 15206

(Name and Address)

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1. YOU ARE ORDERED by the Commission to come to Piatt Place, 301 Fifth Avenue, Suite 220, Pittsburgh, PA 15222, on **February 8, 2023, at 10:00 AM** o'clock, in the above case to testify on behalf of Complainant John Kerr Musgrave IV and to remain until excused;

A copy of the Hearing Notice for the evidentiary hearing on February 8, 2023, at 10:00 a.m., is attached. The evidentiary hearing is scheduled for two days, February 8 and 9, 2023, but your appearance is only required for February 8, 2023.

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Date: January 9, 2023

BY THE COMMISSION



Emily I. DeVoe
Administrative Law Judge

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Notary Public



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(SEE ATTACHED LIST)

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Phone: 412.565.3550 Fax: 412.565.5692

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REPRESENTATION. If you are an individual, you may represent yourself or you may have an attorney represent you. All others, including a partnership, corporation, trust, association, or governmental agency or subdivision, must be represented by an attorney licensed to practice law in Pennsylvania, or admitted *pro hac vice*. Only an attorney may represent someone else.

PRESENTING EXHIBITS. If you intend to present any documents or exhibits at the hearing, you must email one (1) copy to the Presiding Officer at edevoe@pa.gov and one (1) copy each must be sent to every other party. All copies must be received at least five (5) business days before the hearing. Proposed exhibits should be properly pre-marked for identification purposes.

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cc: Calendar File, File Room

C-2020-3020714 - JOHN KERR MUSGRAVE IV v. THE PITTSBURGH WATER AND SEWER AUTHORITY

JOHN KERR MUSGRAVE IV
6059 BUNKERHILL STREET
PITTSBURGH PA 15206-1155
412.661.2374

jmusky@earthlink.net
Accepts eService

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Representing The Pittsburgh Water and Sewer Authority

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kmoury@eckertseamans.com
Accepts eService

Representing The Pittsburgh Water and Sewer Authority



**COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

In the Matter of:
John Kerr Musgrave IV v. Pittsburgh Water and Sewer Authority

Docket No. C-2020-3020714

SUBPOENA

To: Brooke McCartney, 6045 Bunkerhill Street, Pittsburgh PA 15206
(Name and Address)

Pursuant to the authority of this Commission under §§3309, 331(d)(2) and 333(j) of the Public Utility Code:

1. YOU ARE ORDERED by the Commission to come to Piatt Place, 301 Fifth Avenue, Suite 220, Pittsburgh, PA 15222, on **February 8, 2023, at 10:00 AM** o'clock, in the above case to testify on behalf of Complainant John Kerr Musgrave IV and to remain until excused;

A copy of the Hearing Notice for the evidentiary hearing on February 8, 2023, at 10:00 a.m., is attached. The evidentiary hearing is scheduled for two days, February 8 and 9, 2023, but your appearance is only required for February 8, 2023.

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Date: January 9, 2023

BY THE COMMISSION



Emily I. DeVoe
Administrative Law Judge

Commonwealth of Pennsylvania

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) SS:

Count of

)

AFFIDAVIT OF SERVICE

Before me, the undersigned authority, personally appeared _____
who, being duly sworn according to law, deposes and says that he/she served a true and correct
copy of the within SUBPOENA upon _____
by handing the same to him/her at 1 _____ on the
_____ day of _____, 20 _____ at _____ a.m./p.m.

(Signature)

Sworn to and subscribed before me
this _____ day of _____, 20 _____

Notary Public



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
Office of Administrative Law Judge
400 NORTH STREET
HARRISBURG, PENNSYLVANIA 17120
January 9, 2023

In Re: C-2020-3020714

(SEE ATTACHED LIST)

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C-2020-3020714 - JOHN KERR MUSGRAVE IV v. THE PITTSBURGH WATER AND SEWER AUTHORITY

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Representing The Pittsburgh Water and Sewer Authority

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Representing The Pittsburgh Water and Sewer Authority



**COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

In the Matter of:
John Kerr Musgrave IV v. Pittsburgh Water and Sewer Authority

Docket No. C-2020-3020714

SUBPOENA

To: Justin Crowley, 6045 Bunkerhill Street, Pittsburgh PA 15206
(Name and Address)

Pursuant to the authority of this Commission under §§3309, 331(d)(2) and 333(j) of the Public Utility Code:

1. YOU ARE ORDERED by the Commission to come to Piatt Place, 301 Fifth Avenue, Suite 220, Pittsburgh, PA 15222, on **February 8, 2023, at 10:00 AM** o'clock, in the above case to testify on behalf of Complainant John Kerr Musgrave IV and to remain until excused;

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Date: January 9, 2023

BY THE COMMISSION



Emily I. DeVoe
Administrative Law Judge

Commonwealth of Pennsylvania

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AFFIDAVIT OF SERVICE

Before me, the undersigned authority, personally appeared _____
who, being duly sworn according to law, deposes and says that he/she served a true and correct
copy of the within SUBPOENA upon _____
by handing the same to him/her at 1 _____ on the
_____ day of _____, 20____ at _____ a.m./p.m.

(Signature)

Sworn to and subscribed before me
this _____ day of _____, 20____

Notary Public



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
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Presiding: **Administrative Law Judge Emily DeVoe**
Phone: 412.565.3550 Fax: 412.565.5692

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Representing The Pittsburgh Water and Sewer Authority



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PENNSYLVANIA PUBLIC UTILITY COMMISSION**

In the Matter of:
John Kerr Musgrave IV v. Pittsburgh Water and Sewer Authority

Docket No. C-2020-3020714

SUBPOENA

To: Jeffrey Czochara, Allegheny County Health Department, Plumbing Section SA#1, Clack Health Center Building #5, 3901 Penn Avenue, Pittsburgh, PA 15224
(Name and Address)

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Before me, the undersigned authority, personally appeared _____
who, being duly sworn according to law, deposes and says that he/she served a true and correct
copy of the within SUBPOENA upon _____
by handing the same to him/her at 1 _____ on the
_____ day of _____, 20____ at _____ a.m./p.m.

(Signature)

Sworn to and subscribed before me
this _____ day of _____, 20____

Notary Public



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
Office of Administrative Law Judge
400 NORTH STREET
HARRISBURG, PENNSYLVANIA 17120
January 9, 2023

In Re: C-2020-3020714

(SEE ATTACHED LIST)

John Kerr Musgrave IV v. The Pittsburgh Water and Sewer Authority

Service/Reliability Issue

**IN PERSON (FIRST DAY) & CALL-IN TELEPHONIC (SECOND DAY) EVIDENTIARY
HEARING NOTICE**

This is to inform you that hearings on the above-captioned case will be held as follows:

Type: **In-Person Evidentiary/Telephonic Evidentiary**

Dates: **Wednesday, February 8, 2023 (IN PERSON - see location below)**
Thursday, February 9, 2023 (TELEPHONIC see call in information below)

Time: **10:00 A.M., each day**

Location: **Hearing Room 1 (Wednesday, February 8, 2023)**
2nd Floor Hearing Room
Piatt Place
Suite 220
301 Fifth Avenue
Pittsburgh, PA 15222

Presiding: **Administrative Law Judge Emily DeVoe**
Phone: 412.565.3550 Fax: 412.565.5692

To participate in the hearing on Thursday, February 9, 2023,

- You must dial the toll-free Conference number below
- You must enter the PIN number below when instructed
- You must speak your name when prompted, and press #
- Then, the telephone system will connect you to the hearing

Toll-free Bridge Number: 888.547.8922
PIN Number: 74903461

WITNESSES: If you have any witnesses you want to have present during the hearing who are participating from a separate phone, you must provide them with the Conference and PIN numbers above.

FAILURE TO APPEAR: You may lose the case if you do not take part in this hearing and present evidence on the issue(s) raised. Your case may be dismissed “with prejudice” which means that you will be barred from filing another complaint raising the same claim(s) and issue(s) presented in the dismissed complaint.

CONTINUANCES. You may request a continuance of the hearing if you have a good reason. All continuances will be granted only for good cause. To request a continuance, you must submit a written request (a “motion”) at least five (5) days before the hearing. Your motion should include: 1) The case name, number, and hearing date; 2) The reason for the request; and 3) Whether the other party agrees (or if you do not know).

REPRESENTATION. If you are an individual, you may represent yourself or you may have an attorney represent you. All others, including a partnership, corporation, trust, association, or governmental agency or subdivision, must be represented by an attorney licensed to practice law in Pennsylvania, or admitted *pro hac vice*. Only an attorney may represent someone else.

PRESENTING EXHIBITS. If you intend to present any documents or exhibits at the hearing, you must email one (1) copy to the Presiding Officer at edevoe@pa.gov and one (1) copy each must be sent to every other party. All copies must be received at least five (5) business days before the hearing. Proposed exhibits should be properly pre-marked for identification purposes.

ACCOMMODATION. Any party who needs an accommodation for a disability in order to participate in this hearing process may request one. Please call the OALJ scheduling office at least five (5) business days prior to your hearing to submit your request.

If you require an interpreter to participate in the hearing, please call the scheduling office at least ten (10) business days prior to your hearing to submit your request.

- Scheduling Office: 717.787.1399
- AT&T Relay Service number for persons who are deaf or hearing-impaired: 1.800.654.5988

E-FILING. The PUC offers a free e-Filing Subscription Service. This service allows a user to file documents electronically and receive an automatic email notification whenever a document is added, removed, or changed on the PUC website in a specific case. For information and to subscribe to this service, visit the PUC’s website at: http://www.puc.pa.gov/Documentation/eFiling_Subscriptions.pdf.

PAPER FILING. If you do not have the capability to open and use an e-Filing account, you may file paper documents with the Secretary of the Commission. Filing of paper documents must be sent by overnight delivery to:

Secretary
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, PA 17120

It is important that you retain the tracking information as proof of submission. Emailed or faxed submissions filings to the Commission are not acceptable.

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cc: Calendar File, File Room

C-2020-3020714 - JOHN KERR MUSGRAVE IV v. THE PITTSBURGH WATER AND SEWER AUTHORITY

JOHN KERR MUSGRAVE IV
6059 BUNKERHILL STREET
PITTSBURGH PA 15206-1155
412.661.2374

jmusky@earthlink.net
Accepts eService

LAUREN M BURGE ESQUIRE
ECKERT SEAMANS CHERIN & MELLOTT LLC
600 GRANT STREET 44TH FLOOR
PITTSBURGH PA 15219
412.566.2146

lburge@eckertseamans.com
Accepts eService

Representing The Pittsburgh Water and Sewer Authority

KAREN O MOURY ESQUIRE
ECKERT SEAMANS
213 MARKET STREET
HARRISBURG PA 17101
717.237.6036

kmoury@eckertseamans.com
Accepts eService

Representing The Pittsburgh Water and Sewer Authority



**COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

In the Matter of:
John Kerr Musgrave IV v. Pittsburgh Water and Sewer Authority

Docket No. C-2020-3020714

SUBPOENA

To: Records Custodian, Allegheny County Health Department, Plumbing Section SA#1, Clack Health Center Building #5, 3901 Penn Avenue, Pittsburgh, PA 15224
(Name and Address)

Pursuant to the authority of this Commission under §§3309, 331(d)(2) and 333(j) of the Public Utility Code:

1. YOU ARE ORDERED by the Commission to come to Piatt Place, 301 Fifth Avenue, Suite 220, Pittsburgh, PA 15222, on February 8, 2023, at 10:00 AM o'clock, in the above case to testify on behalf of Complainant John Kerr Musgrave IV and to remain until excused;

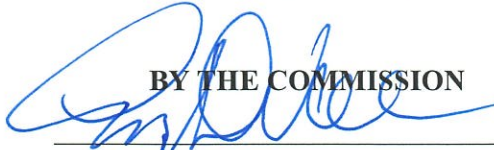
A copy of the Hearing Notice for the evidentiary hearing on February 8, 2023, at 10:00 a.m., is attached. The evidentiary hearing is scheduled for two days, February 8 and 9, 2023, but your appearance is only required for February 8, 2023.

2. YOU ARE ORDERED by the Commission to produce and permit John Kerr Musgrave IV to inspect and copy the following records no later than **Friday, January 27, 2023**: (1) any and all documents in your possession, custody and control dating back to November 11, 2000 related to (a) any permits sought by or on behalf of the Pittsburgh Water and Sewer Authority (PWSA) for work to be performed by or on behalf of PWSA on water lines on Bunkerhill Street, Pittsburgh, PA; and (b) inspections performed or requested by or on behalf of PWSA for work performed by or on behalf of PWSA on water lines on Bunkerhill Street, Pittsburgh, PA.

THIS SUBPOENA ORDERS YOUR PRESENCE AT THE EVIDENTIARY HEARING ON FEBRUARY 8, 2023, AND ORDERS YOU TO PRODUCE DOCUMENTS BY JANUARY 27, 2023.

This subpoena is issued subject to the provisions of 52 Pa.Code §5.421 (with regard to issuance, notice, service and witness fees).

Date: January 9, 2023


BY THE COMMISSION

Emily I. DeVoe
Administrative Law Judge

Commonwealth of Pennsylvania

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) SS:

Count of

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AFFIDAVIT OF SERVICE

Before me, the undersigned authority, personally appeared _____
who, being duly sworn according to law, deposes and says that he/she served a true and correct
copy of the within SUBPOENA upon _____
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(Signature)

Sworn to and subscribed before me
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Notary Public



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PENNSYLVANIA PUBLIC UTILITY COMMISSION
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cc: Calendar File, File Room

C-2020-3020714 - JOHN KERR MUSGRAVE IV v. THE PITTSBURGH WATER AND SEWER AUTHORITY

JOHN KERR MUSGRAVE IV
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Accepts eService

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Representing The Pittsburgh Water and Sewer Authority

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