

COMMONWEALTH OF PENNSYLVANIA

PUBLIC UTILITY COMMISSION

----- x  
 :  
Pennsylvania Public Utility Commission :  
v. Aqua Pennsylvania, Inc. : Docket No.  
 1308(d). : R-2011-2265978  
 : et al.  
 Initial Hearing. :  
 :  
 ----- x

Pages 385 through 473                      Hearing Room 1  
    Commonwealth Keystone Building  
    Harrisburg, Pennsylvania  
    Tuesday, April 10, 2012

Met, pursuant to notice, at 10:00 a.m.

BEFORE:

ANGELA T. JONES, Administrative Law Judge  
 DARLENE D. HEEP, Administrative Law Judge

APPEARANCES:

THOMAS P. GADSDEN, Esquire  
 BROOKE E. LEACH, Esquire  
 Morgan, Lewis & Bockius LLP  
 1701 Market Street  
 Philadelphia, Pennsylvania 19103  
 (For Aqua Pennsylvania, Inc.)

KIMBERLY JOYCE, Esquire  
 762 West Lancaster Avenue  
 Bryn Mawr, Pennsylvania 19010  
 (For Aqua Pennsylvania, Inc.)

RECEIVED  
 2012 APR 13 PM 12:22  
 PA PUC  
 SECRETARY'S BUREAU

*Handwritten initials*

Commonwealth Reporting Company, Inc.

700 Lisburn Road  
 Camp Hill, Pennsylvania 17011

## APPEARANCES (Continued):

CARRIE B. WRIGHT, Esquire  
 P.O. Box 3265  
 Harrisburg, Pennsylvania 17105  
 (For Bureau of Investigation & Enforcement)

SHAUN E. SPARKS, Esquire  
 DIANNE E. DUSMAN, Esquire  
 555 Walnut Street  
 Forum Place, Fifth Floor  
 Harrisburg, Pennsylvania 17101-1923  
 (For Office of Consumer Advocate)

DANIEL G. ASMUS, Esquire  
 300 North Second Street  
 Suite 1102, Commerce Building  
 Harrisburg, Pennsylvania 17101  
 (For Office of Small Business Advocate)

ADEOLU BAKARE, Esquire  
 McNees, Wallace & Nurick LLC  
 100 Pine Street  
 Post Office Box 1166  
 Harrisburg, Pennsylvania 17108-1166  
 (For Aqua LUG)

ROBERT CURTIUS  
 949 Foss Avenue  
 Drexel Hill, Pennsylvania 19026  
 (Pro se)

RECEIVED  
 2012 APR 13 PM 12:37  
 SECRETARY'S BUREAU

Commonwealth Reporting Company, Inc.

700 Lisburn Road  
 Camp Hill, Pennsylvania 17011

WITNESS INDEX

<u>WITNESS</u>	<u>DIRECT</u>	<u>CROSS</u>	<u>REDIRECT</u>	<u>RECROSS</u>
William C. Packer				
By Ms. Leach	406	--	--	--
By Mr. Curtius	--	408	--	--
Paul R. Herbert				
By Ms. Leach	428	--	433	--
By Mr. Curtius	--	430	--	--
Scott J. Rubin				
By Mr. Sparks	436	--	--	--
By Mr. Curtius	--	438	--	--
Nameer Bhatti				
By Ms. Leach	454	--	--	--

RECEIVED  
 2012 APR 13 PM 12:37  
 PA PUC  
 SECRETARY'S BUREAU

Any reproduction of this transcript is prohibited without authorization by the certifying reporter.

EXHIBIT INDEX

<u>NUMBER</u>	<u>FOR IDENTIFICATION</u>	<u>IN EVIDENCE</u>
<u>AP Statement No.</u>		
1 (Packer - Direct, with Attachments 1 to 4)	406	427
1-R (Packer - Rebuttal, with Exhibits WPC-1R through WPC-3R)	406	427
5 (Herbert - Direct)	429	434
5-R (Herbert - Rebuttal, with Exhibits 5-R1 to 5-R3)	429	434
3 (Bhatti - Direct)	454	455
3-R (Bhatti - Rebuttal)	454	455
7 (Jerdon - Direct)	456	456
6 (Spanos - Direct)	457	457
2 (Smeltzer - Direct)	457	457
2-R (Smeltzer - Rebuttal, with Smeltzer Exhibits 1 through 6)	457	457
8-R (Tagert - Rebuttal)	458	458
4 (Moul - Direct)	458	458
4-R (Moul - Rebuttal)	458	458
<u>AP Exhibits Nos.</u>		
1A (Packer)	406	427
1A(a) (Packer)	406	427
2(A) (Packer)	406	427
3(A) (Packer)	406	427

EXHIBIT INDEX (Continued)

<u>NUMBER</u>	<u>FOR IDENTIFICATION</u>	<u>IN EVIDENCE</u>
<u>AP Exhibit Nos.</u>		
5A, Parts I and II (Herbert)	429	434
50A (Herbert)	429	434
50B (Herbert)	429	434
1B (Bhatti)	454	455
6A, Parts I and II (Spanos)	457	457
8A (Tagert)	458	458
4-A (Moul)	458	458
<u>OCA Statement No.</u>		
3 (Rubin - Direct, with attached schedules)	437	450
3-S (Rubin - Surrebuttal)	437	450
1 (Catlin - Direct, with attached schedules)	463	463
1-S (Catlin - Surrebuttal, with attached schedules)	463	463
2 (Kahal - Direct, with attached schedules)	463	463
2-S (Kahal - Surrebuttal)	463	463
<u>I&amp;E Statement No.</u>		
2 (Wilson - Direct)	459	459
2-SR (Wilson - Surrebuttal)	459	459
1 (Sears - Direct)	460	460
1-SR (Sears - Surrebuttal)	460	460

EXHIBIT INDEX (Continued)

<u>NUMBER</u>	<u>FOR IDENTIFICATION</u>	<u>IN EVIDENCE</u>
<u>I&amp;E Statement No.</u>		
3 (Kubas - Direct)	460	461
3-SR (Kubas - Surrebuttal)	460	461
4 (Huber - Direct)	461	461
<u>I&amp;E Exhibit No.</u>		
2 (Wilson)	459	459
2-SR (Wilson)	459	459
1 (Sears)	460	460
1-SR (Sears)	460	460
3 (Kubas)	460	461
4 (Huber)	461	461
<u>Linden Statement No.</u>		
1 (Direct)	463	463
1-S (Surrebuttal)	463	463
<u>OSBA Statement No.</u>		
1 (Kalcic - Direct, with Exhibit BK-1)	464	464
2 (Kalcic - Rebuttal, with interrogatory responses)	464	464
3 (Kalcic - Surrebuttal, with Exhibit BK-1S)	464	464
<u>Aqua LUG Statement No.</u>		
1-R (Cohen - Rebuttal, with Exhibit LCC-1)	465	465

**NO SCANNED IMAGES ARE  
AVAILABLE**

**COMPLETE TRANSCRIPT  
AND/OR EXHIBIT(S)  
MAY BE VIEWED IN THE  
COMMISSION'S  
FILE ROOM**