



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
COMMONWEALTH KEYSTONE BUILDING  
400 NORTH STREET, HARRISBURG, PA 17120

BUREAU OF  
INVESTIGATION  
&  
ENFORCEMENT

August 11, 2023

**Via Electronic Filing**

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

Re: Petition of the City of Lancaster – Water Bureau for Approval of Lead Service  
Line Replacement and Related Tariff Changes  
Docket No. P-2023-3041043  
**I&E Prehearing Memorandum**

Dear Secretary Chiavetta:

Enclosed for electronic filing please the Prehearing Memorandum of the Bureau of Investigation and Enforcement (I&E) for the above-referenced proceeding.

Copies are being served on parties per the attached Certificate of Service. Should you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink that reads 'Carrie B. Wright'.

Carrie B. Wright  
Prosecutor  
Bureau of Investigation and Enforcement  
PA Attorney ID No. 208185  
(717) 783-6156  
[carwright@pa.gov](mailto:carwright@pa.gov)

CBW/ac  
Enclosures

cc: Administrative Law Judge Conrad A. Johnson (*via email only*)  
Nicholas Miskanic, Legal Assistant (*via email only*)  
Per Certificate of Service

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of City of Lancaster – Water :  
Bureau for Approval of Lead Service Line : Docket No.: P-2023-3041043  
Replacement and Related Tariff Changes :

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**PREHEARING MEMORANDUM  
OF THE  
BUREAU OF INVESTIGATION AND ENFORCEMENT**

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**TO ADMINISTRATIVE LAW JUDGE CONRAD A. JOHNSON:**

In accordance with the Prehearing Conference Order dated July 13, 2023, the Bureau of Investigation and Enforcement (“I&E”) hereby submits this Prehearing Memorandum. The I&E prosecutor assigned to this proceeding is Carrie B. Wright. Ms. Wright may be contacted as follows:

By Mail: Carrie B. Wright  
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Bureau of Investigation and Enforcement  
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**I. BACKGROUND**

On May 31, 2023, the City of Lancaster Water Bureau (“Lancaster” or “Water Bureau”) filed a Petition with the Pennsylvania Public Utility Commission (“Commission”)

seeking approval of a Lead Service Line (“LSL”) Replacement Program and related tariff changes which would allow Lancaster to replace customer owned lead service lines (“COLSL”). The Petition was filed as a result of a Settlement which was reached in Lancaster’s Distribution System Improvement Charge (“DISC”) and Long-Term Infrastructure Improvement Plan (“LTIIP”) proceeding at Docket No. P-2022-3035591.

Lancaster’s Petition was assigned to the Office of Administrative Law Judge (“OALJ”) for establishment of an evidentiary record culminating in a Recommended Decision for the Commission’s consideration.

A telephonic Prehearing Conference is now scheduled for August 15, 2023, at 10:00 a.m., before Administrative Law Judge Conrad A. Johnson (the “ALJ”). In accordance with the Prehearing Conference Order issued by the ALJ on July 13, 2023, I&E now respectfully submits this prehearing memorandum.

## **II. ISSUES**

Currently, I&E is monitoring this proceeding to determine if it will pursue any issues.

I&E notes that this prehearing memo is provided without analysis of the positions of all parties to this proceeding and while the discovery process is still underway. Accordingly, I&E necessarily reserves the right to supplement its issue list as necessary to facilitate the development of a full record in this case. Additionally, most of the issues, if any, raised by I&E will be supported by the Direct Testimony of I&E witnesses. If there are issues of Commission policy or legal interpretation that are not properly the subject of testimony or factual issues that are clear on the record and need not be supported by testimony, I&E reserves the right to dispense with testimony when, in its opinion, an issue can be adequately addressed in Brief.

**III. WITNESSES**

I&E does not currently have a witness assigned to this proceeding. If it is determined that I&E will assign a witness, I&E will notify the Parties.

**IV. SCHEDULE**

I&E will work with the Parties to develop a schedule in this case.

**V. DISCOVERY**

I&E will work with the Parties to develop any necessary discovery modifications.

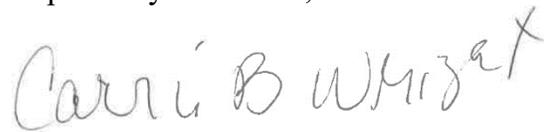
**VI. SERVICE OF DOCUMENTS**

For purposes of satisfying in-hand service requirements for discovery responses, prepared testimony, briefs and other documents; while operational restraints continue during this proceeding, I&E requests that electronic delivery of documents continue to satisfy the service requirements.

**VII. SETTLEMENT**

I&E intends to participate in any settlement discussions and is willing to work with the parties in an attempt to reach a resolution of any or all issues.

Respectfully submitted,



Carrie B. Wright  
Prosecutor  
PA Attorney ID No. 308185  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement

Dated: August 11, 2023

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of the City of Lancaster – Water :  
Bureau for Approval of Lead Service Line :           Docket No. P-2023-3041043  
Replacement and Related Tariff Changes :

**CERTIFICATE OF SERVICE**

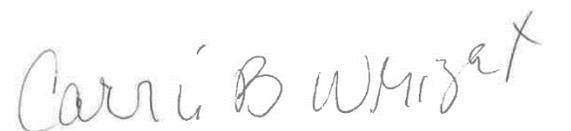
I hereby certify that I am serving the foregoing **Prehearing Memorandum** dated August 11, 2023, in the manner and upon the persons listed below:

**Served via Electronic Mail Only**

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