

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Greater Hazleton Community	:	
Area New Development Organization Inc. t/a	:	
CAN DO, INC., Pursuant to Section 1102(a)	:	
of the Code, for Approval of (1) the Right to	:	
Offer, Render, Furnish or Supply Waster Service	:	
to the Public in an Additional Portion of Hazle	:	
Township, together with portions of Sugarloaf	:	A-2026-3059809
Township and West Hazleton Borough,	:	
Luzerne County, Pennsylvania and	:	
(2) Abandonment of Portions of its Water	:	
Service Territory in Hazle Township, Luzerne	:	
County, Pennsylvania and East Union Township,	:	
Schuylkill County, Pennsylvania	:	

INTERIM ORDER #8
PREHEARING ORDER

This interim order memorializes the litigation schedule set forth during the prehearing conference held on March 25, 2026, and provides the parties with further instructions.

HISTORY OF THE PROCEEDING

On January 13, 2026, Greater Hazleton Community Area New Development Organization Inc., t/a CAN DO, INC. (CAN DO), filed an application with the Pennsylvania Public Utility Commission (Commission), pursuant to Section 1102(a) of the Public Utility Code (Code), for approval of (1) the right to offer, render, furnish or supply water service to the public in an additional portion of Hazle Township, together with portions of Sugarloaf Township and West Hazleton Borough, Luzerne County, Pennsylvania and (2) abandonment of portions of its water service territory in Hazle Township, Luzerne County, Pennsylvania and East Union Township, Schuylkill County, Pennsylvania.

Notice of the application was published in the January 31, 2026 edition of the *Pennsylvania Bulletin*, 56 Pa.B. 737. The notice specified a protest deadline of on or before February 16, 2026.

On February 13, 2026, Lisa Logan (Ms. Logan) filed a protest in opposition to the application.

On February 25, 2026, the Commission issued an Initial Telephonic Prehearing Conference Notice to alert the parties that a prehearing conference would be held on March 25, 2026. Also on February 25, 2026, the undersigned issued a Prehearing Order.

On March 5, 2026, CAN DO filed a preliminary objection to Ms. Logan's protest. On March 9, 2026, Ms. Logan filed an answer to CAN DO's preliminary objection. By interim order # 3, issued on March 20, 2026, CAN DO's preliminary objection to Ms. Logan's protest was denied.

On March 23, 2026, CAN DO and Ms. Logan filed prehearing memorandum.

On March 25, 2026, the telephonic prehearing conference convened as scheduled. Johnathan Nase, Esq., and Dawn Kurtz Crompton, Esq. appeared and represented CAN DO. Ms. Logan appeared, *pro se*.

This interim order memorializes the litigation schedule and sets forth additional requirements for the parties.

ORDER

THEREFORE,

IT IS ORDERED:

1. That the parties of record as of the date of this prehearing order are Applicant CAN DO and Protestant Lisa Logan.

2. That the parties shall receive all documents and shall copy all other parties on documents they file with the Commission or serve on the undersigned via e-mail to efarren@pa.gov and sthaas@pa.gov. The parties are expected to conduct discovery, attend hearings, or present or cross-examine witnesses, as appropriate. The parties shall serve the documents so that they are received in-hand by the parties and the undersigned no later than 4:30 PM on the dates listed. Parties may serve the documents via e-mail to meet this requirement. Parties shall not file testimony with the Commission, but parties shall file a certificate of service regarding service of said testimony.

3. That the following schedule is adopted for this proceeding:

CAN DO's Direct Testimony	Tuesday, May 26, 2026
Other Parties' Direct Testimony	Wednesday, June 24, 2026
Telephonic Public Input Hearings (tentative)	Tuesday, July 7, 2026
Rebuttal Testimony (all parties and all issues)	Friday, July 24, 2026
Surrebuttal Testimony (all parties and all issues)	Thursday, August 13, 2026
Written Rejoinder (all parties)	Thursday, August 20, 2026

Evidentiary Hearings (in-person)	Thursday, September 3, 2026, and Friday, September 4, 2026
Main Briefs	Thursday, October 1, 2026
Reply Briefs	Thursday, October 22, 2026

4. That the evidentiary hearings will be held in-person in Harrisburg, Pennsylvania. Both days will commence at 10:00 AM. An evidentiary hearing notice will be issued and published on the Commission’s website. Parties will complete the daily witness listing and cross-examination matrix as directed.

5. That two telephonic public input hearings are tentatively scheduled for July 7, 2026, at 1:00 PM and 6:00 PM. Detailed notice of the public input hearings will be issued once the date and times are confirmed.

6. That any evidentiary hearing in this matter constitutes a formal legal proceeding and will be conducted in accordance with the Commission’s Rules of Administrative Practice and Procedure, as well as the rules of evidence as applied to administrative hearings.

7. That written testimony shall comply with the requirements of 52 Pa. Code § 5.412 and shall be marked with numerical, sequential statement numbers.

8. That any motions with respect to, or objections to, written testimony must be presented in writing no later than five days prior to the day that the witness sponsoring that testimony is scheduled to testify. Answers to such motions or objections may be filed within five days or sooner if circumstances warrant. Oral motions, other than for good cause, shall not be accepted.

9. That all parties shall comply with the provisions of 52 Pa. Code § 5.243(e) which prohibits the introduction of evidence during rebuttal which should have been included in

the party's case-in-chief or which substantially varies from the party's case-in-chief, unless the party is introducing evidence in support of a proposed settlement.

10. That discovery shall be conducted according to the Commission's rules and regulations at 52 Pa. Code § 5.321, *et seq.*

11. That the parties shall conduct discovery pursuant to 52 Pa. Code §§ 5.321-5.373. The parties are encouraged to cooperate and exchange information on an informal basis. The parties shall cooperate rather than engage in numerous or protracted discovery disagreements that require formal resolution. All motions to compel shall contain a certification by counsel setting forth the informal discovery undertaken and their efforts to resolve their discovery disputes informally. If a motion to compel does not contain this certification, the parties will be directed to pursue informal discovery. There are limitations on discovery and sanctions for abuse of the discovery process. *See* 52 Pa. Code §§ 5.361, 5.371-5.372.

12. That the parties shall 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, 5.234.

13. That the 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 undersigned in advance of any submission, and prior to the evidentiary hearing.

14. That the parties are to confer amongst themselves in an attempt to resolve all or some of the issues associated with this proceeding. The parties are reminded it is the Commission's policy to encourage settlements. 52 Pa. Code § 5.231(a). The parties are strongly urged to seriously explore this possibility. If a settlement is reached, a joint settlement petition executed by representatives of all parties to be bound thereby, together with statements in

**A-2026-3059809 - APPLICATION OF GREATER HAZLETON COMMUNITY AREA
NEW DEVELOPMENT ORGANIZATION INC. T/A CAN DO, INC., PURSUANT TO
SECTION 1102(A) OF THE CODE, FOR APPROVAL OF (1) THE RIGHT TO OFFER,
RENDER, FURNISH OR SUPPLY WASTER SERVICE TO THE PUBLIC IN AN
ADDITIONAL PORTION OF HAZLE TOWNSHIP, TOGETHER WITH PORTIONS OF
SUGARLOAF TOWNSHIP AND WEST HAZLETON BOROUGH, LUZERNE COUNTY,
PENNSYLVANIA AND (2) ABANDONMENT OF PORTIONS OF ITS WATER SERVICE
TERRITORY IN HAZLE TOWNSHIP, LUZERNE COUNTY, PENNSYLVANIA AND
EAST UNION TOWNSHIP, SCHUYLKILL COUNTY, PENNSYLVANIA**

(Revised 3/27/2026)

JONATHAN NASE ESQUIRE
DAWN KURTZ CROMPTON ESQUIRE
COZEN O'CONNOR
17 NORTH SECOND STREET SUITE 1410
HARRISBURG PA 17101
717.773.4191
717.703.5892

jnase@cozen.com

dcrompton@cozen.com

Served via eService March 27, 2026

(Counsel for CAN DO, Inc)

LISA LOGAN
293 TOMHICKEN ROAD
SUGARLOAF PA 18249
727.247.3036

lisalogan2662@gmail.com

Served via eService March 27, 2026