

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of Pennsylvania-American Water Company :  
For Approval of its Lead Service Line Replacement :  
Program, Related Tariff Changes, and Modification : P-2024-3050263  
of its Long-Term Infrastructure Improvement Plan :

**PREHEARING ORDER #2**

On July 22, 2024, Pennsylvania-American Water Company, Inc, (PAWC or Company) filed with the Pennsylvania Public Utility Commission (Commission) a Petition for Approval of its Third Long-Term Infrastructure Improvement Plan (LTIIP), which included a Lead Service Line Replacement Program (LSLR Program) as a separate and distinct part of its LTIIP under Docket No. P-2024-3050263.

On August 7, 2024, the Office of Small Business Advocate (OSBA) filed a Notice of Intervention and Public Statement.

On August 21, 2024, the Office of Consumer Advocate (OCA) filed a Notice of Intervention and Public Statement.

On August 23, 2024, the Commission's Bureau of Technical Utility Services (TUS) served a Data Request to PAWC. On September 4, 2024, PAWC requested an extension to file its response to TUS Data Request, Set 1. On September 6, 2024, the Commission granted the extension to PAWC until September 13, 2024 to file its response to TUS Data Request, Set 1. On September 13, 2024, PAWC filed its response to TUS Data Request, Set 1.

On September 26, 2024, the OCA filed an Amended Notice of Intervention and Public Statement.

On October 3, 2024, the Commission assigned the Company's Petition to the Office of Administrative Law Judge (OALJ). Also on October 3, 2024, OALJ issued a Notice scheduling a Call-In Telephonic Prehearing Conference for October 15, 2024. In addition, on that date Administrative Law Judge Arlene Ashton issued a Prehearing Conference Order setting forth the parties' obligations with respect to the October 15, 2024 Prehearing Conference.

On October 10, 2024, PAWC, OCA and OSBA each submitted a Prehearing Conference Memorandum. The prehearing conference was held as scheduled. At the hearing, *inter alia*, PAWC, OCA and OSBA requested that they be allowed to delay the establishment of a litigations schedule and to allow them to pursue settlement discussion and negotiations over a period of 60 days. The request was orally approved.

This order memorializes the approval of the parties' request and certain other procedural matters addressed at the prehearing conference.

THEREFORE,

IT IS ORDERED:

1. That the parties of record as of the date of this Order are: Pennsylvania-American Water Company (PAW), Office of Consumer Advocate ("OCA"), and Office of Small Business Advocate ("OSBA").
2. That the parties shall be permitted to engage in settlement discussions and negotiations to resolve all issues that have or may arise in this proceeding for a period of not more than 60 days from the date of this Order i.e., December 17, 2024.
3. That the parties shall promptly inform the undersigned of the resolution of all of their issues arising in this proceeding.

4. That the parties shall deliver a status report on the progress of their settlement discussions On November 18, 2024.

5. That a prehearing conference will be convened on Tuesday, December 17, 2024 at which the parties will report on the progress of their settlement discussions.

6. That if the parties have been unable to resolve all their issues on or before Tuesday, December 17, 2024, at the prehearing conference the parties will propose a formal litigation schedule for this matter.

7. That the Commission' s procedural rules at,52 Pa. Code §5.321, *et seq.* shall be modified as follows:

- a. Answers to written interrogatories and requests for document production, entry for inspection, or other purposes shall be served in-hand within ten (10) calendar days of service.
- b. Objections to interrogatories and/or requests for production shall be communicated orally to the propounding party within three (3) calendar days of service of the interrogatories; unresolved objections shall be served in writing to the propounding party within five (5) calendar days of service of the interrogatories and/or requests for production.
- c. Motions to dismiss objections and/or direct the answering of interrogatories and/or requests for production shall be filed within five (5) business days of service of written objections.
- d. Answers to motions to dismiss objections and/or answering interrogatories and/or requests for production shall be filed within five (5) business days of service of such motions.
- e. Requests for admissions will be deemed admitted unless answered within ten (10) calendar days or objected to within five (5) calendar days of service.
- f. Answers to on-the-record data requests shall be served in-hand within five (5) calendar days of the requests.



**P-2024-3050263 - PETITION OF PENNSYLVANIA-AMERICAN WATER COMPANY  
FOR APPROVAL OF A LEAD SERVICE LINE REPLACEMENT PROGRAM,  
RELATED TARIFF CHANGES, AND MODIFICATION OF LONG-TERM  
INFRASTRUCTURE IMPROVEMENT PLAN**

ERIN K FURE ESQUIRE  
PENNSYLVANIA-AMERICAN WATER COMPANY  
852 WESLEY DRIVE  
MECHANICSBURG PA 17055  
717.550.1556  
717.265.6369  
[erin.fure@amwater.com](mailto:erin.fure@amwater.com)  
Accepts eService  
(Counsel for Pennsylvania-American  
Water Company)

STEVEN C GRAY ESQUIRE  
OFFICE OF SMALL BUSINESS ADVOCATE  
FORUM PLACE  
555 WALNUT STREET 1ST FLOOR  
HARRISBURG PA 17101  
717.783.2525  
[sgray@pa.gov](mailto:sgray@pa.gov)  
Served via email

HARRISON W BREITMAN ESQUIRE  
PENNSYLVANIA OFFICE OF CONSUMER ADVOCATE  
555 WALNUT STREET  
5TH FLOOR  
HARRISBURG PA 17101  
717.780.4536  
[hbreitman@paoca.org](mailto:hbreitman@paoca.org)  
Accepts eService

MELANIE EL ATIEH ESQUIRE  
DENELL LEWIS PARALEGAL  
OFFICE OF CONSUMER ADVOCATE  
555 WALNUT STREET  
HARRISBURG PA 17101  
717.783.5048  
[melatieh@paoca.org](mailto:melatieh@paoca.org)  
[dlewis@paoca.org](mailto:dlewis@paoca.org)  
Accepts eService