|  |  |  |
| --- | --- | --- |
| Logo  Description automatically generated |  **COMMONWEALTH OF PENNSYLVANIA** PENNSYLVANIA PUBLIC UTILITY COMMISSION COMMONWEALTH KEYSTONE BUILDING OFFICE OF ADMINISTRATIVE LAW JUDGE400 NORTH STREET HARRISBURG, PENNSYLVANIA 17120December 20, 2022 |  |

**In Re: A-2019-3015173**

(SEE ATTACHED LIST)

**Application of Aqua Pennsylvania Wastewater, Inc.**

Pursuant to Sections 507,1102 and 1329 of The Public Utility Code for
Approval of its Acquisition of the Wastewater System Assets of the
Delaware County Regional Water Quality Control Authority.

**Telephonic Evidentiary Hearings on Remand Notice**

 This is to inform you that telephonic evidentiary hearing(s) on remand in the above-captioned case will be held as follows:

Type: **Call-In Telephonic Evidentiary Hearing(s)**

Date: **Tuesday, Wednesday, February 14 - 15, 2023**

Time: **10:00 A.M. (both days)**

Presiding: **Administrative Law Judge F. Joseph Brady**

Phone: 215.560.2105 Fax: 215.560.3133

To participate in the hearing(s),

* You must dial the toll-free bridge number listed below
* You must enter a PIN number when instructed to do so, also listed below
* You must speak your name when prompted
* The telephone system will connect you to the conference

Toll-free Bridge Number: **1.877.874.1047**

PIN Number: **11738422**

**WITNESSES:** If you have any witnesses you want to have present during the hearing who are participating from a separate phone, you must provide them with the Conference and PIN numbers above.

**FAILURE TO APPEAR**: You may lose the case if you do not take part in this hearing and present evidence on the issue(s) raised. Your case may be dismissed “with prejudice” which means that you will be barred from filing another complaint raising the same claim(s) and issue(s) presented in the dismissed complaint.

**CONTINUANCES.** You may request a continuance of the hearing if you have a good

reason. All continuances will be granted only for good cause. To request a continuance,

you must submit a written request (a “motion”) at least five (5) days before the hearing. Your motion should include: 1) The case name, number, and hearing date; 2) The reason for the request; and 3) Whether the other party agrees (or if you do not know).

**REPRESENTATION.** If you are an individual, you may represent yourself or you may have an attorney represent you. All others, including a partnership, corporation, trust, association, or governmental agency or subdivision, must be represented by an attorney licensed to practice law in Pennsylvania, or admitted *pro hac vice*. Only an attorney may represent someone else.

**PRESENTING EXHIBITS.** If you intend to present any documents or exhibits at the

hearing, you must email one (1) copy to the Legal Assistant, Pam McNeal at

pmcneal@pa.gov and one (1) copy each must be sent to every other party.  All copies

 must be received at least five (5) business days before the hearing. Proposed exhibits

should be properly pre-marked for identification purposes.

**ACCOMMODATION.** Any party who needs an accommodation for a disability in order

to participate in this hearing process may request one. Please call the OALJ scheduling office at least five (5) business days prior to your hearing to submit your request.

If you require an interpreter to participate in the hearing, please call the scheduling office at least ten (10) business days prior to your hearing to submit your request.

* Scheduling Office: 717.787.1399
1. AT&T Relay Service number for persons who are deaf or hearing-impaired: 1.800.654.5988

**COVID-19**. Currently the PUC’s buildings are open for business; however, some operational restraints occasioned by the pandemic remain. Therefore, ALL Parties to proceedings pending are encouraged to EITHER open and use an eFiling account through the Commission’s website at [www.puc.pa.gov](http://www.puc.pa.gov) OR to ensure timely arrival, submit the filing by overnight delivery as explained below.

**E-FILING**. The PUC offers a free e-Filing Subscription Service. This service allows a user to file documents electronically and receive an automatic email notification whenever a document is added, removed, or changed on the PUC website in a specific case. For information and to subscribe to this service, visit the PUC’s website at:

<https://www.puc.pa.gov/filing-resources/efiling/>

**PAPER FILING.** If you do not have the capability to open and use an e-Filing account, you may file paper documents with the Secretary of the Commission. Filing of paper documents must be sent by overnight delivery to:

Secretary

Pennsylvania Public Utility Commission
400 North Street
Harrisburg, PA 17120

It is important that you retain the tracking information as proof of submission.

Emailed or faxed submissions filings to the Commission are not acceptable.

**CONFIDENTIAL MATERIAL**. If a filing contains confidential or proprietary material, the filing should be submitted by overnight delivery to ensure arrival. Large filings containing confidential or proprietary material may also be submitted through the Commission’s Share Point File system. These filings should be followed by a hard copy with a flash drive or CD for the Commission’s file. Filers should contact the Secretary’s Bureau in advance to set up a Share Point File before submitting the filing.

cc:

ALJ Brady
 P. McNeal
 Calendar File

**A-2019-3015173 - APPLICATION OF AQUA PENNSYLVANIA WASTEWATER INC PURSUANT TO SECTIONS 507,1102 AND 1329 OF THE PUBLIC UTILITY CODE
FOR APPROVAL OF ITS ACQUISITION OF THE WASTEWATER SYSTEM ASSETS
OF THE DELAWARE COUNTY REGIONAL WATER QUALITY CONTROL AUTHORITY**

*Revised: December 20, 2022*

ALEXANDER R. STAHL ESQUIRE

AQUA PENNSYLVANIA, INC

762 W LANCASTER AVE

BRYN MAWR PA 19010

**610.645.1130**astahl@aquaamerican.com

Accepts eService

JOHN F. POVILAITIS ESQUIRE

ALAN M. SELTZER ESQUIRE

BUCHANAN INGERSOLL & ROONEY

409 NORTH SECOND STREET

SUITE 500

HARRISBURG PA 17101-1357

717.237.4825
john.povilaitis@bipc.com

alan.seltzer@bipc.com

Accepts eService

*(Counsel for Aqua Pennsylvania Wastewater, Inc.)*

ANDREW J ZERBYOFFICE OF CONSUMER ADVOCATE555 WALNUT STREET5TH FLOOR FORUM PLACEHARRISBURG PA 17101**717.783.5048**azerby@paoca.org

Accepts eService

STEVEN C. GRAY ESQUIRE
OFFICE OF SMALL BUSINESS ADVOCATE

FORUM PLACE

555 WALNUT STREET 1ST FLOOR

HARRISBURG PA 17101

**717.783.2525**
sgray@pa.gov

CHRISTINE M. HOOVER ESQUIRE
ERIN L. GANNON ESQUIRE
HARRISON W. BREITMAN ESQUIRE
OFFICE OF CONSUMER ADVOCATE

5TH FLOOR FORUM PLACE

555 WALNUT STREET

HARRISBURG PA 17101

**717.783.548**choover@paoca.org
egannon@paoca.org

hbreitman@paoca.org

Accepts eService

GINA MILLER ESQUIRE
ERIKA MCLAIN ESQUIRE

PA PUBLIC UTILITY COMMISSION
BUREAU OF INVESTIGATION & ENFORCEMENT
400 NORTH STREET

HARRISBURG PA 17120

**717.783.8754**ginmiller@pa.gov

ermclain@pa.gov

Accepts eService

ADEOLU A. BAKARE ESQUIRE
KENNETH R. STARK ESQUIRE
ROBERT F. YOUNG ESQUIRE

MCNEES, WALLACE & NURICK, LLC

100 PINE STREET

PO BOX 1166

HARRISBURG PA 17108-1166

**717.237.5290**abakare@mwn.com

kstark@mcneeslaw.com

ryoung@mcneeslaw.com
Accepts eService
*(Counsel for Delaware County)*

KENNETH KYNETT ESQUIRE
CHARLES G. MILLER ESQUIRE

PETRIKIN, WELLMAN, DAMICO
BROWN & PETROSA

WILLIAM PENN BUILDING

109 CHESLEY DRIVE

MEDIA PA 19063

**610.892.1876**kdk@petrikin.com
cgm@petrikin.com

Accepts eService
*(Counsel for Edgemont Township, Delaware County)*

SAMANTHA L. NEWELL ESQUIRE

PATRICK F. SEYMOUR ESQUIRE

MICHAEL P. CLARKE ESQUIRE

RUDOLPH CLARKE, LLC

SEVEN NESHAMINY INTERPLEX

SUITE 200

TREVOSE PA 19053

215-633-1890

snewell@rudolphclarke.com

pseymour@rudolphclarke.com

mclarke@rudolphclarke.com

*(Counsel for Delaware County Regional Water Quality Control Authority*

JOSEPH L VULLO ESQUIRE

BURKE, VULLO, REILLY & ROBERTS

1460 WYOMING AVENUE

FORTY FORT PA 18704

**(570) 288-6441**

jlvullo@bvrrlaw.com

*(Counsel for Southwest Delaware County Municipal Authority)*

CYNTHIA PANTAGES
C&L RENTAL PROPERTIES, LLC

30 S LAKE DRIVE

P O BOX 516

LAKE HARMONY PA 18624

**570.956.0756**
cyndipantages@gmail.com

ROSS SCHMUCKI
218 RUTGERS AVE
SWARTHMORE PA 19081
**610.420.3430**rschmucki@gmail.com

EDWARD CLARK JR

TREASURE LAKE PROPERTY
OWNERS ASSOCIATION

13 TREASURE LAKE

DUBOIS PA 15801

**814.371.0711**gm@treasurelake.us

THOMAS J. SNISCAK ESQUIRE

KEVIN J. MCKEON ESQUIRE

WHITNEY E. SNYDER ESQUIRE

MELISSA CHAPASKA ESQUIRE

Hawke McKeon & Sniscak LLP

100 North Tenth Street

Harrisburg, PA 17101

**717.236.1300**

tjsmoscal@hmslegal.com

kjmckeon@hmslegal.com

wesnyder@hmslegal.com

Accepts eService

*(Counsel for Sunoco Partners Marketing & Terminals, L.P./Energy Transfer)*

JUSTIN G. WEBER ESQUIRE

TROUTMAN, PEPPER, HAMILTON & SAUNDERS, LLP

100 MARKET STREET

SUITE 200

PO BOX 1181

HARRISBURG PA 17108

**717.255.1170**

justin.weber@troutman.com
Accepts eService
*(Counsel for Kimberly-Clark Corp. &
Kimberly-Clark Pennsylvania, LLC)*

JASON T. KETELSEN ESQUIRE

TROUTMAN, PEPPER, HAMILTON & SAUNDER, LLP

3000 TWO LOGAN SQUARE

18TH & ARCH STREET

PHILADELPHIA PA 19103

**215. 981.4791**jason.ketelsen@troutman.com

Accepts eService
*(Counsel for Kimberly-Clark Corp. &
Kimberly-Clark Pennsylvania, LLC)*

MARC MACHLIN ESQUIRE

TROUTMAN, PEPPER, HAMILTON & SAUNDER, LLP

2000 K STREET

SUITE 600

WASHINGTON DC 20006

**202.220.1465**marc.machlin@troutman.com
*(Counsel for Kimberly-Clark Corp. &
Kimberly-Clark Pennsylvania, LLC)*

ROBERT W. SCOTT ESQUIRE

ROBERT W. SCOTT, P.C.

205 NORTH MONROE STREET

PO BOX 468

MEDIA PA 19063

**610.891.0108**rscott@robertwscottpc.com

*(Counsel for the Borough of Ambler)*

JOHN MCLAUGHLIN ESQUIRE

TIFFANY R ALLEN ESQUIRE

BENJAMIN PATCHEN ESQUIRE

CAMPBELL DURRANT, P.C.

ONE BELMONT AVENUE SUITE 300

BALA CYNWYD PA 19004

**610.227.2591**

jmclaughlin@cdblaw.com

tallen@cdblaw.com

bpatchen@cdblaw.com

*(Counsel for the Receiver for the City of Chester)*

PATRIRICIA KOZEL

15 HAZZARD RUN ROAD

LAKE HARMONY PA 18624

**213.632.0332**

pattyk6@icloud.com

LAWERENCE AND SUSAN POTTS

11 CHESTUNT STREET

P.O. BOX 522

LAKE HARMONY PA 18624

**215.300.0257**

susie01213@aol.com

PETER AND KIM GINOPLUS

PO BOX 197

LAKE HARMONY PA 18624

**570.772.2529**

pete@kiddertax.com

CHARLES G MILLER ESQUIRETHE WILLIAM PENN BUILDING109 CHESLEY DRIVEMEDIA PA 19063**610.892.1863**cgm@petrikin.com

Accepts eService