

DEC 24 2013

Larry L. Wolfe

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December 23, 2013

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
P.O. Box 3265
Harrisburg, PA 17105-3265

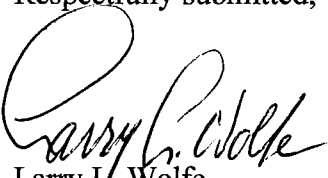
Re: IN THE MATTER OF THE APPLICATION OF THE YORK WATER COMPANY, Under Sections 507, 1102(a)(I) and 1102(a)(3) of the Public Utility Code, for Approval of the Right of THE YORK WATER COMPANY to (1) Enter into a Municipal Contract to Acquire Certain Public Wastewater Facilities from East Prospect Borough Authority, (2) to Offer or Furnish Wastewater Service to the Public in the Borough of East Prospect and Portions of Lower Windsor Township, York County, Pennsylvania Served by East Prospect Borough Authority and (3) to Begin to Offer or Furnish Wastewater Service to the Public in Additional Portions of Lower Windsor Township, York County, Pennsylvania.

Docket No. A-2013-2394181

Dear Secretary Chiavetta:

Enclosed please find the Notice Of Withdrawal of my Protest and Petition to Intervene in the referenced matter. Copies of this Notice Of Withdrawal have been served as indicated on the Certificate of Service.

Respectfully submitted,


Larry L. Wolfe

Enclosures

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

IN THE MATTER OF THE APPLICATION OF THE :
YORK WATER COMPANY, Under Sections 507, :
1102(a)(1) and 1102(a)(3) of the Public Utility Code, :
for Approval of the Right of THE YORK WATER :
COMPANY to (1) Enter into a Municipal Contract to :
Acquire Certain Public Wastewater Facilities from :
East Prospect Borough Authority, (2) to Offer or :
Furnish Wastewater Service to the Public in the : Docket No. A-2013-2394181
Borough of East Prospect and Portions of Lower : U-2013-2394182
Windsor Township, York County, Pennsylvania :
Served by East Prospect Borough Authority and (3) to :
Begin to Offer or Furnish Wastewater Service to the :
Public in Additional Portions of Lower Windsor :
Township, York County, Pennsylvania.

NOTICE OF WITHDRAWAL

TO THE PENNSYLVANIA PUBLIC UTILITY COMMISSION:

Larry L. Wolfe (“Mr. Wolfe”) hereby files with the Pennsylvania Public Utility Commission (“Commission”) this Notice of Withdrawal, pursuant to 52 Pa. Code § 5.94, of his protest to the Application of the York Water Company (“York Water” or the “Company”) in the above referenced proceeding. In support thereof, Mr. Wolfe states as follows:

I. Background

1. On November 18, 2013, York Water filed its Application with the Commission. In its Application the Company seeks approval to acquire the facilities of the East Prospect Borough Authority and to provide wastewater service to East Prospect Borough and portions of Lower Windsor Township.

2. On December 16, 2013, Mr. Wolfe filed a protest to the Application.

3. Subsequent to the filing of his protest, Mr. Wolfe met with York Water to discuss his concerns. As a result of those discussions, the Company agreed to amend its Application in exchange for Mr. Wolfe's agreement to withdraw his protest.

4. Concurrent with the filing of this Notice of Withdrawal, the York Water Company filed with the Commission an Amendment to its Application in a form satisfactory to Mr. Wolfe.

II. Reasons for Withdrawal

5. As stated in the Company's Amendment to its Application, York Water does not currently seek to allocate a portion of the wastewater revenue requirement associated with the wastewater facilities to be acquired from the East Prospect Borough Authority to the Company's water customers.

6. In addition, the Company has clarified in its Amendment that it will not seek such an allocation prior to its next base rate proceeding. The Company has also stated that proper notice, as required by statute and the Commission's regulations, will be provided to all water and wastewater customers if the Company determines that it will seek to allocate a portion of the East Prospect Borough wastewater system revenue requirement to water customers in its next base proceeding. Therefore, Mr. Wolfe will have notice and an opportunity to be heard should the Company seek to allocate a portion of the revenue requirement associated with the wastewater system it is seeking to acquire in the above-referenced Application.

7. The Amendment filed by the Company adequately addresses Mr. Wolfe's concerns.

III. Conclusion

Wherefore, Larry L. Wolfe hereby withdraws his protest filed with the Public Utility Commission in the above-referenced Application of The York Water Company.

Date: December 23, 2013

Respectfully submitted,

Larry L. Wolfe
Larry L. Wolfe

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Notice Of Withdrawal by Larry L. Wolfe has been served by USPS First Class mail upon the following:

York County Commissioners
One West Market Way
Fourth Floor
York, PA 17401

Felicia Dell
York County Planning Commission
100 West Market Street
York, PA 17405

Lower Windsor Township Supervisors
2425 Craley Road
Wrightsville, P A 17368

Bureau of Investigation and Enforcement
P A Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor West
Harrisburg, PA 17105-3265

Department of Environmental Protection
Southcentral Regional Office
909 Elmerton Avenue
Harrisburg, P A 17110-8200

Michael A. Gruin, Esq.
Stevens & Lee
17 North Second Street
16th Floor
Harrisburg PA 17101

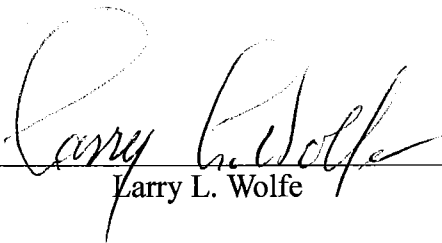
East Prospect Borough Authority
P.O. Box 334
East Prospect, P A 17317

Office of Consumer Advocate
555 Walnut Street
Forum Place, 5th Floor
Harrisburg, P A 17101-1923

Office of Small Business Advocate
Commerce Building
300 North Second Street, Suite 1102
Harrisburg, P A 17101

Michael W. Hassell, Esq.
Jessica R. Rogers, Esq.
Post & Schell, PC
17 North Second Street - 12th Floor
Harrisburg, PA 17101-1601

Dated: December 22, 2013



Larry L. Wolfe