



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

December 3, 2007

C-20077731
A-230088

LIGONIER MOUNTAIN LAND COMPANY
T/A LIGONIER HIGHLANDS WATER/SEWER
146 WEST MAIN STREET
SOMERSET PA 15501

DOCUMENT
FOLDER

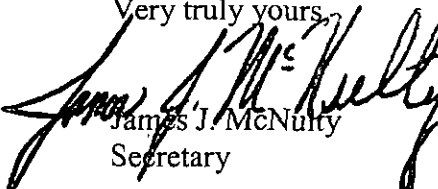
Pennsylvania Public Utility Commission
Law Bureau Prosecutory Staff
v.
Ligonier Mountain Land Company (2006.0295.00)

To Whom It May Concern:

This is to advise you that the Commission in Public Meeting on November 29, 2007 adopted a Default Order in the above entitled proceeding.

A Default Order has been enclosed for your records.

Very truly yours,


James J. McNulty
Secretary

Encls
Cert. Mail
MH

OFFICE OF CONSUMER ADVOCATE
555 WALNUT STREET
5TH FLOOR
FORUM PLACE
HARRISBURG PA 17101-1923

OFFICE OF SMALL BUSINESS ADVOCATE
SUITE 1102 COMMERCE BUILDING
300 NORTH SECOND ST
HARRISBURG PA 17101

OFFICE OF TRIAL STAFF
BOX 3265
KEYSTONE BUILDING
2ND FLOOR
HARRISBURG PA 17105-3265

PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

Public Meeting held November 29, 2007

Commissioners Present:

Wendell F. Holland, Chairman
James H. Cawley, Vice-Chairman
Tyrone J. Christy
Kim Pizzingrilli

Pennsylvania Public Utility Commission
Law Bureau Prosecutory Staff

C-20077731

v.

Ligonier Mountain Land Co. (2006.0295.00)

A-230088

DEFAULT ORDER

BY THE COMMISSION:

On April 23, 2007, the Law Bureau Prosecutory Staff filed a Formal Complaint against Ligonier Mountain Land Co. (the Respondent), a wastewater utility certificated at A-230088. In the Complaint, Prosecutory Staff alleged that the Commission sent by certified mail prior written notices to the Respondent that pursuant to 66 Pa. C.S. §504 its 2005 Annual Report was due. The Complaint charged that the Respondent violated 66 Pa. C.S. §504 by failing to file its 2005 Annual Report. The Complaint requested that the Commission issue an order imposing a civil penalty in the amount of \$1,000 for failure to file its 2005 Annual Report.

According to the U.S. Postal Service return receipt, the Complaint was served on May 21, 2007. To date, more than 20 days later, no answer has been filed to the Complaint and the 2005 Annual Report has not been filed.

The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa. C.S. §§504, 505, 506, and 3301. Based on Respondent's failure to file an answer to the Complaint or file its 2005 Annual Report, we conclude that a civil penalty in the amount of \$1,000 is in the public interest. Furthermore, the Commission may take other appropriate action, including the imposition of further penalties under Section 3301, if Respondent seeks relief from this Default Order; **THEREFORE**,

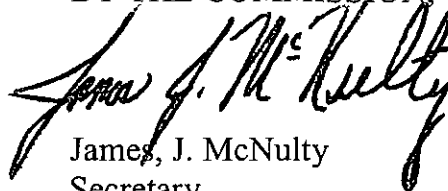
IT IS ORDERED:

1. That the allegations in the Law Bureau Prosecutory Staff's Complaint are deemed admitted and the Complaint is thereby sustained.

2. That Ligonier Mountain Land Co. is hereby directed to file its 2005 Annual Report and pay a civil penalty in the amount of \$1,000 within 30 days of the entry date of this order.

3. That the Secretary serve a copy of this Default Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Office of Trial Staff, and the Attorney General's Bureau of Consumer Protection, and also cause a copy of this Default Order to be published in the *Pennsylvania Bulletin* with a 20-day comment period.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read "James J. McNulty", written in a cursive style.

James, J. McNulty
Secretary

(SEAL)

ORDER ADOPTED: November 29, 2007

ORDER ENTERED: DEC 03 2007