

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Application of Water    )  
and Sewer LLC to Increase Its Rates and    ) Case No. 11-4509-ST-AIR  
Charges.    )

ENTRY

The attorney examiner finds:

- (1) On September 23, 2011, Water and Sewer LLC (Water and Sewer) filed an application pursuant to Section 4909.18, Revised Code, to increase its rates for sewer services throughout the company's entire service area.
- (2) Pursuant to Section 4909.19, Revised Code, the staff of the Commission (staff) conducted an investigation of the facts, exhibits, and matters relating to the company's application, and filed its report (staff report) on February 22, 2012. Copies of the staff report were mailed to the company, mayors of municipal corporations affected by the application, and other persons that the Commission deemed to be interested in the case.
- (3) Pursuant to Section 4909.19, Revised Code, and Rule 4901-1-28(B), Ohio Administrative Code (O.A.C.), all objections to the staff report must be filed within 30 days after the filing of such report, and 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. 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.
- (4) Direct expert testimony should be filed by March 23, 2012, in accordance with Rule 4901-1-29, O.A.C.
- (5) Motions to intervene and strike objections shall be filed by April 2, 2012, and memoranda contra motions to intervene or to strike objections shall be filed by April 9, 2012. Unless an objection is struck or withdrawn, each objection must be discussed in the initial post-hearing brief of the objecting party. If an objection is not discussed in the initial brief, the objection will, without further action, be deemed withdrawn.

- (6) A prehearing conference will be held on Thursday, March 29, 2012, at 10:00 a.m., in Room 1247, at the offices of the Commission, 180 East Broad Street, 12<sup>th</sup> Floor, 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 evidentiary hearing will begin on Tuesday April 17, 2012, at 10:00 a.m. in Hearing Room 11-C, at the offices of the Commission, 180 East Broad Street, 11<sup>th</sup> Floor, Columbus, Ohio 43215. A subsequent entry will address the scheduling of the local public hearing and publication of notice of the hearing.
- (8) On September 20, 2011, the village of Richfield (Richfield) filed a motion to intervene in this proceeding. Richfield states that it is an entity that may be adversely affected by this proceeding due to the fact that the majority of the customers of Water and Sewer reside in the municipality. In support of its request, Richfield asserts that Section 4911.15, Revised Code, recognizes a municipal corporation's right to represent the interests of its residents in proceedings before the Commission. No one filed a memoranda contra Richfield's motion.
- (9) Richfield's motion for intervention is reasonable and should be granted.

It is, therefore,

ORDERED, That all objections to the staff report and summary of the issues be filed by March 23, 2012. It is, further,

ORDERED, That all direct expert testimony be filed by March 23, 2012. It is, further,

ORDERED, That motions to intervene and strike objections to the staff report be filed by April 5, 2012, and memoranda contra be filed by April 12, 2012. It is, further,

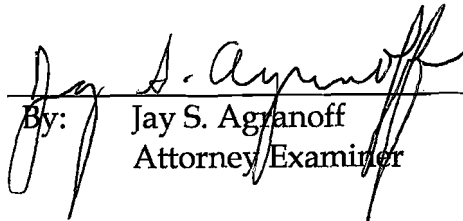
ORDERED, That a prehearing conference be scheduled in accordance with Finding (6). It is, further,

ORDERED, That the evidentiary hearing will begin on April 17, 2012, at 10:00 a.m., in Hearing Room 11-C. It is, further,

ORDERED, That Richfield's motion for intervention be granted in accordance with Finding (9). It is, further,

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

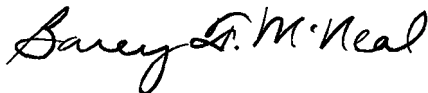
THE PUBLIC UTILITIES COMMISSION OF OHIO

  
By: Jay S. Agranoff  
Attorney Examiner

grf  
/dah

Entered in the Journal

**FEB 24 2012**



Barcy F. McNeal  
Secretary