

COMMONWEALTH OF PENNSYLVANIA



OFFICE OF CONSUMER ADVOCATE

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March 3, 2016

Rosemary Chiavetta, Secretary
PA Public Utility Commission
Commonwealth Keystone Bldg.
400 North Street
Harrisburg, PA 17101

Re: Petition of Delaware Sewer Company
an Investigation into Whether the Public
Utility Commission Should Order a
Capable Public Utility to Acquire
Delaware Sewer Company
Docket No. I-2016-2526085

Dear Secretary Chiavetta:

Attached for electronic filing are the Notice of Intervention and Public Statement of the Office of Consumer Advocate in the above-referenced proceeding.

Copies have been served per the attached Certificate of Service.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Lauren M. Burge".

Lauren Burge
Assistant Consumer Advocate
PA Attorney I.D. 311570
E-Mail: LBurge@paoca.org

Attachment

cc: Office of Administrative Law Judge
Office of Special Assistants
Office of Technical Utility Services (E-mail only)
Certificate of Service

217924

CERTIFICATE OF SERVICE

Re: Petition of Delaware Sewer Company an Investigation
Into Whether the Public Utility Commission Should Order
a Capable Public Utility to Acquire Delaware Sewer Company
Docket No. I-2016-2526085

I hereby certify that I have this day served a true copy of the following document, the Office of Consumer Advocate's Notice of Intervention and Public Statement, upon parties of record in this proceeding in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant), in the manner and upon the persons listed below:

Dated this 3rd day of March, 2016.

SERVICE BY E-MAIL AND INTER-OFFICE MAIL

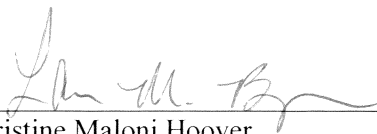
Scott B. Granger, Esquire
Allison C. Kaster, Esquire
Bureau of Investigation & Enforcement
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, PA 17120

SERVICE BY EMAIL AND FIRST CLASS MAIL, POSTAGE PREPAID

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PUBLIC STATEMENT OF THE
OFFICE OF CONSUMER ADVOCATE
PURSUANT TO 71 P.S. SECTION 309-4(e)

Act 161 of the Pennsylvania General Assembly, 71 P.S. Section 309-2, as enacted July 9, 1976, authorizes the Consumer Advocate to represent the interests of consumers before the Pennsylvania Public Utility Commission (Commission). In accordance with Act 161, and for the following reasons, the Consumer Advocate determined to file a Notice of Intervention and participate in this proceeding before the Commission involving an investigation into whether the Commission should order a capable public utility to acquire Delaware Sewer Company (DSC or the Company).

In February 2014, DSC filed a Petition asking the Commission to initiate a Section 529 investigation. The OCA participated in the Petition proceeding at Docket No. P-2014-2404341, and supported the request for a Section 529 investigation because DSC is not currently providing safe and adequate wastewater service under Section 1501 of the Public Utility Code. DSC does not have the financial capability to make necessary repairs to provide adequate service, and as such it is not a viable system. As a result of that proceeding, the Commission issued an Opinion and Order on January 28, 2016 instituting an investigation into whether the Commission should order a capable public utility to acquire the Company.

The OCA will participate in this proceeding to protect the interests of DSC's customers. The OCA will seek to ensure that adequate service is provided to all customers at just and reasonable rates and in accordance with applicable statutes.

DSC currently provides sewer service to 38 customers in Section 19, 21, and 22 of Wild Acres Development in Delaware Township, Pike County, Pennsylvania.