

BEFORE THE
PHILADELPHIA WATER, SEWER AND STORM WATER RATE BOARD

In the Matter of the Philadelphia Water Department's 2022 Special Rate Proceeding	Fiscal Year 2023
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**PHILADELPHIA WATER DEPARTMENT'S
INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS
TO LANCE HAVER, SET I**

The Philadelphia Water Department ("Department" or "PWD") requests that Lance Haver provide full and complete answers to the following interrogatories and request for production of documents upon the undersigned with ten calendar days of the service hereof.

Instructions and Definitions

1. Each interrogatory and request for production shall be answered fully and completely by you. All information is to be divulged that is within your knowledge, possession and control or within the custody of your consultants.
2. Each answer shall restate the question and identify the name and affiliation of the person or persons who prepared the answer or who is responsible for the information contained therein.
3. Please attach written or electronic material and documents to any answer for which written or electronic material and documents are requested and/or available. If such written or electronic materials and documents are not available, state where it may be obtained. Label

the material and documents with the number of the interrogatory to which it pertains. Copies of all answers shall be provided in PDF and/or Excel (.xlsx or .xls) format via email. ~~Excel~~ spreadsheets shall be provided with data and formulae intact.

4. These interrogatories and requests for documents are propounded on a continuing basis so as to require you to submit supplemental answers and/or documents should additional information become known that would have been includable in your answers and document production had they been known or available, or should information and/or documents supplied in the answers or production prove to be incorrect or incomplete. PWD reserves the right to propound additional interrogatories and to request additional documents as and if additional information is required.

5. For purposes of the following requests, (a) "you," "your" or "yourself" means ~~a~~ includes Lance Haver who is a *pro se* participant in this proceeding; and, (b) the term ~~the~~ "Board" means the Philadelphia Water, Sewer, and Storm Water Rate Board.

Interrogatories and Requests for Production

1. Are you an attorney admitted to practice before the Supreme Court of Pennsylvania?

Response:

Really, this was worth the rate payers paying the private attorney fees? How much are you getting for your self and your co counsel by this drivel. As for my being attorney, I hope not.

I would hate to think that my thinking is so limited . And of course you and your co counsel know this. Couldn't you find a better way to pad the legal bill?

2. Are you an attorney admitted to practice in jurisdiction other than Pennsylvania?

If you are, please (a) state if have you sought permission from the Rate Board to appear before the Board and (b) provide a copy of document seeking permission from the Rate Board.

Response:

I don't believe I need permission to appear before the rate board. It is the right of all Philadelphia Water Rate Payers, of which I am one.

3. Did you, **on or before April 5, 2022**, submit written testimony to explain your concerns, issues, proposals and opinions for this proceeding? If you did not, please (a) state how you intend to inform the Rate Board of your concerns, ~~issues~~, and proposals regarding this proceeding, (b) provide an explanation of your concerns, issues, and proposals regarding this proceeding, and (c) provide copies of any documents supporting your concerns, issues, and proposals regarding this proceeding.

Response:

You did not send this request to me until April 8th. I am not sure why you are asking me if I intend to submit testimony on or before April 5th. I admit, I am unaware of how I, or anyone else can time travel.

Another example of bill padding?

As for how I can my concerns know, I am unable to answer that, being unaware of any way in which I, or any member of the Public who is not part of the insular group can make our concerns known. Certainly to date, neither you, the public advocate or the hearing examiner has been able to understand my concerns.

As far as my concerns, I am concerned that the Public Advocate believes that he has no responsibility to seek guidance from the public, that he, and he alone knows what is best for all the rate payers, that his hubris knows no bounds and that you and others appear to believe that the people who pay the bills are not entitled to have their concerns heard or to be represented.

For supporting documents, I will use what the Water Rate Board has written, why the experts have testified to, a good quality dictionary which defines the word public and, I know this is hard for lawyers to understand, common sense.

4. To the extent that you are alleging a violation (or non-compliance) with any provision of the Philadelphia Home Rule Charter or with relevant ordinances and regulations, please provide (a) a citation to each provision in the Charter, ordinance or regulations that you allege is being violated, and (b) a description of the time, place and manner of each violation.

Response:

I have yet to decide and do not believe I have to commit which provisions or laws I may use to appeal the Rate Board's decision(s).

5. Please identify all persons, **including yourself (if appropriate)**, that you intend to rely on as a witness to support your concerns, issues, and proposals in this proceeding, and provide the following with respect to each:
- (a) name;
 - (b) Curriculum Vitae;
 - (c) business address and personal or business affiliation;
 - (d) briefly state the subject matter of their expected testimony;
 - (e) whether or not the witness has testified or prepared direct testimony related to any proceeding before the Rate Board for the last five years

Response:

I have not yet decided. But at this point, I believe I will only call a professor of the English language to equivocally state, in ways the even lawyers can understand that the notice of these proceedings did not provide adequate notice.

But of course that will depend upon how willing your witnesses are to admit to the truth.

6. Will you be offering your **expert opinion** in this proceeding? If so, please (a) describe your qualifications, and (b) define the area(s) of your expertise within which you will be offering your expert opinion.

Response:

I have not yet decided.

7. For each persons identified in Interrogatory No. 5 **other than yourself**, ~~please~~ describe the time, place and manner of their consent to provide testimony ~~and~~ opinions supporting your concerns, issues, and proposals in this proceeding.

Response:

I have not yet decided.

8. For all persons identified in Interrogatory No. 5, please provide the following regarding for all matters in which the witness has previously filed testimony, testified, or provided any reports in any proceeding, other than this proceeding, for the last five years:
- (a) the forum of the proceeding where the testimony was given (e.g., the ~~Rate~~ Board or the Pennsylvania Public Utility Commission);
 - (b) the date and docket number of the proceeding; and
 - (c) a summary of the subject of the testimony.

Response:

See above

9. For all persons identified in Interrogatory No. 5 please provide a copy of any testimony or report prepared or submitted with any proceeding identified in Interrogatory No. 8, other than proceedings before the Rate Board.

Response:

I have not yet decided

10. (a) For all persons identified in Interrogatory No. 5, briefly describe the subject matter of the testimony that you anticipate being provided in this proceeding.

(b) Please provide a list of material (e.g., speeches, legislative testimony, articles, blog posts, social media posts, podcasts, etc.) published by the person(s) identified in Interrogatory No. 5 which relates to the subject matter of their anticipated testimony as described in part (a) of this Interrogatory.

Response:

I have not yet decided.

11. For all persons identified in Interrogatory No. 5, please provide copies of the complete workpapers, support documentation, electronic files (including all calculation and formulae intact), and electronic versions of any documents that

the witness(es) prepared or relied upon in connection with their evaluation of the proposals set forth in the Department's Formal Notice in this proceeding.

Response:

Respectfully submitted,

/s/ Andre C. Dasent

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Dated: April 8, 2022

Counsel to Philadelphia Water Department