



COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION  
Office of Administrative Law Judge  
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE  
REFER TO OUR FILE

December 21, 2009

Mr. Edward F. Koehler  
5 Shepherds Way  
Glenside, Pa. 19038

Re: Koehler v. Aqua Pennsylvania, Inc.  
Docket No. C-2009-2132966

Dear Mr. Koehler:

This is in response to your letter dated December 18, 2009 regarding the above-referenced matter. Enclosed is a copy of the letter for your reference.

If it is not available through the Commission's web site at [www.puc.state.pa.us](http://www.puc.state.pa.us), you may request a copy of the hand written agreement at F-2008-2020065 from the file room of the Commission's Secretary's Bureau. The Secretary's Bureau provides copies of documents at a per page charge. The telephone number for the file room is (717) 772-7777.

With regard to the data you have requested from Aqua Pennsylvania, there is no indication in your letter that you have served a copy of the December 18, 2009 letter on Aqua Pennsylvania. I am providing a copy of the letter to the counsel for Aqua Pennsylvania, Inc. since your December 18, 2009 letter could be construed as an ex parte communication prohibited by 66 Pa. C.S. §334(c). I will cause the original of this letter and your letter to be filed with the Secretary's Bureau.

Sincerely,

David A. Salapa  
Administrative Law Judge

Cc: Margaret A. Morris, Esquire  
Secretary's Bureau, New Filing

December 18, 2009

Administrative Law Judge David A. Salapa  
Commonwealth of Penna. PUC  
P. O. Box 3265  
Harrisburg, Pa. 17105-3265

Re: Aqua Pa Cross-Connection Department  
Reference # E069268 - *C-2009-2132966*  
Service Class: Commercial

Dear Mr. Salapa

For purposes of discovery on the above referenced action, I have twice requested from Aqua PA several pieces of information. Aqua and their lawyer have not provided any information, and have in fact refused to answer my letters, dated November 18, 2009 and July 29, 2009. I am a citizen of the Commonwealth of Pennsylvania, residing at 5 Shepherds Way, Glenside Pa. 19038. One vital piece of information to this case is the hand written agreement from last year. Would you please have one of your staff members review last years file, and then copy and send to me the hand written agreement that was presided over by the PUC. The following items 1 thru 6 are the items I requested from Aqua. But they have refused to provide any data on the dispute.

1. The total number of water connections serviced by Aqua PA, broken down into Residential, and Commercial.
2. The total number backflow preventers in each category.
3. The total number of letters sent to residential and commercial customers threatening shutoff.
4. A copy of the hand written agreement reached at last years PUC settlement.
5. Any and all documents: including emails; electronic, written or recorded communications; memos, motions, resolutions, phone records, in any form whatsoever, which relate in any way to the water service at 5 Shepherds Way, Glenside Pa. 19038, between the dates of November 1, 2007 and May 1, 2008.
6. Any and all engineering data related to the installation of backflow preventers, including manufactures test data, Aqua engineering requirements, memos, installation procedures, recommendations, tolerances, and any other related information.

Please forward the requested hand written agreement to me at the above address, before the PUC hearing date. I thank you for your prompt attention to this matter.

Very Truly



Edward F. Koehler, Ph. D., P. E.

RECEIVED  
OFFICE OF C.A.L.J.  
PA PUC  
09 DEC 21 AM 9:39

**C-2009-2132966 - EDWARD F KOEHLER v. AQUA PENNSYLVANIA INC**

EDWARD F KOEHLER  
5 SHEPHERDS WAY  
GLENSIDE PA 19038  
**610.940.1050**

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REGER RIZZO DARNALL LLP  
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2929 ARCH STREET  
PHILADELPHIA PA 19104-2899  
**215.495.6500**