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April 30, 2009

BY E-FILE & FEDERAL EXPRESS

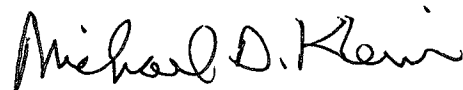
James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
2nd Floor, Room-N201
400 North Street
Harrisburg, PA 17120

Re: *Petition for Leave to Withdraw Petition for Stay of Uwchlan Township, Docket No. C-20066648*

Dear Secretary McNulty:

Accompanying this letter please find an original Petition for Leave to Withdraw Petition for Stay of Uwchlan Township. A copy of the same has been served to the parties as indicated on the Certificate of Service. Thank you.

Sincerely,



Michael D. Klein

Enclosure

cc: Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

SHRYOCK BROS., INC.,

Complainant

v.

UWCHLAN TOWNSHIP,

Respondent

PUC Docket No. C-20066648

**PETITION FOR LEAVE TO WITHDRAW PETITION FOR
STAY OF UWCHLAN TOWNSHIP**

AND NOW, comes Uwchlan Township ("Township"), by and through its undersigned counsel, and files pursuant to 52 Pa. Code § 5.94 its Petition for Leave to Withdraw Petition for Stay at docket number C-20066648.

INTRODUCTION

On April 23, 2009, Administrative Law Judge Kandace F. Melillo ("ALJ Melillo") conducted a telephonic conference with the parties to the Application of Uwchlan Township for a Certificate of Public Convenience Approving the Abandonment of Sewer Service to the Public in Upper Uwchlan Township docketed at A-2009-2093074 ("Abandonment Application") during which was discussed the complications that might arise if proceedings were to be conducted concurrent to, and separate from, related proceedings at the above-captioned complaint docket (the "Complaint docket").

ALJ Melillo suggested that the Township withdraw its Petition for Stay, and therein indicate that the matter should be remanded to the Office of Administrative Law Judge to allow litigation to conclude. Once remanded, ALJ Melillo would consolidate sua sponte the

Abandonment Application with proceedings at the Complaint docket. All parties to the telephonic conference agreed this would be a prudent course. It is the Township's understanding that the Abandonment Application would be considered concurrent with those issues remaining to be resolved at the Complaint docket. It is with this understanding that the Township seeks now to withdraw its Petition for Stay.

HISTORY

1. On February 23, 2009, the Township filed a Petition for Stay at the Complaint docket, seeking a stay of all orders and further proceedings in the matter.
2. On February 23, 2009, the Township also filed under protest as to the jurisdiction of the Commission, its Abandonment Application at docket number A-2009-2093074.
3. On March 9, 2009, Shryock Bros., Inc. ("Shryock") filed its Response to Uwchlan Township's Petition for Stay.
4. As of the date of filing, the Commission has not acted upon the Township's Petition for Stay. It is also the Township's understanding that the Commission has yet to remand the remaining matters in the Complaint docket to the Office of Administrative Law Judge.

DISCUSSION

5. It is within the public interest that the Commission grants the Township permission to withdraw its Petition for Stay. Withdrawing the Petition for Stay would allow the Commission to remand the remaining issues in the Complaint docket, at which time that matter can be consolidated with the Abandonment Application.

6. Because the Abandonment Application would be considered with the issues on remand, the common resolution of capacity limitation issues, among others, would obviate the associated time, expense, uncertainty, and potential conflict, duplication and overlap of separate litigation. This furthers in large part the result intended by the Township's original request for stay.

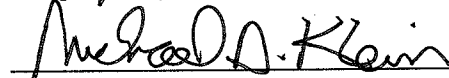
7. Based on the representations of the parties to the April 23, 2009 telephonic conference, it is the Township's understanding that no objection to withdrawal will be filed.

CONCLUSION

WHEREFORE, the Township requests that the Commission (1) grant the Township leave to withdraw its Petition for Stay and (2) remand the matters at docket number C-20066648 to the Office of Administrative Law Judge.

DATED: April 30, 2009

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that I have this 30th day of April, 2009, served a true and correct copy of the foregoing document(s) which was filed on behalf of **Uwchlan Township** upon the following persons and in the manner indicated below:

SERVICE VIA E-FILE & U.S. MAIL:

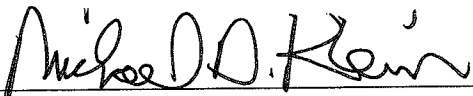
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