

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission :
Bureau of Investigation & Enforcement :
Petition to Request the Commission Open : P-2024-3051313
a Section 529 Investigation into the :
Acquisition of Rock Spring Water Company :

**PREHEARING ORDER FOR TELEPHONE HEARING
REGARDING PETITION FOR INTERIM EMERGENCY ORDER**

AND NOW this 7th day of February, 2025, it is hereby ORDERED:

1. DATE AND TIME OF HEARING. A telephonic hearing will be held regarding the Office of Consumer Advocate's Petition for Interim Emergency Order on:

Friday, February 14th, 2025, beginning at 10:00 a.m.

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, press the # key, and then the telephone system will connect you to the hearing. If you have any witnesses you want to have present during the hearing who are participating from a separate phone, you must provide them with the telephone number and PIN Number.

Toll-free Bridge Telephone Number: **888.456.5124**

PIN Number: **9563241**

2. FAILURE TO APPEAR: This hearing will be your only opportunity to present evidence in support of your position regarding the Petition for Interim Emergency Order

You must attend the hearing and present evidence on the issues raised in the petition. You may lose the case if you do not take part in this hearing and present evidence on the issues raised.

3. WITNESSES. Witnesses may be presented through written or oral testimony. Parties are encouraged to submit written testimony consistent with 52 Pa. Code § 5.412. **Parties intending to present oral testimony must submit a letter to the presiding officer at jcoogan@pa.gov and every other party pursuant to paragraph 10B below by 4:30 p.m. on February 13, 2025 (1) identifying their witness(es); (2) stating the subject matter of their witness(es)' testimony; and (3) estimating the amount of time needed for their witness(es)' testimony.** Witnesses will be subject to cross-examination.

4. PRESENTING WRITTEN TESTIMONY AND EXHIBITS. **If you intend to present written testimony and/or exhibits at the hearing, you must email one copy to the presiding officer at jcoogan@pa.gov and one copy each must be served to every other party pursuant to paragraph 10B below. All written testimony and/or exhibits must be received by 4:30 p.m. on February 13, 2025.** Do not file your proposed written testimony or exhibits with the Secretary's Bureau. However, you should file a Certificate of Service with the Secretary's Bureau indicating you sent the proposed written testimony or exhibits to every other party.

Proposed written testimony and exhibits should be properly pre-marked for identification purposes. Do not include account numbers or any other personally identifiable information (PII), such as social security numbers, in your written testimony or exhibits. It is the parties' responsibility to redact any PII contained within written testimony or exhibits before submitting them into the record.

After the hearing, it is the responsibility of the parties to, in a timely manner, provide their admitted written testimony and/or exhibits to the court reporter for addition to the record. Questions regarding how to submit your written testimony and/or exhibits should be directed to the court reporter. Failure to timely submit your written testimony and/or exhibits to the court reporter may result in your written testimony and/or exhibits being excluded from the record. Exclusion of written testimony and/or exhibits from the record will preclude the presiding officer from relying on the written testimony and/or exhibits as part of his determination on the merits and *may result in your losing your case.*

5. REPRESENTATION. If you are an individual, you may represent yourself or you may have an attorney represent you. All others, including a partnership, corporation, trust, association, or governmental agency or subdivision, must be represented by an attorney licensed to practice law in Pennsylvania, or admitted *pro hac vice*.¹ And, unless you are an attorney, you may not represent someone else.

6. STIPULATIONS. The parties are encouraged to stipulate to any matters they reasonably can to expedite this proceeding, lessen the burden of time and expenses in litigation on all parties and conserve administrative hearing resources. 52 Pa.Code §§ 5.232 and 5.234.

7. CONFIDENTIAL SECURITY INFORMATION. Parties should do their best to avoid the use of **Confidential Security Information (CSI)**, as defined by 35 P.S. § 2141 et seq., in this proceeding. Where possible, the parties should develop alternative means of introducing information into the record, such as joint stipulations or redaction when proposing testimony or exhibits. If the parties cannot avoid the use of CSI, the parties are to contact the presiding officer in advance of any submission, and prior to the evidentiary hearing.

8. BURDEN OF PROOF. The petitioner bears the burden of proof.²

9. ISSUANCE OF INTERIM EMERGENCY ORDER. An order will be issued by February 21, 2025, either granting or denying the Petition for Interim Emergency Order.³

10. FILING AND SERVING DOCUMENTS. When you file a document with the PUC, you must provide the original to the PUC *and* serve a copy to the other party or parties. Instructions on how to file with the PUC and serve other parties are provided below.

¹ 52 Pa. Code §§ 1.21 & 1.22.

² 66 Pa.C.S. § 332(a).

³ 52 Pa. Code § 3.7(a).

A. FILING DOCUMENTS

(1) E-FILING. To file with the PUC, the PUC offers a free e-Filing Subscription Service. This service allows a user to file documents electronically and receive an automatic email notification whenever a document is added, removed, or changed on the PUC website in a specific case. For information and to subscribe to this service, visit the PUC's website at: <https://www.puc.pa.gov/filing-resources/efiling/>

(2) PAPER FILING. If you do not have the capability to open and use an e-Filing account, you may file paper documents with the Secretary of the Commission. Filing of paper documents may be hand delivered or sent to:

Secretary
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, PA 17120

(3) CONFIDENTIAL MATERIAL. If a filing contains confidential or proprietary material, the filing should be submitted by overnight delivery to ensure arrival. Large filings containing confidential or proprietary material may also be submitted through the Commission's Share Point File system. These filings should be followed by a hard copy with a flash drive or CD for the Commission's file. Filers should contact the Secretary's Bureau in advance to set up a Share Point File before submitting the filing.

B. SERVING DOCUMENTS

(1) SERVING OTHER PARTIES. When you file documents with the PUC, you must also serve a copy on the other party or parties. You may serve a copy by U.S. First-Class Mail or by hand. You may also serve a copy by eService or email, if the other party has agreed to electronic service. For your convenience, a copy of the PUC's current service list of all parties to this proceeding is enclosed with this Order.

(2) SERVING THE PRESIDING OFFICER. Be sure that you serve me directly with a copy of any document that you file in this proceeding at the time of its filing. You must email one (1) copy to me at jcoogan@pa.gov. **If you do not have access to email, you must serve me by mail, addressed to:**

Administrative Law Judge John Coogan
PA Public Utility Commission
400 North Street
Harrisburg, PA 17120

If you send me any correspondence or document, you must also send a copy of that correspondence or document to every other party pursuant to paragraph 5 of this Order.

11. ACCOMMODATION. Any party who needs an accommodation for a disability in order to participate in this hearing process may request one. Please call the PUC scheduling office immediately to submit your request.

If you require an interpreter to participate in the hearing, please call the PUC scheduling office immediately.

Scheduling Office: (717) 787-1399
The AT&T Relay Service number for persons who are deaf or hearing-impaired is:
1-800-654-5988.

12. CONTACT INFORMATION. If your e-mail address, mailing address, or telephone number changes during the course of the proceeding, you must immediately update the Office of Administrative Law Judge by calling 717-787-1399.

13. SETTLEMENT. The PUC's policy is to encourage settlements.⁴ Even if you are unable to settle this case, you may still resolve many questions or issues during your talks.

⁴ 52 Pa. Code § 5.231(a).

14. HEARING PROCEDURES. Although the hearing is being conducted telephonically for the convenience of the parties, it is still a formal hearing and will be conducted in accordance with the PUC's Rules of Practice and Procedure at 52 Pa. Code Chapters 1, 3, and 5.

Please be sure to participate from a location, and using a phone, where background noise will be minimized, and the reception is clear.

Date: February 7, 2025

/s/
John M. Coogan
Administrative Law Judge

P-2024-3051313 - PENNSYLVANIA PUBLIC UTILITY COMMISSION BUREAU OF INVESTIGATION & ENFORCEMENT PETITION TO REQUEST THE COMMISSION OPEN A SECTION 529 INVESTIGATION INTO THE ACQUISITION OF ROCK SPRING WATER COMPANY

Revised: February 7, 2025

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