

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Aqua )  
Ohio, Inc. to Increase Its Rates for Water ) Case No. 13-2124-WW-AIR  
Service. )

ENTRY

The attorney examiner finds:

- (1) On July 24, 2014, Aqua Ohio, Inc. (Aqua) filed a motion requesting a continuance of the July 28, 2014, evidentiary hearing scheduled in this matter. The motion also requested Commission approval of the parties' agreement to (a) waive cross-examination and stipulate to the admission of testimony and exhibits, and (b) establish the following procedural schedule:

August 4, 2014: Deadline for the Office of the Ohio Consumers' Counsel (OCC) to file testimony opposing the stipulation.

August 8, 2014: Deadline for rebuttal testimony in support of the stipulation.

Week of August 11, 2014: Evidentiary Hearing, one day, date to be determined.

August 13, 2014: Deadline for Initial Briefs.

August 20, 2014: Deadline for Reply Briefs.

- (2) Aqua adds that while the stipulation filed on July 21, 2014, was not unanimously agreed upon, all parties, including OCC, have agreed to continue the hearing to a later date, waive cross-examination, and stipulate to the admission of testimony and exhibits. Aqua contends that granting this motion will avoid the time and expense of an evidentiary hearing and will streamline the presentation of this case to the Commission. Further, Aqua adds, with the 275-day period established by R.C. 4909.42 ending in approximately one month, establishing a procedural schedule is imperative. Additionally, because some counsel and witnesses need time to travel to the hearing, Aqua asks that the motion be granted on an expedited basis. Aqua

submits that no party objects to the motion or to the request for an expedited decision, nor does any party object to the procedural schedule set forth above. Therefore, Aqua concludes, good cause exists to approve the motion.

- (3) The attorney examiner finds Aqua's motion to be reasonable, including the request for approval of the motion on an expedited basis. Therefore, the motion to continue the evidentiary hearing date, approve the parties' agreement to waive cross-examination and stipulate to the admission of testimony and exhibits, and establish the agreed-upon procedural schedule shall be granted.

It is, therefore,

ORDERED, That the motion filed by Aqua on July 24, 2014, be granted in its entirety. It is, further,

ORDERED, That the parties follow the procedural schedule set forth in Finding (1). It is, further,

ORDERED, That the July 28, 2014, evidentiary hearing be continued to the week of August 11, 2014, with the precise date to be specified in a future entry. It is, further,

ORDERED, That a copy of this entry be served upon all parties of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

s/ James M. Lynn

By: James M. Lynn  
Attorney Examiner

jrj/vrm

**This foregoing document was electronically filed with the Public Utilities**

**Commission of Ohio Docketing Information System on**

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**in**

**Case No(s). 13-2124-WW-AIR**

Summary: Attorney Examiner Entry grants the request to reschedule the July 28 hearing to a future date and to establish a procedural schedule for filing testimony opposing the stipulation, rebuttal testimony supporting the stipulation, and for filing initial briefs and reply briefs; electronically filed by Vesta R Miller on behalf of James M. Lynn, Attorney Examiner, Public Utilities Commission of Ohio