Troutman Pepper Hamilton Sanders LLP Suite 200, 100 Market Street, P.O. Box 1181 Harrisburg, PA 17108-1181

troutman.com



Michelle M. Skjoldal D 717.255.1169 michelle.skjoldal@troutman.com

January 28, 2021

VIA ELECTRONIC MAIL

The Honorable Angela T. Jones The Honorable F. Joseph Brady PA Public Utility Commission Office of Administrative Law Judge 801 Market Street, Suite 4063 Philadelphia, PA 19107 angeljones@pa.gov fbrady@pa.gov

Re: Application of Aqua Pennsylvania Wastewater, Inc. pursuant to Sections 507, 1102, and 1329 of the Public Utility Code for, inter alia, approval of the acquisition of the wastewater system assets of the Delaware County Regional Water Quality Control Authority, Docket No. A-2019-3015173

Dear Judge Jones and Judge Brady:

Enclosed please find the Notice of Withdrawal of Protest of Kimberly-Clark Corporation and Kimberly-Clark Pennsylvania, LLC.

A copy of this letter is being served on all active parties of record per the enclosed Certificate of Service.

Sincerely,

Michelle Skjoldal

Enclosures

cc: PUC Secretary Chiavetta (via electronic filing) All active parties of record

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

:

:

:

:

:

Application of Aqua Pennsylvania Wastewater, Inc. pursuant to Sections 1102, 1329 and 507 of the Public Utility Code for Wastewater system assets of the Delaware County Regional Water Quality Control Authority

Docket No. A-2019-3015173

NOTICE OF WITHDRAWAL OF PROTEST OF KIMBERLY-CLARK CORPORATION AND KIMBERLY-CLARK PENNSYLVANIA, LLC

Pursuant to 52 Pa. Code §5.94(b), Kimberly-Clark Corporation and Kimberly-

Clark Pennsylvania, LLC (together "Kimberly-Clark"), hereby withdraws its Protest filed in the

above-captioned proceeding. Kimberly-Clark has entered into a Joint Stipulation with Aqua

Pennsylvania Wastewater Inc. that resolves the issues associated with its Protest in the

proceeding. A copy of the Joint Stipulation is being filed with the Commission concurrently.

Respectfully submitted,

TROUTMAN PEPPER HAMILTON SANDERS LLP

Jason T. Ketelsen 3000 Two Logan Square Eighteenth and Arch Streets Philadelphia, PA 19103 Tel: (215) 981-4791 jason.ketelsen@troutman.com By: <u>s/Michelle Skjoldal</u> Michelle M. Skjoldal 100 Market Street, Ste. 200 P. O. Box 1181 Harrisburg, PA 17108-1181 Tel: (717) 255-1155 michelle.skjoldal@troutman.com

Marc D. Machlin 2000 K Street, N.W., Suite 600 Tel: (202) 220-1439 Washington, DC 20006 marc.machlin@troutman.com

Counsel for Kimberly-Clark Corporation and Kimberly-Clark Pennsylvania, LLC

Dated: January 28, 2021

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document, which was filed via the electronic filing system, upon the participants listed below via electronic mail in accordance with the requirements of Section 1.54 (relating to service by a participant):

Alexander R. Stahl Aqua Pennsylvania 762 W. Lancaster Ave. Bryn Mawr, PA 19010 <u>astahl@aquaamerica.com</u> *Representing Aqua PA Wastewater*

Thomas Niesen Thomas Niesen & Thomas LLC 212 Locust St., Suite 302 Harrisburg, PA 17101 <u>tniesen@tntlawfirm.com</u> *Representing Aqua PA Wastewater*

Thomas Wyatt / Matthew Olesh Obermayer Rebmann Maxwell & Hippel LLP 1500 Market Street, Suite 3400 Philadelphia, PA 19102 <u>thomas.wyatt@obermayer.com; matthew.olesh@obermayer.com</u> *Representing DELCORA*

Gina Miller / Erika McLain Pa. Public Utility Commission P.O. Box 3265 Harrisburg, PA 17105-3265 ginmiller@pa.gov; ermclain@pa.gov Representing Bureau of Investigation & Enforcement

Christine Hoover / Erin Gannon / Santo Spataro / Harrison Breitman Office of Consumer Advocate 555 Walnut St., 5th Floor Harrisburg, PA 17101 <u>OCADELCORA@paoca.org</u> *Representing Office of Consumer Advocate*

Steven Gray Office of Small Business Advocate 555 Walnut St., 1st Floor Harrisburg, PA 17101 <u>sgray@pa.gov</u> Representing Office of Small Business Advocate Adeolu Bakare / Robert Young / Kenneth Stark McNees Wallace & Nurick LLC P.O. Box 1166 Harrisburg, PA 17108-1166 <u>abakare@mwn.com; ryoung@mcneeslaw.com; kstark@mcneeslaw.com</u> *Representing Delaware County*

Kenneth Kynett / Charles Miller Petrikin, Wellman, Damico, Brown & Petrosa 109 Chesley Drive Media, PA 19063 <u>kdk@petrikin.com; cgm@petrikin.com</u> *Representing Edgmont Township*

Scott J. Rubin Attorney - Consultant 333 Oak Lane Bloomsburg, PA 17815-2036 <u>scott.j.rubin@gmail.com</u> *Representing Edgmont Township and Trainer Borough*

Thomas Sniscak / Kevin McKeon / Whitney Snyder / Melissa Chapaska Hawke McKeon & Sniscak LLP 100 North Tenth Street Harrisburg, PA 17101 tjsniscak@hmslegal.com; kjmckeon@hmslegal.com; wesnyder@hmslegal.com; machapaska@hmslegal.com Representing Sunoco Partners Marketing & Terminals, L.P./Energy Transfer

Robert Scott Robert W. Scott PC 205 North Monroe Street P.O. Box 468 Media, PA 19063 <u>rscott@robertwscottpc.com</u> *Representing Borough of Ambler*

John Povilaitis / Alan Seltzer Buchanan Ingersoll & Rooney 409 North Second Street Suite 500 Harrisburg, PA 17101-1357 john.povilaitis@bipc.com; alan.seltzer@bipc.com

Cynthia Pantages C&L Rental Properties, LLC P.O. Box 516 Lake Harmony, PA 18624 cyndipantages@gmail.com Edward Clark, Jr. Treasure Lake Property Owners Assoc. 13 Treasure Lake Dubois, PA 15801 gm@treasurelake.us

Ross Schmucki 218 Rutgers Ave. Swarthmore, PA 19081 rschmucki@gmail.com

Patriricia Kozel 15 Hazzard Run Road Lake Harmony, PA 18624 pattyk6@icloud.com

Lawerence and Susan Potts 11 Chestnut Street P.O. Box 522 Lake Harmony, PA 18624 <u>Susie01213@aol.com</u>

Peter Ginoplus P.O. Box 197 Lake Harmony, PA 18624 pete@kiddertax.com

uge

Dated: January 28, 2021

Michelle M. Skjoldal