

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	R-2025-3057983
Office of Consumer Advocate	:	C-2025-3058806
Office of Small Business Advocate	:	C-2025-3058770
Rik Bhattacharyya	:	C-2025-3058701
Curran Mitchell	:	C-2025-3058705
Michael Leone	:	C-2025-3058733
Zachary Bugay	:	C-2025-3058769
Mary Naydan	:	C-2025-3058792
Brian Dugas	:	C-2025-3058818
David R. Hurlbrink	:	C-2025-3058843
Patricia A. Finley	:	C-2025-3058864
Connie Horhut	:	C-2025-3058873
William Balint	:	C-2025-3058984
Jay S. Croft	:	C-2025-3059030
Brooke Birckbichler	:	C-2025-3059057
	:	
v.	:	
	:	
Pennsylvania-American Water Company	:	

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	R-2025-3058051
Office of Consumer Advocate	:	C-2025-3058810
Office of Small Business Advocate	:	C-2025-3058771
Curran Mitchell	:	C-2025-3058707
Elaine L. Bowman	:	C-2025-3058815
Joel Jackson	:	C-2025-3059064
Patricia A. Finley	:	C-2025-3058826
David R. Hurlbrink	:	C-2025-3058845
Jay S. Croft	:	C-2025-3059031
Brooke Birckbichler	:	C-2025-3059053
	:	
v.	:	
	:	
Pennsylvania-American Water Company	:	
Wastewater Division	:	

PREHEARING CONFERENCE ORDER

You are receiving this order because you have been identified as a person who may have an interest in the proceedings filed with the Public Utility Commission listed in the caption above. This order will describe the process the Commission will follow in considering these filings in this proceeding, the different options you may have for involvement, and how to become a party to this case. There is no requirement that you participate; however, if you do not, then the case will proceed and be decided without your input.

Water Service Filed at Docket No. R-2025-3057983

On November 14, 2025, Pennsylvania-American Water Company (PAWC), filed Supplement No. 58 to Tariff Water-PA P.U.C. No. 5 (Supplement No. 58) with the Pennsylvania Public Utility Commission (Commission) at Docket No. R-2025-3057983 to become effective January 13, 2026. Supplement No. 58, as proposed by PAWC, would increase PAWC's total annual operating revenues for water service by approximately \$152.4 million, or 16.1%.

On November 18, 2025, a Formal Complaint was filed by Rik Bhattacharyya at Docket No. C-2025-3058701 and by Curran Mitchell at Docket No. C-2025-3058705. On November 20, 2025, A Formal Complaint was filed by Michael Leone at Docket No. C-2025-3058733.

On November 21, 2025, the Office of Small Business Advocate filed a Formal Complaint at Docket No. C-2025-3058770 and the Office of Consumer Advocate filed a Formal Complaint at Docket No. C-2025-3058806.

On November 21, 2025, Formal Complaints were filed by Zachary Bugay at Docket No. C-2025-3058769 and by Mary Naydan at Docket No. C-2025-3058792.

On November 24, 2025, a Formal Complaint was filed by Brian Dugas at Docket No. C-2025-3058818.

On November 25, 2025, Formal Complaints were filed by David R. Hurlbrink at Docket No. C-2025-3058843 and by Patricia A. Finley at Docket No. C-2025-3058864.

On November 26, 2025, Formal Complaints were filed by Connie Horhut at Docket No. C-2025-3058873 and by William Balint at Docket No. C-2025-3058984.

On December 2, 2025, Formal Complaints were filed by Jay S. Croft at Docket No. C-2025-3059030 and by Brooke Birckbichler at Docket No. C-2025-3059057.

Pursuant to Section 1308(d) of the Pennsylvania Public Utility Code, 66 Pa.C.S. § 1308(d) (relating to general rate increases), the filing was suspended by operation of law until August 13, 2026, unless otherwise directed by Order of the Commission.

On December 4, 2025 the Commission entered an Order instituting an investigation of the filing and proposed tariff supplement to determine if the proposed changes in rates, rules, and regulations may be unlawful, unjust, unreasonable, and contrary to public interest, as well as the reasonableness of PAWC's existing rates, rules, and regulations, unless otherwise directed by Order of the Commission. In addition, this proceeding was assigned to the Office of Administrative Law Judge for the prompt scheduling of such hearings as may be necessary culminating in the issuance of a recommended decision.

Wastewater Division Filed at Docket No. R-2025-3058051

On November 14, 2025, Pennsylvania-American Water Company – Wastewater Division (PAWC-WD), filed Supplement No. 61 to Tariff Wastewater PA P.U.C. No. 16 (Supplement No. 61) with the Pennsylvania Public Utility Commission (Commission) to become effective January 13, 2026. Supplement No. 61 would increase PAWC-WD's total annual operating revenues for wastewater service by approximately \$16.3 million, or 7.8%.

On November 19, 2025, a Formal Complaint was filed by Curran Mitchell at Docket No. C-2025-3058707.

On November 21, 2025, the Office of Small Business Advocate filed a Formal Complaint at Docket No. C-2025-3058771. On November 24, 2025, the Office of Consumer Advocate filed a Formal Complaint at Docket No. C-2025-3058810.

On November 22, 2025, a Formal Complaint was filed by Elaine L. Bowman at Docket No. C-2025-3058815 and by Joel Jackson at Docket No. C-2025-3059064.

On November 24, 2025, Formal Complaints were filed by Patricia A. Finley at Docket No. C-2025-3058826.

On November 25, 2025, a Formal Complaint was filed by David R. Hurlbrink at Docket No. C-2025-3058845.

On December 2, 2025, Formal Complaints were filed by Jay S. Croft at Docket No. C-2025-3059031 and by Brooke Birckbichler at Docket No. C-2025-3059053.

Pursuant to Section 1308(d) of the Pennsylvania Public Utility Code, 66 Pa.C.S. § 1308(d) (relating to general rate increases), the filing was suspended by operation of law until August 13, 2026, unless otherwise directed by Order of the Commission. On December 4, 2025, the Commission entered an Order instituting an investigation of the filing and proposed tariff supplement to determine if the proposed changes in rates, rules, and regulations may be unlawful, unjust, unreasonable, and contrary to public interest, as well as the reasonableness of PAWC-WD's existing rates, rules, and regulations. In addition, this proceeding was assigned to the Office of Administrative Law Judge for the prompt scheduling of such hearings as may be necessary culminating in the issuance of a recommended decision.

A **telephone prehearing conference** has been scheduled in the proceedings filed at the Docket Numbers referenced above for **Friday, December 12, 2025, beginning at 10:00 a.m.** in Pittsburgh.

At the above date and time, those wishing to participate at the prehearing conference must call into the conference, by following the instructions below. Participants will not be called by the Presiding Officers.

The undersigned administrative law judges 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.

Toll-free Bridge Number: 866-675-4281

PIN Number: 85057514

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. **If you intend to participate as an active party or represent a party at the prehearing conference, please e-mail the office of the presiding officers at jeffwatson@pa.gov and provide your name, identify the party you represent and provide the phone number from which you will be calling so that you can be properly identified.**

The Prehearing Conference is for the discussion and planning of the litigation of the case. No testimony will be taken. Lawyers representing parties of record and individual persons representing themselves as full litigants will be permitted to participate in the Prehearing Conference. The Conference is open to the public. At the prehearing conference, the parties should be prepared to discuss all relevant issues related to these proceedings and any related proceedings, a litigation schedule, as well as any request to consolidate these proceedings and any other related proceedings, any objections to any filings, and the scheduling of public input hearing(s) or any other appropriate requests or proceedings to be conducted prior to the evidentiary hearing.

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

1. Each active party must **e-file** and serve by email, prior to **10:00 am on December 11, 2025**, a Prehearing Conference Memorandum which sets forth the information identified in this Order including a history of the proceeding, the issues you intend to present, a proposed plan and schedule of discovery, a listing of your proposed witnesses and the subject of their testimony, and a proposed litigation schedule to include the dates, times and locations of any proposed in-person and telephonic public input hearings, agreed to by all parties, if possible. The litigation schedule will require the filing of **Reply Briefs** by **April 15, 2026**. 52 Pa.Code § 5.222(d). The Parties should also be prepared to discuss the consolidation of the proceedings identified in the docket numbers above and any other appropriate issues, matters, and objections. Parties represented by multiple attorneys must designate a primary speaker for the purposes of the prehearing conference. If you do not timely file and serve upon the parties, a prehearing memoranda, as outlined above, you will be recognized as an inactive party to this proceeding, as described herein.

2. 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 no later than five (5) days prior to the Prehearing Conference. 52 Pa.Code § 1.15(b). Requests for changes of initial prehearing conferences must be sent by email, with copies to all parties of record. 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.

The Parties and Public may review filings and further requirements or Orders entered in these proceedings at the Docket numbers referenced above, on the Pennsylvania Public Utility Commission website at: www.puc.pa.gov/search/document-search/

Furthermore, formal complaints or other appropriate pleadings must be timely filed and served in accordance with Title 52 of the Pennsylvania Code. All filings must be made with the

Secretary of the Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, and with a copy served on the parties and their legal counsel, if represented.

The documents filed in support of the base rate proceeding are available for inspection at the Office of the Commission Secretary.

The Prehearing Conference is for the discussion and planning of the litigation of the case. No testimony will be taken. Lawyers representing parties of record and individual persons representing themselves as active parties will be permitted to participate in the Prehearing Conference. The Conference is open to the public.

3. In response to this Prehearing Order, you may proceed one of three ways:

a. **Do nothing.** If you do nothing after receiving this Prehearing Conference Order, you will be treated as an inactive party to this proceeding. Inactive parties will receive the presiding officer's written orders, notices of hearings, the Recommended Decision and any Commission decisions and orders. Inactive parties will not participate in discovery, testify at the evidentiary hearing, or cross-examine witnesses. Inactive parties will not receive copies of the hearing exhibits or briefs filed by the active participants.

b. **Testify at a public input hearing if one is scheduled.** Public input hearings, if scheduled, are for the purpose of giving citizens who do not wish to participate in the formal litigation an opportunity to express their opinions regarding the Company's proposal. If you testify at a public input hearing, you will not be permitted to also testify at the technical evidentiary hearings. If you want to participate in a public input hearing and do not wish to remain on the service list for pleadings, filings, discovery requests or orders and decisions in this matter, you are not required to do anything. You will receive a copy of the notice of the public input hearing which will include instructions for your participation. Generally, notice of the public input hearing, if one is scheduled, will be published on the Commission's website and in your local newspaper at least two weeks before it is held.

c. **Become a party of record.** As an active party of record, you will be served with all of the pleadings, filings, discovery requests, written testimony and orders and decisions served and issued in this proceeding. **These documents will be voluminous.** Your *rights* as an active party of record include the ability to present your own testimony and to cross-examine other witnesses at the formal hearings, and to file exceptions to the presiding officer's recommended decision. Your *duties* as a party of record are that you must answer all discovery requests served upon you in accordance with the rules. You will be required to serve a copy of anything that you *file* upon the presiding officer and **each party appearing on the service list**, as modified after the Prehearing Conference. If you intend to present evidence at the formal evidentiary hearings, you will be required to submit your testimony in writing in advance, in accordance with the schedule to be set after the Prehearing Conference and to provide a copy of your written testimony to each party on the service list at that time.

If you want to become an active party of record, you must register to e-file with the Commission's Secretary's Bureau, if you have not already done so, and timely file and serve your prehearing memoranda indicating your election to participate as an active party in this proceeding. Filings may not be made by emailing or faxing the Secretary's Bureau.

To become a party of record, you must file an appropriate pleading or Complaint and indicate that you wish to participate as a party of record in these proceedings. You should also indicate your desire to participate as a party of record or full active party on the record at the prehearing conference.

You will be expected to become familiar with the Commission's rules of practice and comply with the instructions and deadlines imposed by the orders of the presiding Administrative Law Judges. The Commission's rules of practice appear in Title 52 of the Pennsylvania Code Chapters 1, 3 and 5. **The Pennsylvania Code is available on-line** at <http://www.pacodeandbulletin.gov/>. Although a natural person or a sole proprietor may appear on their own behalf, if you are any entity other than a natural person or a sole proprietor, (e.g., a corporation, partnership, municipality, etc.), you will be required to have an attorney represent you in accordance with the laws of Pennsylvania. *See Ordering Paragraph 6.*

4. Please review the regulations pertaining to prehearing conferences, 52 Pa.Code § 5.221-§ 5.224, 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.

(Emphasis added.)

5. 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.

6. Pursuant to 52 Pa.Code §§ 1.21 & 1.22, you may represent yourself, if you are an individual, or you may have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted *Pro Hac Vice*, represent you. However, if you are a partnership, corporation, trust, association, or governmental agency or subdivision, you must have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted *Pro Hac Vice*, represent you in this proceeding. 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).

7. Failure of a party to attend the Prehearing Conference, and to be excused from participating at the prehearing conference, for 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. Any party who fails to attend and participate in the prehearing conference will be considered an inactive party in this proceeding. 52 Pa.Code §§ 5.222(e) & 5.224.

8. Any party may request to change in status from an inactive party an active party or from active party to become an inactive party by filing a written request for such change in status, serving all active parties with a copy of such filing and sending an email with a copy of such filing to the presiding officers in this proceeding. The email address for Judge Watson is jeffwatson@pa.gov and for Judge DeVoe is edevoe@pa.gov.

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. If you fail to provide a copy of any filing or communication to the presiding Administrative Law Judges to all active parties, your filing, pleading or communication will not be considered. For your convenience, a copy of the Commission's current service list of the parties to this proceeding is enclosed with this Order. In addition, the Parties are encouraged to register for the Commission's free eFiling subscription service, which allows users to automatically receive an email notification whenever a document is added, removed, or changed

on the PUC website regarding a specific case. Instructions for subscribing to this service are on the PUC's website at http://www.puc.pa.gov/Documentation/eFiling_Subscriptions.pdf.

10. If you have a limited ability to speak or understand English or are deaf or hearing-impaired, a qualified interpreter may be provided upon your timely request. If you want an interpreter, please contact the Scheduling Office immediately and at least ten (10) days before the scheduled Hearings to make your request.

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

11. In addition to the above requirements, the Parties should review the regulations pertaining to prehearing conferences, 52 Pa.Code § 5.221-§ 5.224, and in particular, § 5.222(d). At the prehearing conference, the parties should be prepared to discuss all relevant issues related to these three proceedings and any related proceedings, a litigation schedule, as well as any request to consolidate these proceedings and any other related proceedings, and the scheduling of public input hearing(s).

Date: December 5, 2025

_____/s/
Jeffrey A. Watson
Administrative Law Judge

_____/s/
Emily I. DeVoe
Administrative Law Judge

R-2025-3057983 and R-2025-3058051 - PA PUBLIC UTILITY COMMISSION v. PENNSYLVANIA AMERICAN WATER COMPANY - WATER & WASTEWATER

TERESA K HARROLD ESQUIRE
ELIZABETH ROSE TRISCARI ESQUIRE
PENNSYLVANIA AMERICAN WATER COMPANY
852 WESLEY DRIVE
MECHANICSBURG PA 17055
717.550.1562
717.550.1574

teresa.harrold@amwater.com
Elizabeth.Triscari@amwater.com
Served via eService - 12/5/2025
(*Counsel representing Pennsylvania-American Water Company*)

MARK A LAZAROFF ESQUIRE
CATHERINE G VASUDEVAN ESQUIRE
BROOKE E MCGLINN ESQUIRE
KENNETH M KULAK ESQUIRE
MORGAN LEWIS & BOCKIUS LLP
2222 MARKET STREET
PHILADELPHIA PA 19103-2921
215.963.4603
215.963.5952
215.963.5404
215.963.5384

mark.lazaroff@morganlewis.com
catherine.vasudevan@morganlewis.com
bmclinn@morganlewis.com
ken.kulak@morganlewis.com
Served via eService - 12/5/2025
(*Counsel representing Pennsylvania-American Water Company*)

RIK BHATTACHARYYA
310 CREST DRIVE
CLARKS GREEN PA 18411
412.495.5168
RIK.BT.66@GMAIL.COM
Served via eService - 12/5/2025

CURRAN MITCHELL
20 PELHAM DR
COATESVILLE PA 19320
562.644.3469
cjmitchrn@yahoo.com
Served via eService - 12/5/2025

MICHAEL LEONE
111 JUNIPER DRIVE
DOUGLASSVILLE PA 19518
908.278.9387
267.424.3111
mcl@ml-h.us
Served via eService - 12/5/2025

ZACHARY BUGAY
5813 SOUTHAMPTON DR
BETHEL PARK PA 15102
zbugay@gmail.com
Served via eService - 12/5/2025

REBECCA LYTTLE ESQUIRE
STEVEN C GRAY ESQUIRE
OFFICE OF SMALL BUSINESS ADVOCATE
555 WALNUT STREET 1ST FLOOR
HARRISBURG PA 17101
717.783.2525
717-783-2831
relyttle@pa.gov
sgray@pa.gov
Served via email - 12/5/2025

MARY NAYDAN
1423 SCARLET OAK RD
YARDLEY PA 19067
215.767.2389
mknaydan@gmail.com
Served via eService - 12/5/2025

OLIVIA M SPERGEL ESQUIRE
HARRISON WILLIAM BREITMAN ESQUIRE
RYAN MORDEN ESQUIRE
JANNA E WILLIAMS ESQUIRE
JOHNATHAN LONGHURST ESQUIRE
OFFICE OF CONSUMER ADVOCATE
555 WALNUT STREET
5TH FLOOR FORUM PLACE
HARRISBURG PA 17101
717.783.5048
717.780.4536
ospergel@paoca.org
hbreitman@paoca.org
rmorden@paoca.org
jwilliams@paoca.org
jlonghurst@paoca.org
Served via eService - 12/5/2025

BRIAN DUGAS
10 MONUMENT AVE
APT 2
WYOMING PA 18644
570.406.0515
briandugas54@gmail.com
Served via eService - 12/5/2025

CARRIE B WRIGHT ESQUIRE
PA PUC BIE LEGAL TECHNICAL
SECOND FLOOR WEST
400 NORTH STREET
HARRISBURG PA 17120
717.783.6156
717.787.4887
carwright@pa.gov
Served via eService - 12/5/2025

DAVID HURLBRINK
12 LONGVIEW DRIVE
BIRDSBORO PA 19508
610.698.0408
dave.hurlbrink@gmail.com
Served via eService -

PATRICIA A FINLEY
28 BANT BROOK CIRCLE
READING PA 19606
610.914.2766
finleypatti@gmail.com
Served via eService - 12/5/2025

WILLIAM BALINT
300 LOWMAN RD
INDIANA PA 15701
724.599.6500
wsbalint@yahoo.com
Served via eService - 12/5/2025

CHRISTOPHER CAPPUCCHETTI
10 PELHAM DR
COATESVILLE PA 19320
518.892.5437
chriscsalesmanager@gmail.com
Served via eService - 12/5/2025

JAY CROFT
4833 PARTRIDGE DRIVE
READING PA 19606
610.463.4855
610.463.4855
jaysc222@yahoo.com
Served via eService - 12/5/2025

BROOKE BIRCKBICHLER
6109 POND VIEW DR
BIRDSBORO PA 19508
724.290.4515
bbirckbichler@hotmail.com
Served via eService - 12/5/2025

CAROLANN HUNT
509 WINDY WAY
NEW CUMBERLAND PA 17070
717.817.9847
chunt561@gmail.com
Served via email - 12/5/2025

DAVID DUBOS
341 CHRISTINE LANE
JEFFERSON HILLS PA 15025-3280
412.901.7112
ddubos@gmail.com
Served via email - 12/5/2025

RALF NECKIEN
7 MILL RD
EAST NORRITON PA 19401-1814
610.585.3217
ralf.neckien@gmail.com
Served via email - 12/5/2025