

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Aqua)
Ohio, Inc. for Authority to Increase its) Case No. 09-1044-WW-AIR
Rates and Charges in its Lake Erie)
Division.)

ENTRY

The attorney examiner finds:

- (1) The Commission has caused an investigation to be made of the facts set forth in Aqua Ohio, Inc.'s, Lake Erie Division (Aqua Ohio, applicant, or company) application in this case, the exhibits attached thereto, and of the matters connected with the application.
- (2) A written report of the Commission staff's (staff) investigation was filed on May 21, 2010. Copies of the staff report were mailed to the company, the mayors of the municipal corporations affected by the application, and other persons the Commission deems to be interested in the case.
- (3) Objections to the staff report should be filed by June 21, 2010, in accordance with Section 4909.19, Revised Code, and Rule 4901-1-28(B), Ohio Administrative Code (O.A.C.), which requires that all objections must be specific. Any objection that is not specific enough to convey what is actually being placed at issue will be struck pursuant to the above-cited rule. Unless an objection is struck or withdrawn, each objection must be discussed in the initial post-hearing brief of the objecting party. Pursuant to Rule 4901-1-28(D), O.A.C., if the objection is not discussed in the initial brief, the objection will, without further action, be deemed withdrawn.
- (4) Each party filing objections shall also file a brief summary of the issues it designates as major issues, in order of their importance, for purposes of the notice required by Section 4903.083, Revised Code.
- (5) Direct expert testimony should be filed by June 21, 2010, in accordance with Rule 4901-1-29, O.A.C.

- (6) A prehearing conference will be held on Friday, June 25, 2010, at 10:00 A.M. in Room 11-D, at the offices of the Commission, 180 E. Broad Street, Columbus, Ohio 43215. The purpose of the conference will be to discuss procedural aspects of the case and to provide an opportunity for the parties to conduct settlement discussions.
- (7) The public evidentiary hearing and the local public hearing will be scheduled, and publication of notice required, by subsequent entry.

It is, therefore,

ORDERED, That objections to the staff report and direct expert testimony be filed by June 21, 2010. It is, further,

ORDERED, That a prehearing conference be scheduled for Friday, June 25, 2010, at 10:00 A.M., in Room 11-D, at the offices of the Commission. It is, further,

ORDERED, That a copy of this entry be served upon each party and interested person of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

By: James M. Lynn
 James M. Lynn
 Attorney Examiner

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/vrm

Entered in the Journal

MAY 28 2010

Renee J. Jenkins

Renee J. Jenkins
Secretary