

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	R-2023-3041575
Office of Consumer Advocate	:	C-2023-3043091
Office of Small Business Advocate	:	C-2023-3043163
George Malloy	:	C-2023-3043026
Sharon Arneson	:	C-2023-3043397
Rhonda Jaquay, et al.	:	C-2023-3043552
James S. Tolbert, Jr.	:	C-2023-3043979

v.

Conneaut Lake Park Water Corporation, Inc.

Petition of Conneaut Lake Park	:	
Water Corporation, Inc. for Approval	:	P-2023-3042648
Of a Metering Exception	:	

PREHEARING ORDER # 5

By Prehearing Order dated November 8, 2023, we instructed the parties, *inter alia*, to submit proposed litigation schedules in the above-captioned matters by no later than December 14, 2023.

By filing dated December 14, 2023, Conneaut Lake Park Water Corporation, Inc. (Conneaut) voluntarily extended the statutory suspension period by an additional 47 days, until September 13, 2024, in order to accommodate further mediation proceedings.

On December 20, 2023, we issued Prehearing Order #2 wherein we modified the instructions provided in the November 8, 2023, Prehearing Order to reflect the extension of the statutory deadline. Prehearing Order # 2 directs the parties to submit proposed litigation schedules and any discovery modifications by no later than January 9, 2024. See Prehearing Order # 2, Ordering Paragraph ## 1, 5.

By email dated January 10, 2024, we extended the deadlines set in Prehearing Order # 2 until January 15, 2024.

By filing dated January 12, 2024, Conneaut voluntarily extended the statutory suspension period by an additional 56 days, until November 8, 2024, in order to accommodate further mediation proceedings.

On January 31, 2024, we issued Prehearing Order #3 wherein we modified the instructions provided in Prehearing Order #2 to reflect the latest extension of the statutory deadline. Prehearing Order # 3 directed the parties to submit proposed litigation schedules and any discovery modifications by no later than February 9, 2024.

On February 9, 2024, OCA submitted to us a proposed litigation schedule and discovery modification. Counsel for OCA explained that the Company, I&E, OSBA, and the consumer complainants represented by Mr. Brown have agreed to the proposed litigation schedule and do not object to the proposed discovery modifications. Additionally, copies of proposed litigation schedule and discovery modification were served by OCA on the *pro se* Complainants, George Malloy, Sharon Arneson, and James S. Tolbert, Jr.

On February 14, 2024, we issued Prehearing Order #4 adopting the parties' proposed litigation schedule and discovery modifications.

On or about March 13, 2024, we were informed that the parties had reached a full settlement in principle of all the issues raised in both the Rate Case and the Petition. In light of this information, a prehearing conference was convened on March 25, 2024, to confirm that an agreement, in principle, had been reached on all issues arising under the above-referenced docket numbers and to verify that all parties had expressed their agreement or lack of opposition to the terms of the proposed settlement. The procedural requirements relating to a settlement and the timing of next steps were also discussed at the prehearing conference. This Order memorializes the outcome of the discussion.

THEREFORE,

IT IS ORDERED:

1. That the litigation schedule established in Prehearing Order # 4 issued on February 14, 2024, is suspended to permit the parties to finalize the terms of a Settlement Agreement documenting their resolution all the issues that led to the filing of the Petition and the Rate Case at the above-referenced docket numbers.

2. That the parties are directed to use their best efforts to file the Settlement Agreement documenting their resolution of all the issues that led to the filing of the Petition and the Rate Case at the above-referenced docket numbers on or before Friday, May 17, 2024, at 4:30 p.m.

3. That the parties are directed to use their best efforts to file their respective Statements in Support of the Settlement Agreement documenting their resolution of all the issues that led to the filing of the Petition and the Rate Case at the above-referenced docket numbers on or before Friday, May 17, 2024, at 4:30 p.m.

3. That any provision of this prehearing order may be modified upon motion and good cause shown by any party in interest in accordance with 52 Pa. Code § 5.223(a).

Dated: March 27, 2024

/s/
Eranda Vero
Administrative Law Judge

/s/
Arlene Ashton
Administrative Law

**R-2023-3041575 et al. & P-2023-3042648 – PENNSYLVANIA PUBLIC UTILTIY
COMMISSION v. CONNEAUT LAKE PARK WATER CORPORTION INC**

Revised: November 30, 2023

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