

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission,	:	P-2024-3051855
Bureau of Investigation and Enforcement	:	I-2024-3051857
v.	:	
Conneaut Lake Park Water Corporation, Inc.	:	

PREHEARING CONFERENCE ORDER

A Prehearing Conference is scheduled in the above-referenced cases for **Wednesday, November 13, 2024, at 2:00 p.m.** Administrative Law Judges Eranda Vero and Arlene Ashton will preside telephonically. To participate in the hearing, you must dial the toll-free number listed below. You will be prompted to enter a PIN number, which is also listed below. You will be asked to speak your name and then the telephone system will connect you to the hearing.

CALL-IN INFORMATION

Toll-free Bridge Number: 1.866.560.8322
PIN Number: 36676820

You must call into the conference on the scheduled day and time. Failure of any party to attend the prehearing conference without good cause shall constitute a waiver of all objections to the agreements reached and matters decided at the prehearing conference. You will not be called by the Administrative Law Judges.

Entities receiving notice of this proceeding that are not yet formal parties may file a Petition to Intervene in this proceeding.

The parties are hereby directed to comply with the following requirements:

1. Each party must file and serve, prior to 4:30 p.m. on Monday, October 28, 2024, a Prehearing Conference Memorandum that at minimum sets forth the history of the proceeding, the issues you intend to present, and a listing of your proposed witnesses and the subject of their testimony. 52 Pa.Code § 5.222(d). All parties must receive copies of the Prehearing Conference Memorandum and the undersigned should be served a copy by email at evero@pa.gov and aashton@pa.gov.

2. Parties should be prepared to discuss the notice requirements found at 66 Pa. C.S. § 529(h), including parties' positions regarding whether all entities contemplated under 66 Pa. C.S. § 529(h) have been notified of this proceeding. Parties may include discussion of this topic in their Prehearing Conference Memorandum.

3. Conneaut Lake Park Water Corporation, Inc. should be prepared to discuss the requirement at 66 Pa. C.S. § 529(h) that the Company provide notice to its customers of the initiation of this proceeding in the same manner in which the Company is required to notify its customers of proposed general rate increases. Conneaut Lake Park Water Corporation, Inc. should include discussion of this topic in its Prehearing Conference Memorandum.

4. A request for a change of the scheduled Prehearing Conference date must state the agreement or opposition of other parties and must be submitted by email to the undersigned no later than three (5) days prior to the Prehearing Conference. 52 Pa.Code § 1.15(b). Only the undersigned Administrative Law Judges may grant a request for a change of a prehearing conference. Such changes are granted only in rare situations where sufficient cause exists. Requests for changes of subsequent prehearing conferences or hearings, if any, should also be served directly on the presiding Administrative Law Judges. In accordance with the foregoing, absent a continuance for good cause, all parties must be prepared to participate in the scheduled Prehearing Conference.

5. Please review the regulations pertaining to prehearing conferences, 52 Pa.Code § 5.221-§ 5.223, and in particular, § 5.222(d) which provides, in part:

(d) Parties and counsel will be expected to attend the conference fully prepared for a useful discussion of all problems involved in the proceeding, both procedural and substantive, and fully authorized to make commitments with respect thereto.

(1) The preparation must include submission of a prehearing memorandum and list:

- (i) The presently identified issues.
- (ii) The names and addresses of the witnesses.
- (iii) The proposed area of testimony of each witness.

(2) The preparation may include:

- (i) Development of a proposed procedural schedule.
- (ii) Advance study of all relevant materials.
- (iii) Advance informal communication between the parties, including requests for additional data and information, to the extent it appears feasible and desirable.

6. Parties should review the regulations relating to discovery, specifically 52 Pa.Code §5.331(b), which provides, *inter alia*, that “a party shall endeavor to initiate discovery as early in the proceedings as reasonably possible,” and 52 Pa.Code § 5.322, which encourages parties to exchange information on an informal basis. All parties are urged to cooperate in discovery and advise us at the prehearing conference as to discovery problems which have not been resolved. There are limitations on discovery and sanctions for abuse of the discovery process. 52 Pa.Code §§ 5.361, 5.371-5.372.

7. Pursuant to 52 Pa.Code §§ 1.21 & 1.22, if you are an individual, you may represent yourself or you may be represented by an attorney licensed to practice law in the Commonwealth of Pennsylvania or admitted *Pro Hac Vice*. However, if you are a partnership, corporation, trust, association, or governmental agency or subdivision, you must be represented in this proceeding by an attorney licensed to practice law in the Commonwealth of Pennsylvania or admitted *Pro Hac Vice*. Unless you are an attorney, you may not represent someone else. Attorneys shall insure that their appearance is entered in accordance with the provisions of 52 Pa.Code § 1.24(b).

8. Failure of a party to attend the prehearing conference without good cause shown shall constitute a waiver of all objections to the agreements reached and matters decided at the prehearing conference, including, but not limited to, any special discovery rules and the litigation schedule established for this case. 52 Pa.Code §§ 5.222(e).

9. You must serve the presiding Administrative Law Judges directly with a copy of any document that you file in this proceeding. If you send the undersigned any correspondence or document, you must send a copy to all other parties. For your convenience, a copy of the Commission's current service list of the parties to this proceeding is enclosed with this Order.

Date: November 5, 2024

_____/s/
Eranda Vero
Administrative Law Judge

_____/s/
Arlene Ashton
Administrative Law Judge

**P-2024-3051855, I-2024-3051857 – PENNSYLVANIA PUBLIC UTILTY COMMISSION
BUREAU OF INVESTIGATION AND ENFORCEMENT v. CONNEAUT LAKE PARK
WATER CORPORTION INC**

MARK J SHAW ESQUIRE
MACDONALD ILLIG JONES & BRITTON LLP
100 STATE STREET SUITE 700
ERIE PA 16507
814.870.7607
mshaw@mijb.com
Accepts eService
*(Counsel for Conneaut Lake Park
Corporation, Inc.)*

JAMES TOLBERT
21986 RUSSET DR
MEADVILLE PA 16335
814.337.2315
jtoltbert@zoominternet.net
Accepts eService

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

ALLISON C KASTER ESQUIRE
MICHAEL PODSKOCH ESQUIRE
PA PUC BIE LEGAL TECHNICAL
SECOND FLOOR WEST
400 NORTH STREET
HARRISBURG PA 17120
717.783.7998
717.783.6151
akaster@pa.gov
mpodskoch@pa.gov
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

GEORGE MALLOY
213 COBBLESTONE DRIVE
PITTSBURGH PA 15237
412.716.9744
shellyhuf@hotmail.com
Accepts eService

SHARON ARNESON
1218 FOREST AVE
NEW KENSINGTON PA 15068
724.337.9440
724.681.8336
arnesonsharon@ymail.com
Served via email

DOUGLAS SMITH
12554 REED AVENUE
CONNEAUT LAKE PA 16316
814.213.0187
814.795.3768
ds42@windstream.net
Served via email

TERA POWELL
719 10TH STREET
NEW BRIGHTON, PA 15066
Served via first-class mail

TODD JOSEPH
CONNEAUT LAKE PARK WATER CORPORATION INC
PO BOX 242
HARMONSBURG PA 16422
tjosephproperties@hotmail.com
Served via email

ALEXANDER R STAHL ESQUIRE
AQUA PENNSYLVANIA INC
762 W LANCASTER AVENUE
BRYN MAWR PA 19010
astahl@aquaamerica.com
Accepts eService

CONNEAUT LAKE JOINT MUNICIPAL AUTHORITY
9888 STATE HIGHWAY 285
PO BOX 277
CONNEAUT LAKE PA 16316 office@cljma.com
Served via email

MEADVILLE AREA WATER AUTHORITY
18160 ROGERS FERRY ROAD
MEADVILLE PA 16335
customerservice@mawa.us
Served via email

JAMESTOWN MUNICIPAL WATER AND SEWER AUTHORITY
406 JACKSON STREET
PO BOX 188
JAMESTOWN PA 16134
jamestown@zoominternet.net
Served via email

REYNOLDS WATER COMPANY
301 ARLINGTON DRIVE
GREENVILLE PA 16125
grdc@greenvillereynolds.com

Served via email

Served via First Class Mail Only

MUNICIPAL AUTHORITY OF CONNEAUT LAKE
395 HIGH STREET
PO BOX 345
CONNEAUT LAKE PA 16316

VERNON TOWNSHIP WATER AUTHORITY
16678 MCMATH AVENUE
MEADVILLE PA 16335

GREENVILLE WATER AUTHORITY
44 CLINTON STREET
GREENVILLE PA 16125

LINESVILLE MUNICIPAL WATER AUTHORITY
103 W ERIE STREET
LINESVILLE PA 16424

SAEGERTOWN WATER DEPARTMENT
603 ERIE STREET
PO BOX 558
SAEGERTOWN, PA 16433