

STATE OF NEW YORK  
PUBLIC SERVICE COMMISSION

CASE 23-W-0111 - Proceeding on Motion of the Commission as to  
the Rates, Charges, Rules and Regulations of  
Veolia Water New York, Inc. for Water Service.

PROCEDURAL RULING

(Issued April 24, 2023)

MICHAEL CLARKE and ASHLEY MORENO, Administrative Law Judges:

A procedural conference addressing party status and schedule, among other matters, was held in this proceeding on April 20, 2023. The procedural conference was attended by representatives of Veolia Water New York, Inc.; trial staff of the Department of Public Service (Staff); the Public Utility Law Project of New York, Inc.; the City of Rye, Village of Port Chester and Village of Rye Brook (collectively Municipal Intervenor); and the Utility Intervention Unit, Division of Consumer Protection of the New York State Department of State.

Party Status

No opposition to the participation of any of the above entities as parties was expressed during the procedural conference. While several of these entities have party status as of right,<sup>1</sup> we find that others are likely to contribute to the development of a complete record in the case. We thus confirm our oral ruling made at the conference that each is granted party status. We likewise grant party status to LEAF of Hudson Valley; Bruce Levine; Sierra Club Atlantic Chapter; West Branch Conservation Association; and Dorice Madronero, who did not appear at the conference, but whose requests for party status remain unopposed. Accordingly, by this ruling, we are

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<sup>1</sup> 16 NYCRR §4.3(b) (1) .

confirming that the persons or entities listed in Attachment A are granted party status.

As we discussed at the conference, future requests for party status will be treated as motions, and all parties seeking party status will be provisionally added to the party list. If no objection is raised by another party or by us within the requisite time, party status is deemed to be conferred on the requesting party or entity.

Schedule

Prior to the conference, Staff provided us with a proposed litigation schedule that would require Staff and intervenor testimony to be filed on June 23, 2023; rebuttal testimony to be filed on July 21, 2023; and hearings to commence on August 2, 2023. No objections to this proposal were raised during the conference, and therefore the following schedule is hereby adopted:

Milestone	Date
Staff and Intervenor Direct Testimony and Exhibits	June 23, 2023
Rebuttal Testimony	July 21, 2023
Commencement of Evidentiary Hearing <sup>2</sup>	August 2, 2023

(Signed)

MICHAEL CLARKE

(Signed)

ASHLEY MORENO

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<sup>2</sup> The evidentiary hearing will be noticed separately.

ATTACHMENT A

Parties to CASE 23-W-0111

- Veolia Water New York, Inc.
- Trial staff of the Department of Public Service
- Public Utility Law Project of New York, Inc.
- LEAF of Hudson Valley
- Municipal Intervenors
- West Branch Conservation Association
- Sierra Club Atlantic Chapter
- Utility Intervention Unit, Division of Consumer Protection  
of the New York State Department of State
- Bruce Levine
- Dorice Madronero