

**From:** Nancy Brockway  
**To:** [Michael Skiendzielewski](#)  
**Cc:** [Cody Williams](#)  
**Subject:** Re: Request re WRB regulations -  
**Date:** Tuesday, May 29, 2018 1:54:39 PM

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Mr Skiendzielewski:

You were responsible for asking that a document be marked as an exhibit and included in the record.

I have already written concerning your interactions with the City attorney.

Nancy Brockway  
Hearing Officer

Sent from my iPhone

On May 29, 2018, at 1:46 PM, Michael Skiendzielewski <[skiadvocat@aol.com](mailto:skiadvocat@aol.com)> wrote:

I do not remember asking that a document being part of the record. I recall your stating that a document would be marked for the record. Am I the one who is required to request that a particular item or items be part of the record?

Do you not recall asking me whether I was proceeding in the process based on information you had received about my attempting to resolve issues with the city? The only person involved in those efforts was counsel to the WRB, Mr CantuHertzler.....did he share such details?

M.S

Sent from AOL Mobile Mail

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On Tuesday, May 29, 2018 Nancy Brockway <[nancy.brockway@gmail.com](mailto:nancy.brockway@gmail.com)> wrote:

Mr. Skiendzielewski:

Replying to your questions in order:

- A. The City attorney has not communicated with me or the Board about your position. Your discussions with the attorney about your lateral loan are not relevant to the Rate Board proceedings.
- B. For the final date for filing briefs, please consult the rulings in the case.
- C. You did not ask that the other documents be part of the record. Just handing them around does not get them into the record. The record is now closed.
- D. Transcripts of all statements on the record are verbatim.

Nancy Brockway  
Hearing Officer

Sent from my iPhone

On May 29, 2018, at 11:26 AM, Michael Skiendzielewski  
<[skiadvocat@aol.com](mailto:skiadvocat@aol.com)> wrote:

Ms. Brockway:

".....I do not understand your statements about a "city attorney," nor what relevance they may have to this rate case....."

The city attorney is Daniel Cantu-Hertzler and his statement re the fact that the City of Philadelphia will no longer respond to any inquiries and requests from this citizen, entered into the public record on May 17th, as well as his disclosure of details of conversations I had with him re PWD settlement concerns form the basis of considerable concern regarding the attorney, who is currently counsel to the Water Rate Board.

What is the final date for submission of arguments (briefs)?

When I checked the public postings on the WRB website, I only see one of the several documents that I shared with the WRB on May 17th and the one posted is a one-page document from a public hearing on April 20th? Will the other documents submitted and discussed on May 17th be included?

Is the written transcript posted on the WRB website, for the most part, verbatim from what I presented at the tech hearing on May 17th? Just checking, since I am trying to retrieve certain details that I believed I presented and spoke about, but cannot find them on the transcript at this point.

Michael Skiendzielewski

-----Original Message-----

From: Nancy Brockway <[nancy.brockway@gmail.com](mailto:nancy.brockway@gmail.com)>

To: Michael Skiendzielewski <[skiadvocat@aol.com](mailto:skiadvocat@aol.com)>

Cc: Cody Williams <[Cody.Williams@Phila.gov](mailto:Cody.Williams@Phila.gov)>

Sent: Tue, May 29, 2018 9:36 am

Subject: Re: Request re WRB regulations -

Mr. Skiendzielewski,

The following should have a link to the regulations:

<https://beta.phila.gov/departments/water-sewer-storm-water-rate-board/about/>.

Please consult the web page for the 2018 rate case for the schedule. Written

arguments (briefs) are due soon.

I do not understand your statements about a "city attorney," nor what relevance they may have to this rate case.

Nancy Brockway  
Hearing Officer  
Philadelphia Water Rate Board

Sent from my iPhone

On May 25, 2018, at 4:30 PM, Michael Skiendzielewski  
<[skiadvocat@aol.com](mailto:skiadvocat@aol.com)> wrote:

Ms. Brockway:

At the tech hearing on May 17th, I know we spoke about the WRB regulations. When I checked the WRB website, I thought I found the regulations but really was not sure, since they were only 4-6 pages in length. Basically, I just want to gain access to the correct set of WRB regulations, policies, reviews, appeals, etc. so that I may study and review them for possible action on my part. Could you please provide the definite link for the complete WRB regulations?

Also, much to my chagrin but not to my surprise, there has been no city agency (those most likely to be concerned and responsible for such an egregious statement) response to the statement made by WRB counsel to me during settlement discussions outside of the WRB process. I have shared the details with several of them, but no acknowledgement or response to the inquiry. Consequently, I must seriously consider what impact such decision-making and conduct by a senior city solicitor has not only on my status as a pro se intervenor in reference to that statement and its consequences, but also as to the professional, objective and unbiased process of the Water Rate Board hearings concerning matters previously discussed.

Finally, Ms. Brockway, when is the latest date that any request for appeal, review, or similar action can be made relative to critical issues in order for such action to be received in a timely fashion and considered by members of the WRB?

Sincerely,

Michael Skiendzielewski

-----Original Message-----

From: Nancy Brockway <[nancy.brockway@gmail.com](mailto:nancy.brockway@gmail.com)>

To: Michael Skiendzielewski <[skiadvocat@aol.com](mailto:skiadvocat@aol.com)>

Cc: Cody Williams <[Cody.Williams@phila.gov](mailto:Cody.Williams@phila.gov)>; Andre Dasent  
<[andre.c.dasent@gmail.com](mailto:andre.c.dasent@gmail.com)>; Robert Ballenger  
<[RBallenger@clsphila.org](mailto:RBallenger@clsphila.org)>

Sent: Wed, May 16, 2018 6:05 pm

Subject: Decision on recent information requests

Please see the attached. Co dy, please post.

Nancy Brockway

Hearing Officer

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Boston, MA 02131

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617-645-4018