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August 24, 2009

VIA ELECTRONIC FILING

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
P. O. Box 3265
Harrisburg, PA 17105-3265

In re: Formal Complaint Docket No. C-2009-2124256
Irwin A. Popowsky, Consumer Advocate v. Fryburg Water Company

Rate Case Docket No. R-2009-2105601
Pennsylvania Public Utility Commission v. Fryburg Water Company

Dear Secretary McNulty:

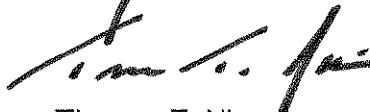
We represent Fryburg Water Company ("FWC" or "Company") in the above matters which include the Formal Complaint of Irwin A. Popowsky, Consumer Advocate at Complaint Docket No. C-2009-2124256 ("OCA Complaint") relating to FWC's general rate filing at Rate Case Docket No. R-2009-2105601. By Secretarial letter dated August 12, 2009, you formally served a copy of the OCA Complaint on the Company indicating by reference to 52 Pa. Code § 5.61(d) that the Complaint would be heard in conjunction with the Company's general rate proceeding at Rate Case Docket No. R-2009-2105601.

The Company filed an Answer to the Complaint under cover of letter dated August 18, 2009. Thereafter, Administrative Law Judge Dunderdale advised that the Answer would not be considered since it had been filed under signature of the Company's Secretary.

No answer to the OCA Complaint is required by 52 Pa. Code § 5.61(d) unless directed by the Commission or the presiding officer. No filing direction has been issued by either the Commission or Judge Dunderdale, the presiding officer, and FWC, accordingly, is not planning on filing a further Answer to the Complaint unless directed to do so. Please advise us if anything further is needed in regard to the matter.

Very truly yours,

THOMAS, LONG, NIESEN & KENNARD

By 
Thomas T. Niesen

cc: Certificate of Service
Randall L. Rhodes

CERTIFICATE OF SERVICE

I hereby certify that I have this 24th day of August, 2009, served a true and correct copy of the foregoing letter, upon the persons and in the manner set forth below:

FIRST CLASS MAIL, POSTAGE PREPAID

The Honorable Katrina L. Dunderdale
Pennsylvania Public Utility Commission
1103 Pittsburgh State Office Bldg.
300 Liberty Avenue
Pittsburgh, PA 15222

Erin L. Gannon
Assistant Consumer Advocate
Office of Consumer Advocate
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