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April 29, 2019

By Electronic Filing

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street – Second Floor North
PO Box 3265
Harrisburg, PA 17105-3265

RE: Community Utilities of Pennsylvania Inc. Wastewater Divisions; Docket No.
R-2019-3008948; **RESPONSES TO BTUS DATA REQUESTS, SET 2**

Dear Secretary Chiavetta:

Enclosed for filing with the Pennsylvania Public Utility Commission on behalf of Community Utilities, Inc. are the responses to BTUS Data Requests, Set 2, in the above-captioned matter.

Thank you for your attention to this matter. If you have any questions, please feel free to contact me at (717) 236-1300.

Very truly yours,

Thomas J. Sniscak (Attorney ID No. 33891)
Whitney E. Snyder (Attorney ID No. 316625)
Bryce R. Beard (Attorney ID No. 325837)

Counsel for
Community Utilities of Pennsylvania Inc.

WES/das
Enclosures
cc: Per Certificate of Service

**COMMUNITY UTILITIES OF PENNSYLVANIA, INC.’S RESPONSES TO
BUREAU OF TECHNICAL UTILITY SERVICES DATA REQUESTS, SET 2**

- R-37. Original Page No. 14 of CUPA-WD’s effective wastewater tariff (Effective Tariff) indicates in Part III, Rule 3 that CUPA-WD charges a turn-on charge. Please provide responses for the following:
- i. Identify the amount of this turn-on charge;
 - ii. Identify where this amount is indicated in CUPA-WD’s Effective Tariff; and
 - iii. Clarify whether this amount recovers the full cost of turning on service.

RESPONSE:

- i. There is no turn-on charge within the Company’s wastewater tariff, the language is redundant with the language in the Company’s water tariff. The Company does not presently have a means to turn wastewater service off, only water.
- ii. This amount does not exist in the Company’s wastewater tariff.
- iii. There is no amount that exist in the Company’s wastewater tariff

Provided by: Justin Kersey

Position: Vice President of Operations, Community Utilities of Pennsylvania

Community Utilities of Pennsylvania, Inc. Supplement No. 5 to Tariff Wastewater – Pa. PUC
No. 1
at Docket No. R-2019-3008948

**COMMUNITY UTILITIES OF PENNSYLVANIA, INC.’S RESPONSES TO
BUREAU OF TECHNICAL UTILITY SERVICES DATA REQUESTS, SET 2**

R-38. CUPA-WD’s Effective Tariff does not appear to indicate any fee to turn off service. Please state whether CUPA-WD charges any fee to turn off service. If not, please explain how CUPA-WD currently recovers the cost of turning off service.

RESPONSE:

The Company does not presently have a means to turn wastewater service off.

Provided by: Justin Kersey

Position: Vice President of Operations

**COMMUNITY UTILITIES OF PENNSYLVANIA, INC.'S RESPONSES TO
BUREAU OF TECHNICAL UTILITY SERVICES DATA REQUESTS, SET 2**

R-39. Original Page No. 15 of CUPA-WD's Effective Tariff indicates customers will be responsible for the payment of a charge for each time a check is returned. Please state whether customers in CUPA-WD's Utilities, Inc. of Pennsylvania Division are subject to any returned check charge. If so, please quantify the amount of this charge and state whether this amount is indicated in CUPA-WD's Effective Tariff for customers in CUPA-WD's Utilities, Inc. of Pennsylvania Division.

RESPONSE:

Please refer Second Revised Page No. 4 Section C. The Company's returned check charge is \$25 for payments that have been returned by the payor's bank for any reason.

Provided by: Perry Brown

Position: Senior Financial Analyst, Community Utilities of Pennsylvania

**COMMUNITY UTILITIES OF PENNSYLVANIA, INC.’S RESPONSES TO
BUREAU OF TECHNICAL UTILITY SERVICES DATA REQUESTS, SET 2**

R-40. Original Page No. 16 of CUPA-WD’s Effective Tariff indicates in Section E, Rule 1, Part (c) that residential deposits shall accrue simple interest at the rate of “the average of one-year Treasury Bills for September, October and November of the previous year”. However, the Public Utility Code provides in Section 1404(c)(6) that residential deposits shall accrue simple interest at the rate of “the simple annual interest rate determined by the Secretary of Revenue for interest on the underpayment of tax under section 806 of the act of April 9, 1929”. Please explain whether CUPA-WD’s Effective Tariff complies with the Public Utility Code concerning the interest rate on residential deposits.

RESPONSE:

CUPA will submit updated tariff supplements to incorporate 66 Pa. C.S. § 1404(c)(6) regarding interest on customer deposits.

Provided by: Perry Brown

Position: Senior Financial Analyst, Community Utilities of Pennsylvania

**Proposed Tariff Revision
pursuant to BTUS Data Request**

COMMUNITY UTILITIES OF PENNSYLVANIA INC.

RATES, RULES AND REGULATIONS GOVERNING

THE PROVISION OF WASTEWATER COLLECTION, TREATMENT
AND/OR DISPOSAL SERVICE TO THE PUBLIC IN

STROUD AND POCONO TOWNSHIPS, MONROE COUNTY, AND PORTIONS OF WEST
BRADFORD TOWNSHIP, CHESTER COUNTY, PENNSYLVANIA

Service Territory Formally Known as Penn Estates Utilities, Inc., and
Utilities, Inc. of Pennsylvania

ISSUED: April 1, 2019

EFFECTIVE: June 1, 2019

ISSUED BY:

Steven M. Lubertozi, President
2335 Sanders Road
Northbrook, IL 60062
(800) 860-4512

NOTICE

This tariff makes increases in rates and changes to rules and regulations.
(See pages 4, 5, and 25)

ISSUED: April 1, 2019

EFFECTIVE: June 1, 2019

LIST OF CHANGES

Supplement No. 3 increases rates to move towards unitization of the former Penn Estates Utilities, Inc.'s and Utility Inc. of Pennsylvania in compliance with Ordering Paragraph No. 2 of the Order of the Commission dated December 3, 2015, at Docket No. A-2015-2504891. The increase in annual operating revenue is intended to produce an additional \$378,770 per year.

Supplement No. 3 also revises Part III: RULES AND REGULATIONS, Section E – Deposits to conform with 66 Pa. C.S. § 1404. Supplement No. 3 also adds Section K – Liability of Company to Part III: RULES AND REGULATIONS, adding provisions to govern the liability of the Company in the event of damage due to blockage, break or overload as a result of defects in the customer's service pipes, or damage to property when not due to the lack of reasonable care on the part of the Company.

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PART III: RULES AND REGULATIONS (CONT'D)Section E - Deposits1. Residential Customers:

(a) **New Applicants**—The Company will provide service without requiring a deposit unless the applicant was terminated for nonpayment within the prior twelve (12) months or has an unpaid balance for prior service from the Company. The amount of the deposit will not be greater than an estimated average bill for one (1) billing period plus the estimated bill for one (1) additional month's service.

(b) **Existing Customers**—If a customer has paid late on two (2) consecutive occasions or a total of three (3) times within the prior 12-month period, the Company may send a letter informing the customer that a deposit may be required if another late payment is received within the next twelve (12) months. An existing customer may be required to pay a deposit as a condition to having service restored after termination for non-payment or for failure to comply with a payment agreement. The amount of the deposit will not be greater than an estimated average bill for one (1) billing period plus the estimated bill for one (1) additional month's service.

(c) **Deposit Refunds and Interest**—A deposit will be refunded if service is discontinued and the final bill is paid or if the customer has paid the bills for the prior 12-month period without having been late on more than two (2) occasions and is not currently delinquent. Interest for all Customer deposits shall be computed at the rate governed by 66 Pa. C.S. §1404(c)(6). ~~Deposits from residential customers shall bear simple interest at the rate of the average of one-year Treasury Bills for September, October and November of the previous year, payable annually without deductions for taxes thereon unless otherwise required by law. The applicable interest rate for each year shall be determined as of January 1 of that year.~~

(C)

(C)

2. Nonresidential Customers:

(a) **New Applicants**—A deposit may be required from any new applicant who does not have prior satisfactory credit history with the Company. The amount of the deposit will not be greater than an estimated average bill for one (1) billing period plus the estimated bill for one (1) additional month's service.

(C) Indicates Change

- (b) Existing Customers—Deposit requirements for existing nonresidential customers shall be as established for residential customers in Rule 1 of this Section.

PART III: RULES AND REGULATIONS (CONT'D)

4. **Specific dangers:** In general, any waste will be considered harmful to the Company wastewater system if it may cause any of the following damaging effects:
- (a) chemical reaction either directly or indirectly with the materials of construction of the system in such a manner as to impair the strength or durability of the sewer structures;
 - (b) mechanical action that will destroy the sewer structures;
 - (c) restriction of the hydraulic capacity of the sewer structures;
 - (d) restriction of the normal inspection or maintenance of the sewer structures;
 - (e) danger to public health and safety; or
 - (f) obnoxious condition contrary to public interest.

Section L - Privilege to Investigate/Right of Access

The Company's authorized representatives shall have the right of access at all reasonable times to all parts of any premises connected with the system, for the purpose of examining and inspecting connections and fixtures, including the water and/or wastewater metering arrangement, or for disconnecting service for any proper cause.

Section K – Liability of Company

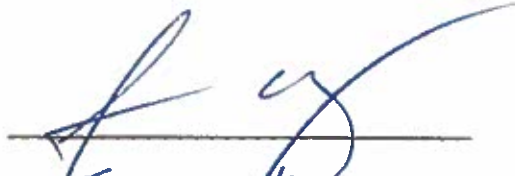
The Company shall not be liable for damages of any kind or character for any deficiency or failure of sewer service, for the blockage or breaking or sewer overload for any deficiency in any Customer Service Line, or for any other interruption of sewer service caused by breaking of machinery, stopping for repairs or for any reason or occurrence beyond the reasonable control of the Company. The Company shall not be liable for any damage to any property caused by any of the foregoing reasons or for any other cause beyond the reasonable control of the Company.

(C)
|
(C)

(C) Indicates Change

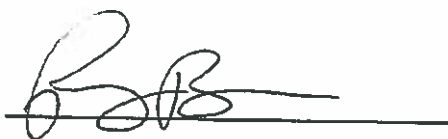
VERIFICATION

I, Sustin Kersey, on behalf of Community Utilities of Pennsylvania, Inc., hereby state that the facts set forth in the foregoing document are true and correct to the best of my knowledge, information and belief, and that I expect to be able to prove the same at a hearing in this matter. This verification is made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.


Title: Finance Manager
Community Utilities of Pennsylvania, Inc.

VERIFICATION

I, Perry Brown, Senior Financial Analyst on behalf of Community Utilities of Pennsylvania, Inc., hereby state that the facts set forth in the foregoing document are true and correct to the best of my knowledge, information and belief, and that I expect to be able to prove the same at a hearing in this matter. This verification is made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.



Title: Senior Financial Analyst
Community Utilities of Pennsylvania, Inc.

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the forgoing document upon the parties, listed below, in accordance with the requirements of § 1.54 (relating to service by a party). This document has been filed electronically on the Commission's electronic filing system and served on the following:

BY FIRST CLASS MAIL

Office of Consumer Advocate
555 Walnut Street
Forum Place, 5th Floor
Harrisburg, PA 17101-1923

Office of Small Business Advocate
Commerce Building, Suite 202
300 North 2nd Street
Harrisburg, PA 17101

Bureau of Investigation & Enforcement
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
P.O. Box 3265
Harrisburg, PA 17105-3265



Thomas J. Sniscak
Thomas J. Sniscak
Whitney E. Snyder
Bryce R. Beard

Dated this 29th day of April, 2019