

Anil Kapur  
2712 Cathedral Avenue, N.W.  
Washington, D.C. 20008-4120

March 25, 2012

Honorable Kandace F. Melillo  
P. O. Box 3265  
Harrisburg, PA 17105-3265  
Fax No. 717-787-0481

**Re: Anil Kapur vs. Aqua Pennsylvania Inc.  
Docket No. C-2011-2271943 – Motion to Withdraw Complaint Without Prejudice**

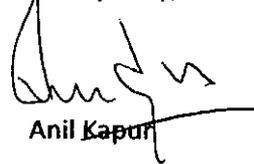
Dear Honor:

Further to my EM and attached letter dated March 21, 2012, I would like to request a motion to withdraw my formal complaint without prejudice under Document No. C-2011-2271943.

After deliberation, I do not believe the sewage aspect of my complaint only would effectively address my concerns on the rate structure. My current stance does not in any way reflect any change in my position that the State Legislature, the Regulatory Authority and the Utility need to re-examine its rate structure. I would therefore appreciate if my formal complaint be withdrawn without prejudice. If there are any questions, please do not hesitate to contact me.

A copy of this letter is being forwarded to others listed.

Yours very truly,



Anil Kapur

cc.

Secretary Rosemary Chiavetta  
Office of Administrative Law Judge  
P.O. Box 3265  
Harrisburg, PA 17105-3265  
Fax No. 717-787-0481

Esquire Margaret A. Morris  
Reger, Rizzo & Darnall, LLP  
2929 Arch Street  
Philadelphia, PA 19104-2899  
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SECRETARY'S BUREAU  
PA PUC

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RECEIVED

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[aanilkpur@aol.com](mailto:aanilkpur@aol.com)

March 21, 2012

Honorable Kandice Melillo  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
P.O. Box 3265  
Harrisburg, PA 17105  
[kmelillo@pa.gov](mailto:kmelillo@pa.gov)

**Re: Docket No. C-2011-2271943  
Motion to Consolidate Complaint**

Dear Honorable Kandice Melillo:

I am in receipt of the electronic version of the Motion to Consolidate the Complaint in the above mentioned case from Ms. Margaret Morris, Attorney for Aqua Pennsylvania. Furthermore, subsequent to my EM of March 1, 2012, I have also spoken with Mr. Shaun Sparks, Office of Consumer Advocate, on the matter of the pending rate case.

Based on these discussions and also with our previous phone discussion on February 21, 2012, I believe it is best at this stage to withdraw the full scope of my formal complaint without prejudice for the following reasons:

- The pending rate case under R-2011-2267958 addresses only the issues related to water and is well advanced in its legal proceedings. Therefore, I do not believe it is effective and/or appropriate for me to consolidate my case with the existing rate case as its scope (water only) is limited and furthermore I lose my status and ranking under the rate case;
- If the two cases were separated—one for water and the other for sewage—I do not believe it serves my overall legal defense, as the Utility provides common services and the underlying analytical underpinnings are more difficult to substantiate; and
- As the proceedings of the rate case are well advanced, I believe it is appropriate to follow these proceedings as an observer and then determine my next steps. To offer a reasonable legal defense on the varied issues I raised in my complaint requires considerable amount of dedicated time and research.

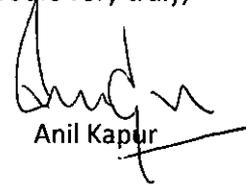
My current stance does not in any way reflect any change in my position that the State Legislature, the Regulatory Authority and the Utility need to re-examine seriously its rate structure. In my opinion, the current rate structure is not based on sound competitive economic principles and seems

to address largely the concerns of the Utility and not those of the consumers and the government's need for continued economic growth and development.

I would therefore appreciate if my formal complaint be withdrawn without prejudice. I appreciate your understanding in the matter. If there are any questions, please do not hesitate to contact me.

A copy of this letter is being forwarded to others listed.

Yours very truly,



Anil Kapur

cc. Honorable Angela Jones  
[angeljones@pa.gov](mailto:angeljones@pa.gov)

Honorable Darlene Heep  
[dheep@pa.gov](mailto:dheep@pa.gov)

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