

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	R-2023-3042804
	:	R-2023-3042805
v.	:	
	:	
Community Utilities of Pennsylvania, Inc.	:	

REVISED ORDER
GRANTING JOINT STIPULATION AND ADMITTING EVIDENCE

On April 1, 2024, a Joint Stipulation for Admission of Pre-Served Testimony and Exhibits into the Evidentiary Record (“Joint Stipulation”) was filed by Community Utilities of Pennsylvania, Inc. (“CUPA”), the Pennsylvania Public Utility Commission’s (“Commission”) Bureau of Investigation and Enforcement (“I&E”), the Office of Consumer Advocate (“OCA”), and the Office of Small Business Advocate (“OSBA”) (hereinafter collectively referred to as the "Joint Petitioners"). Each of the Joint Petitioners stipulated to the authenticity of the filings, statements, and exhibits listed in the Joint Stipulation and requested that they be admitted into the record of this proceeding on the terms and conditions set forth in the Joint Stipulation. The Stipulating Parties also included verifications by each witness offering testimony in this proceeding. As this request is reasonable, it will be granted. **This Revised Order reflects that OSBA filed both public and confidential versions of OSBA Statement No. 1 – Direct Testimony of Justin Bieber.**

ORDER

THEREFORE,

IT IS ORDERED:

1. That the Joint Stipulation for Admission of Pre-Served Testimony and Exhibits into the Evidentiary Record is granted.

2. That the following testimony and exhibits, and respective executed verifications, are admitted into the record:

Community Utilities of Pennsylvania Inc. Testimony and Exhibits:

Rate Case Filing and Direct Testimony

- A. CUPA Statement No. 1 – Direct Testimony of Nathaniel Spriggs, President, including Exhibit No. NS-1
- B. CUPA Statement No. 2 – Direct Testimony of Anthony Gray;
- C. CUPA Statement No. 3 – Direct Testimony of David Clark (adopted by Mr. Anthony Gray);
- D. CUPA Statement No. 4 – Direct Testimony of Emily Long, including Exhibit Nos. EAL-1 - EAL-3 and Confidential Exhibits EAL-4 - EAL-5;
- E. CUPA Statement No. 5 – Direct Testimony of Amber Capwen;
- F. CUPA Statement No. 6 – Direct Testimony of Steven Lubertozi, including Attachments A to E;
- G. CUPA Statement No. 7 – Direct Testimony of Scott Miller, including Exhibits SAM-1 - SAM-3;
- H. CUPA Statement No. 8 – Direct Testimony of Matthew R. Howard, including Appendix A and Schedules MRH-1 – MRH-5;
- I. CUPA Statement No. 9 – Direct Testimony of Harold Walker, III, including Appendix A and Schedules HW-1 to HW-29; and
- J. CUPA’s November 9, 2023 Base Rate Filings (Water and Wastewater), including all supporting data and schedules.

Rebuttal Testimony

- A. CUPA Statement No. 2-R – Rebuttal Testimony of Anthony Gray, including Confidential Exhibit AG-1R;
- B. CUPA Statement No. 4-R – Rebuttal Testimony of Emily Long, including Exhibits EAL-1R and EAL-2R;
- C. CUPA Statement No. 5-R – Rebuttal Testimony of Amber Capwen, including Exhibits AMC-1R and AMC-2R;
- D. CUPA Statement No. 6-R – Rebuttal Testimony of Steve Lubertozi;
- E. CUPA Statement No. 7-R – Rebuttal Testimony of Scott A. Miller, including Exhibits SAM 2-R and SAM 3-R;
- F. CUPA Statement No. 8-R – Rebuttal Testimony of Matthew R. Howard, including Exhibits MRH-1-R to MRH-4-R; and
- G. CUPA Statement No. 9-R – Rebuttal Testimony of Harold Walker, including Exhibit HW-1R.

Surrebuttal Testimony

- A. CUPA Statement No. 8-SR – Surrebuttal Testimony of Matthew R. Howard, including Schedules MRH-1-SR to MRH-2-SR.

Rejoinder Testimony

- A. CUPA Statement No. 2-RJ – Rejoinder Testimony of Anthony Gray, including Exhibit AG-1RJ;
- B. CUPA Statement No. 4-RJ – Rejoinder Testimony of Emily Long;
- C. CUPA Statement No. 6-RJ – Rejoinder Testimony of Steve Lubertozzi;
- D. CUPA Statement No. 7-RJ – Rejoinder Testimony of Scott Miller, including Exhibit Nos. SAM 1-RJ (Corrected) and SAM 2-RJ (Corrected);
- E. CUPA Statement No. 8-RJ – Rejoinder Testimony of Matthew R. Howard; and
- F. CUPA Statement No. 9-RJ – Rejoinder Testimony of Harold Walker, including Schedule HW-1RJ.

Verifications

- A. Testimony Verification of Nathaniel Spriggs;
- B. Testimony Verification of Anthony Gray;
- C. Testimony Verification of Emily Long;
- D. Testimony Verification of Amber Capwen;
- E. Testimony Verification of Steve Lubertozzi;
- F. Testimony Verification of Scott Miller;
- G. Testimony Verification of Matthew R. Howard; and
- H. Testimony Verification of Harold Walker.

Bureau of Investigation and Enforcement Testimony and Exhibits:

Direct Testimony

- A. I&E Statement No. 1 (PROPRIETARY/Non-Proprietary) – Direct Testimony of Zachari Walker, including Exhibit No. 1 (PROPRIETARY/Non-Proprietary);
- B. I&E Statement No. 2 – Direct Testimony of D.C. Patel, including I&E Exhibit No. 2;
- C. I&E Statement No. 3 (Water) - Direct Testimony of Esyan Sakaya, including I&E Exhibit No. 3 (Water);
- D. I&E Statement No. 3 (Wastewater) – Direct Testimony of Esyan Sakaya, including I&E Exhibit 3 (Wastewater).

Rebuttal Testimony

- A. I&E Statement No. 2-R – Direct Testimony of D.C. Patel.

Surrebuttal Testimony

- A. I&E Statement No. 1-SR, Surrebuttal Testimony of Zachari Walker, including I&E Exhibit No. 1-SR.
- B. I&E Statement No. 2-SR – Surrebuttal Testimony of D.C. Patel;
- C. I&E Statement No. 3-SR (Water) - Surrebuttal Testimony of Esyan Sakaya, including I&E Exhibit No. 3-SR (Water);
- D. I&E Statement No. 3-SR (Wastewater) – Surrebuttal Testimony of Esyan Sakaya, including I&E Exhibit 3-SR (Wastewater).

Testimony Verifications

- A. Testimony Verification of Zachari Walker;
- B. Testimony Verification of D.C. Patel; and
- C. Testimony Verification of Esyan Sakaya.

The Office of Consumer Advocate Testimony and Exhibits:

Direct Testimony

- A. OCA Statement No. 1 - Direct Testimony of Nicholas A. DeMarco, including Exhibits NAD-A through NAD-C and a Verification;
- B. OCA Statement No. 2 – Direct Testimony of Jennifer L. Rogers, including Appendix A, Schedules JLR-W-1 through JLR-W-12, Schedules JLR-WW-1 through JLR-WW-13, and a Verification;
- C. OCA Statement No. 3 – Direct Testimony of Morgan N. DeAngelo, including Schedules MND-1 through MND-7, and a Verification;
- D. OCA Statement No. 4 – Direct Testimony of Jerome D. Mierzwa, including Schedules JDM-1 and JDM-2 and a Verification; and
- E. OCA Statement No. 5 – Direct Testimony of Terry L. Fought, including Exhibits TLF-1, TLF-W1, TLF-W2, TLF-W3, TLF-W4, TLF-W5, TLF-WW1, and TLF-WW2, and a Verification.

Rebuttal Testimony

- A. OCA Statement No. 3R – Rebuttal Testimony of Morgan DeAngelo, including a Verification; and
- B. OCA Statement No. 4R – Rebuttal Testimony of Jerome D. Mierzwa, and a Verification;

Surrebuttal Testimony

- A. OCA Statement No. 1SR – Surrebuttal Testimony of Nicholas A. DeMarco, including a Verification;
- B. OCA Statement No. 2SR – Surrebuttal Testimony of Jennifer Rogers, including Schedules JLR-W-1 to JLR-W-12, JLR-WW-1 to JLR-WW-13, Exhibit JLR-C, and a Verification;
- C. OCA Statement No. 3SR – Surrebuttal Testimony of Morgan DeAngelo, including Schedules MND-1SR to MND-9SR and a Verification;

- D. OCA Statement No. 4SR – Surrebuttal Testimony of Jerome D. Mierzwa, including Schedule JDM-1R and a Verification; and
- E. OCA Statement No. 5SR – Surrebuttal Testimony of Terry L. Fought, including a Verification.

Office of Small Business Advocate Testimony and Exhibits:

Direct Testimony

- A. OSBA Statement No. 1 - Direct Testimony Justin Bieber, including Exhibit Schedules JB-1 to JB-7 (Public), and a Verification.
- B. OSBA Statement No. 1 - Direct Testimony Justin Bieber, including Exhibit Schedules JB-1 to JB-7 (Confidential), and a Verification.

Rebuttal Testimony

- A. OSBA Statement No. 1-R – Rebuttal Testimony of Justin Bieber, including a Verification.

Surrebuttal Testimony

- A. OSBA Statement No. 1-R – Surrebuttal Testimony of Justin Bieber, including Exhibit JB-08 and a Verification.

3. That the Parties are directed to file copies of the testimony and exhibits, including the accompanying verifications, electronically with the Commission pursuant to Section 5.412(a) of the Commission’s regulations. 52 Pa. Code § 5.412(a).

4. That all filings designated as “Confidential” be filed separately and placed in non-public folders by the Secretary’s Bureau of the Commission.

Date: April 18, 2024

_____/s/
Steven K. Haas
Administrative Law Judge

_____/s/
Alphonso Arnold III
Administrative Law Judge

**R-2023-3042804, R-2023-3042805 - PA PUBLIC UTILITY COMMISSION v.
COMMUNITY UTILITIES OF PENNSYLVANIA INC - WATER AND WASTEWATER**

WHITNEY E SNYDER ESQUIRE
THOMAS J SNISCAK ESQUIRE
PHILLIP D DEMANCHICK ESQUIRE*
HAWKE MCKEON AND SNISCAK LLP
100 N TENTH STREET
HARRISBURG PA 17101
717-236-1300
wesnyder@hmslegal.com
tjsniscak@hmslegal.com
pddemanchick@hmslegal.com

Accepts eService

*Served via email and first class mail

SCOTT B GRANGER ESQUIRE
BUREAU OF INVESTIGATION &
ENFORCEMENT
SECOND FLOOR WEST
400 NORTH STREET
HARRISBURG PA 17120
717.425.7593
717.884.1440
sgranger@pa.gov
Accepts eService

HARRISON W BREITMAN ESQUIRE
JACOB GUTHRIE ESQUIRE
ERIN L GANNON ESQUIRE
OFFICE OF CONSUMER ADVOCATE
555 WALNUT STREET 5TH FLOOR
FORUM PLACE
HARRISBURG PA 17101
717.783.5048
hbreitman@paoca.org
jguthrie@paoca.org
egannon@paoca.org
Accepts eService

SHARON E WEBB ESQUIRE
OFFICE OF SMALL BUSINESS
ADVOCATE
FORUM PLACE
555 WALNUT STREET 1ST FLOOR
HARRISBURG PA 17101
717.783.2525
717.783.2831
swebb@pa.gov
Served via email and first class mail

OLEG CHUCHIN
89 WEBSTER AVENUE
UNIT A
JERSEY CITY NJ 07307
201.873.7621
readypads@gmail.com
Accepts eService

CHRIST R NIELSEN
COMMUNITY UTILITIES OF
PENNSYLVANIA
513 GANDOLF ROAD
TAMIMENT PA 18371
570.431.0727
239.222.1507
cnielsen4u@yahoo.com
Accepts eService

JOHN HOOPINGARNER
1110 LONG LAKE ROAD
TAMIMENT PA 18371
1.570.588.6496
jwhoop@ptd.net
Accepts eService

ROSE COCKLIN
2104 TAMIMENT LN
TAMIMENT PA 18371
347.204.9366
tintofrose@aol.com
Accepts eService

MICHAEL JOHN SANFILIPPO
503 DWALIN WAY
TAMIMENT PA 18371
973.508.5001
973.794.6666
michaeljsanfilippo@gmail.com
Accepts eService

RAFAIL KOVALENKO
2138 WILDERLAND ROAD
TAMIMENT PA 18371
718.637.4343
dmitrykov@outlook.com
Accepts eService

JENNY HOWARD
212 HOBBIT DR
TAMIMENT PA 18371
352.441.4881
djandjenny@gmail.com
Accepts eService

CHRISTINE CORBISSERO
221 RAVENHILL RD
TAMIMENT PA 18371
908.670.3333
turkeyhunter333@gmail.com
Accepts eService

SCOTT FUREY
212 RAVENHILL ROAD
TAMIMENT PA 18371
718.395.0350
furiousvicky1@aol.com
Accepts eService

CHRISTINA G BOERS
157 OAKENSHIELD DRIVE
TAMIMENT PA 18371
917.969.3129
christina.boers82@gmail.com
Accepts eService

GEORGE LINGG
417 UNDERHILL DRIVE
TAMIMENT PA 18371
703.901.2567
glingg52@gmail.com
Accepts eService

GREGORY LEONE
213 THISTLEBROOK COURT
TAMIMENT PA 18371
570.994.2800
gregleone@msn.com
Accepts eService

NATALIE ORTIZ
106 THORIN WAY
TAMIMENT PA 18371
570.588.6730
917.868.7349
natalie.e.ortiz@gmail.com
Accepts eService

CASSANDRA KRAMER
1321 STERLING DRIVE
EAST STROUDSBURG PA 18301
917.749.1977
cassierovitti@hotmail.com
Accepts eService

MONICA WAGNER
314 HYLAND DRIVE
EAST STROUDSBURG PA 18301
609.509.5506
monica.wagner4@gmail.com
Accepts eService

ERNESHA BOLDEN
119 SUNDEW DRIVE
EAST STROUDSBURG PA 18301
917.771.9584
ehollo3609@aol.com
Accepts eService

PETRICIA PERVILLE- DAVY
448 DEBORAH DR
EAST STROUDSBURG PA 18301
973.919.5629
Pp.perville@gmail.com
Accepts eService

NANETTE DE BARTOLO
1215 WOODLAND DRIVE
EAST STROUDSBURG PA 18301
570.259.5386
nanettedb1@gmail.com
Accepts eService

SUSAN J NIKOLAOU
111 TOMNODDY DRIVE
TAMIMENT PA 18371
973.461.6380
susankostelnik@hotmail.com
Accepts eService

DAVE FARDIG
BUREAU OF LABS
1498 SAWMILL ROAD
DOWNINGTOWN PA 19335
484.238.5071
dfardig@pa.gov
Accepts eService

LYNN BUCKINGHAM
981 BELLE AVEN
TEANECK NJ 07666
201.692.8282
lynn.buckingham@gmail.com
Accepts eService

DANIEL MCKOY
COMMUNITY UTILITIES OF
PENNSYLVANIA
151 OAKENSHIELD DRIVE
TAMIMENT PA 18371
917.635.2418
917.635.2417
Lisabj115@gmail.com
Accepts eService

RENE BRESSANT
204 GOLLUM LANE
TAMIMENT PA 18371
347.213.9608
rjrcd@gmail.com
Accepts eService

CHRISTOPHER WILLIAMS
1604 RUSSELL DR
DOWNINGTOWN PA 19335
484.437.3703
cwilliams10@gmail.com
Accepts eService

DENISE COOPER
109 THORIN WAY
TAMIMENT PA 18371
917.797.3827
hotspursproductions@gmail.com
Served via email and first class mail

RYAN ELLISON
167 OAKENSHIELD DRIVE
TAMIMENT PA 18371
646.796.9519
ellisonhomebuy@gmail.com
Served via email and first class mail

CRAIG MORRIS
4205 Woodacre's Drive
EAST STROUDSBURG PA 18301
570.460.2322
motorman_18301@yahoo.com
Accepts eService

ANNA MAJEWSKI
209 THISTLEBROOK COURT
TAMIMENT PA 18371
917.569.6799
kurzatharz1@yahoo.com
Served via email and first class mail

ANNA PARYZKI
212 GOLLUM LANE
TAMIMENT PA 18371
570.431.4988
862.221.5995
ppemail@msn.com
Served via email and first class mail

RICHARD AND SUSAN DIPIAZZA
215 WITHYWINDLE WAY
TAMIMENT PA 18371
570.588.1663
908.229.2105
impact451@hotmail.com
Served via email and first class mail

GRAZYNA PARYZKA
217 OAKENSHIELD DRIVE
TAMIMENT PA 18371
570.431.4604
862.221.0096
ppemail@msn.com
Served via email and first class mail

BRIAN MORRISON
500 KILLI WAY
TAMIMENT PA 18371
718.530.3257
BMorrison@me.com
Served via email and first class mail

JOSEPH BELLANTONI
425 UNDERHILL DRIVE
TAMIMENT PA 18371
917.696.5798
joebellan@earthlink.net
Served via email and first class mail

MAUREEN MADDEN
NORTHEAST DELEGATION
325 MAIN CAPITOL BLD
PO BOX 202115
HARRISBURG PA 17120-2115
717.787.5811
Served via first class mail