



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
COMMONWEALTH KEYSTONE BUILDING  
400 NORTH STREET  
HARRISBURG, PENNSYLVANIA 17120

IN REPLY PLEASE  
REFER TO OUR FILE  
C-2022-3033251  
C-2022-3033266

November 13, 2025

Re: Office Partners XXIII Block G1, LLC v.  
Pittsburgh Water and Sewer Authority  
Docket Nos. C-2022-3033251 & C-2022-3033266

To All Parties of Record:

The Pennsylvania Public Utility Commission (Commission) is in receipt of the Joint Petition for Approval of Settlement of all Issues by all Parties (Settlement) that was jointly submitted by Office Partners XXIII Block G1, LLC (Office Partners) and Pittsburgh Water and Sewer Authority (PWSA) (collectively the Parties) on October 31, 2025. The Settlement purports to represent an agreement between the Parties to resolve Office Partners' Formal Complaints against PWSA at Docket Nos. C-2022-3033251 and C-2022-3033266 (Complaints). The Parties indicate that the Settlement was reached subsequent to the Commission's Order entered in Docket Nos. C-2022-3033251 and C-2022-3033266 on September 11, 2025 (*September 2025 Order*). Settlement at 3. Notwithstanding the entry of the Commission's *September 2025 Order*, the Parties request that Administrative Law Judge Emily I. DeVoe "approve the Settlement, without modification, and that the instant consolidated actions be marked as settled and discontinued with prejudice." Settlement at 4.

Please be advised that while the parties are commended for reaching a settlement, at this time the Commission will not consider the Settlement because it is neither timely nor consistent with the Commission's Regulations regarding Petitions for relief following the entry of a final Opinion and Order. As a matter of procedure, by way of the Commission's *September 2025 Order*, the Commission issued its final disposition of the issues raised in the Complaints by sustaining the Complaints. *September 2025 Order* at 64, Ordering Paragraph (OP) 4. Any Petition for post-final Order relief should have been filed in accordance with the requirements set forth at 52 Pa. Code § 5.572. Accordingly, the Settlement is neither timely nor properly before ALJ DeVoe for adjudication or the Commission for disposition.

Importantly, irrespective of whether the Parties have achieved an agreement to resolve Office Partners' Complaints through the Settlement, the requirements imposed in the Commission's *September 2025 Order* remain outstanding and must be fulfilled.

Specifically, the requirements of the Commission directed that PWSA shall complete the two following actions within 30 days of the Commission's entry of a Final Order:<sup>1</sup>

5. That Pittsburgh Water and Sewer Authority shall calculate tap-in fees due from Office Partners XXIII Block G1, LLC, for its FNB Financial Center Project by using the fee schedule in effect on March 15, 2022.

6. That Pittsburgh Water and Sewer Authority shall issue an updated invoice to Office Partners XXIII Block G1, LLC, for its FNB Financial Center Project within thirty (30) days of the entry of a Final Order by the Commission in the consolidated matter at C-2022-3033251 and C-2022-3033266, serving a copy upon the Commission's Secretary's Bureau.

*September 2025 Order* at 64, OP Nos. 5-6.

Finally, as the Commission previously indicated, upon receipt of PWSA's revised invoice, the Secretary's Bureau shall mark the dockets at C-2022-3033251 and C-2022-3033266 as closed. *September 2025 Order* at 64, OP No. 7. To date, PWSA has failed to timely comply with the above-referenced Ordering Paragraphs; therefore, PWSA must take immediate action to do so. Otherwise, any lack of such action will be deemed a failure to comply with the Commission's *September 2025 Order*.

Sincerely,



Matthew L. Homsher  
Secretary

cc: All Parties of Record  
Kimberly Hafner, Director, Office of Special Assistants

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<sup>1</sup> A Final Order is defined as one that "disposes of all claims and of all parties." Pa. R.A.P. 341. The Commission's *September 2025 Order* fully disposed of all jurisdictional claims related to Office Partners' Complaints on September 11, 2025.