

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Joint Application of Aqua America, Inc., Aqua	:	
Pennsylvania, Inc., Aqua Pennsylvania Wastewater,	:	Docket No. A-2018-3006061
Inc., Peoples Natural Gas Company LLC and Peoples	:	Docket No. A-2018-3006062
Gas Company LLC for all of the Authority and the	:	Docket No. A-2018-3006063
Necessary Certificates of Public Convenience to	:	
Approve a Change in Control of Peoples Natural Gas	:	
Company LLC, and Peoples Gas Company LLC, By	:	
Way of the Purchase of All of LDC Funding LLC's	:	
Membership Interests by Aqua America, Inc.	:	

**LABORERS' DISTRICT COUNCIL OF WESTERN PENNSYLVANIA'S PREHEARING
CONFERENCE MEMORANDUM**

Intervener, Laborers' District Council of Western Pennsylvania, (hereinafter "LDC")
through its undersigned counsel, submits the following:

I. HISTORY OF THE PROCEEDING AND ISSUES TO BE PRESENTED

The Intervener filed its Petition to Intervene in this merger proceeding on December 19, 2018. LDC is a labor organization headquartered in Pittsburgh, comprised of local labor organizations in the 33 county area of Western Pennsylvania. It provides administrative, executive and organizational services to the member organizations and the individual members of the local unions, in areas including collective bargaining, worker training, benefit administration and political action. There are approximately 13,000 members of the various local labor unions that comprise LDC.

LDC's Petition sets forth the basis of its interest in this merger proceeding. For over 25 years the LDC's local unions in the greater Pittsburgh area have provided workers pursuant to collective bargaining agreements with Peoples' pipeline contractors. At any point in time there are from 200-600 employees engaged in pipeline work through these contractors.

The Applicants have expressed their intention to continue an aggressive pipeline replacement project previously initiated by Peoples over the next 5 years. Peoples has highlighted the role the contracted out workforce plays in executing their plan to replace high-risk pipeline infrastructure. LDC has a vital interest in these proceedings as the bargaining representative of the workers employed by Peoples' contractors. Beyond this pecuniary interest in the continuing employment of its members, LDC's participation in these proceedings will be vital to the issue of the continuing safe performance of pipeline rehabilitation and replacement work by the Applicants. LDC provides extensive training for members employed by Peoples' outside contractors, and will provide important testimony to the Commission with respect to its role in this important public interest.

II. SCHEDULE OF DISCOVERY AND LITIGATION PLAN

LDC has submitted a First Set of Written Interrogatories and Request for Production of Documents to the Applicants. Counsel for Applicants submitted a litigation and discovery plan to all counsel of record on January 14, 2019, and undersigned counsel will join with counsel for other parties to this matter with respect to a proposed litigation plan.

III. LIST OF WITNESSES AND SUBJECT OF TESTIMONY

1. Philip Ameris, President and Business Manager, Laborers' District Council of Western Pennsylvania
2. Joseph Laquatra, Jr., Vice-President, Laborers' District Council of Western Pennsylvania and Business Manager, Construction General Laborers and Material Handlers, Local Union No. 1058

3. Marc Ferrari, Training Director, Western Pa. Laborers' Training and Education Center

Witnesses Ameris and Laquatra will testify concerning the scope and history of work performed by their members on Peoples' pipeline projects. They will provide testimony on the economic impacts the merger may have on the wages and benefits earned by their members through its collective bargaining agreements with pipeline contractors. They will also provide testimony concerning the safety issues, concerns and safety history related to its performance of this work.

Witness Ferrari will provide testimony concerning the training programs provided through the Training and Education Center for union members employed (both current and prospective) with pipeline contractors.

Respectfully submitted,

s/Melvin L. Vatz, Esq.
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Way of the Purchase of All of LDC Funding LLC's	:	
Membership Interests by Aqua America, Inc.	:	

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true and correct copy of the Prehearing Conference Memorandum of the Laborers' District Council of Western Pennsylvania, upon the following parties by electronic mail to those accept who service via electronic mail and regular United States mail for those who do not accept electronic service:

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January 16, 2019

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