

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

SHRYOCK BROS., INC.,

Complainant

v.

Docket No. C-20066648

UWCHLAN TOWNSHIP,

Respondent

APPLICATION OF UWCHLAN TOWNSHIP
FOR A CERTIFICATE OF PUBLIC
CONVENIENCE APPROVING THE
ABANDONMENT OF SEWER SERVICE TO
THE PUBLIC IN UPPER UWCHLAN
TOWNSHIP

Docket No. A-2009-2093074

APPLICATION OF UWCHLAN TOWNSHIP
FOR A CERTIFICATE OF PUBLIC
CONVENIENCE TO PROVIDE SEWER
SERVICE TO THE PUBLIC IN A LIMITED
PORTION OF UPPER UWCHLAN
TOWNSHIP

Docket No. A-2009-2101498

STATUS REPORT AND FORMAL NOTIFICATION BY UWCHLAN TOWNSHIP

AND NOW comes Uwchlan Township (“Township”), by and through its undersigned attorneys, to update the Pennsylvania Public Utility Commission (“Commission”) on the status of the above-captioned matters.

1. On or about August 31, 2009, Shryock Bros., Inc. (“Shryock”), the Township and the Uwchlan Township Municipal Authority (“Authority”) entered into a master settlement agreement (“Settlement Agreement”) whereby each covenanted and agreed to a full and complete settlement of all disputes related to the above-captioned proceedings.

2. On or about September 4, 2009, Shryock and the Township submitted to the Commission a Joint Petition for Settlement of the proceedings underlying these petitions for Review.

3. On November 25, 2009, Administrative Law Judge Kandace F. Melillo (“ALJ Melillo”) issued a Recommended Decision approving the Petition for Joint Settlement contingent on, among other things, the parties obtaining by March 1, 2010, the approvals necessary to allow the Authority to provide sewer service to the Shryock property.

4. On December 18, 2009, the Commission entered an order adopting the Recommended Decision of ALJ Melillo and making approval contingent upon, among other things, its receipt of notice from the parties that approvals had been obtained. The notice originally was due to the Commission on March 1, 2010, or as may be reasonably extended upon request of the parties. In a subsequent Opinion and Order entered March 15, 2010, and at the request of the parties, the Commission extended the period for giving notice to August 31, 2010.

5. The approvals necessary to allow the provision for service included (1) final Pennsylvania Department of Environmental Protection (“DEP”) approval of a revised Act 537 sewage facilities plan and (2) approval by the parties to a certain Intermunicipal Agreement dated December 27, 1985 (“DARA Agreement”) allocating sewage treatment capacity in the Downingtown Regional Water Pollution Control Center to amend the DARA Agreement to allow the Authority to provide the agreed upon service to Shryock.

6. As indicated in the previous status report, approval from the parties to the DARA Agreement was secured on January 18, 2010, through a Fifth Amendment to that Agreement.

7. Final DEP approval of the necessary revisions to the Uwchlan Township and Upper Uwchlan Township Act 537 sewage facilities plans was obtained on June 28, 2010, and is attached hereto as "Exhibit A." With this approval, the Authority may now provide, and Shryock is effectively in receipt of, 7,350 gallons per day of sewage treatment capacity for the property described in Attachment A to the Joint Petition.

WHEREFORE, in light of the forgoing, the Township, with the consent of the parties, requests that the Commission recognize all conditions precedent of ordering paragraphs 1, 2 and 3 of its December 18, 2009 Order as satisfied and accordingly issue a certificate of public convenience evidencing its approval of the abandonment of all public utility sewer service by Uwchlan Township in Upper Uwchlan Township, as set forth in Docket No. A-2009-2093074.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michael D. Klein", is written over a horizontal line.

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CERTIFICATE OF SERVICE

I hereby certify that I have this day 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:

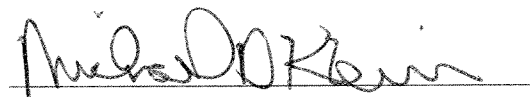
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DATED: July 8, 2010

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