



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

IN REPLY PLEASE
REFER TO OUR FILE
2000.0200

Date of Service: 2/21/06

Robert Cameron
Sun Valley Water Company
P.O. Box 231
Perry, Maine 04667

Donald Cameron
Sun Valley Water Company
20 N. 9th Street, Apt. #1
Emmaus, PA 18049

DOCUMENT
FOLDER

C-2006 5889

Law Bureau Prosecutory Staff (2000.0200)

v.

Robert Cameron and Donald Cameron, Owners
Sun Valley Water Company

DOCKETED
FEB 17 2006

Attention Robert Cameron and Donald Cameron:

The Pennsylvania Public Utility Commission has delegated its authority to initiate prosecutory proceedings to several bureaus in the Commission with enforcement responsibilities. Pursuant to this delegated authority and Section 701 of the Public Utility Code, 66 Pa. C.S. §701, Law Bureau Prosecutory Staff has filed the attached **Complaint against you seeking fines for your failure to: 1) perfect your application for a certificate of public convenience, 2) provide metered rates, 3) provide reasonable service, and 4) comply with the Commission's reporting requirements.**

Please refer to the "Notice" at the front of the Complaint for detailed instructions on how to proceed. Any questions may be directed to Commission Prosecutory Staff Counsel Rhonda L. Daviston at (717) 787-6166.

Very truly yours,

James J. McNulty
Secretary

cc: Rhonda L. Daviston, Assistant Counsel, Law Bureau
William D. Shrader, FUVE, Bureau of Fixed Utility Services

N-O-T-I-C-E

A. **You must file an Answer within 30 days of the date of service of this Complaint.** The date of service is the mailing date as indicated at the top of the Secretarial cover letter for this Complaint and Notice. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified and the original and three copies sent to:

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

B. If you fail to answer this Complaint within 30 days, Law Bureau Prosecutory Staff will request that the Commission issue an Order imposing the penalty set forth in the Complaint.

C. If you file an Answer that admits or fails to deny the allegations of the Complaint, Law Bureau Prosecutory Staff will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

D. If you file an Answer that contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

E. If you are a corporation, you must be represented by legal counsel. See 52 Pa. Code §§ 1.21-1.22.

F. *Alternative formats of this material are available for persons with disabilities by contacting the Public Utility Commission at (717) 787-5620.*

COPY

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

SECRETARY'S JOURNAL

2006 FEB 15 PM 3:09

RECEIVED

**PENNSYLVANIA PUBLIC
UTILITY COMMISSION, LAW
BUREAU PROSECUTORY STAFF
(2000.0200)**

Plaintiff

v.

Docket No. C-2006 5889

**Robert Cameron, Owner
and
Donald Cameron, Owner
and
Sun Valley Water Company,**

Respondents

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Law Bureau and to other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, 66 Pa. C.S. §701, the Law Bureau Prosecutory Staff hereby represents as follows:

1. Sun Valley Water Company (Sun Valley or Respondent) has a mailing address at P.O. Box 1090 Broadheadsville, PA 18322.
2. Robert Cameron (Respondent), an owner of Sun Valley Water Company, has a mailing address at P.O. Box 231, Perry, Maine, 04667.
3. Donald Cameron (Respondent), an owner of Sun Valley Water Company, has a mailing address at 20 N. 9th Street Apt. #1, Emmaus, PA 18049.

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4. Respondents have been rendering unmetered water service to the public for compensation since at least June 15, 1985.

5. Respondents do not have a certificate of public convenience issued by this Commission authorizing the provision of water service to the public.

6. On June 26, 1985 and November 3, 1986 Commission Staff sent letters to the former owner of Sun Valley, Mrs. Claire Cameron, widow of William Cameron (prior former owner) and mother of Respondents, Robert Cameron and Donald Cameron, stating that Sun Valley was providing water service in violation of the Public Utility Code. On September 8, 1986, Commission Staff sent a similar letter to and Mr. Edward Hoffner, Esquire, then attorney-of-record for Respondents, regarding Respondents' repeated violations. In all of the letters, Respondents were advised that an application for a certificate of public convenience needed to be filed.

7. Sometime thereafter, Robert Cameron and Donald Cameron became owners of Sun Valley in place of their mother, Mrs. Claire Cameron.

8. In 2000, 2002, 2004 and 2005, Commission Staff again sent letters notifying Respondents of the necessity to file an application to provide water service pursuant to the Public Utility Code.

9. On April 30, 2005, Respondents attempted to file an application for a certificate of public convenience. However, Respondents failed to perfect the application since they did not provide Commission Staff with information necessary to process the application.

10. Since the filing of the application, the Commission's Bureau of Consumer Services has received numerous informal complaints from Respondents' customers concerning service outages and low water pressure problems.

11. Based upon the information available, it appears that Robert Cameron is no longer responding to Commission correspondence. It also appears that Donald Cameron is in ill health. In any event, it is apparent that neither owner is able or willing to provide water service in accordance with Commission regulations.

12. Respondents, by failing to apply for and receive a certificate of public convenience prior to providing water service to the public for compensation, are in violation of 66 Pa. C.S. §§ 1101, 1102 and 1103.

13. Respondents, by failing to perfect their application, are in violation of 66 Pa. C.S. §§1101, 1102 and 1103.

14. Respondents, by providing service at least since 1985 without having first received a certificate of public convenience, have prevented the Commission from collecting annual assessments in violation of 66 Pa. C.S. § 510.

15. Respondents, by providing service at least since 1985 without having first received a certificate of public convenience, have prevented the Commission from requiring the filing of annual reports in violation of 66 Pa. C.S. §504 and 52 Pa. Code § 65.19.

16. Respondents, by rendering unmetered service, are in violation of the Commission's regulations at 52 Pa. Code §65.7.

17. Respondents, as a result of subjecting customers to inadequate service pressure and system outages on numerous occasions, have failed to provide reasonable service to its customers in violation of the Public Utility Code at 66 Pa. C.S. § 1501, and the Commission's regulations at 52 Pa. Code §§ 65.6, 67.1.

WHEREFORE, Law Bureau Prosecutory Staff hereby requests that the Commission fine Respondents jointly and severally in the amount of \$1,000 per violation listed in Paragraph Nos. 4, 5, 10, 14 and 15, for a total of \$5,000, for Respondents repeated violations of the Public Utility Code and the rules and regulations of the Commission.

WHEREFORE, Law Bureau Prosecutory Staff further requests that the Commission fine the Respondents jointly and severally in the amount of \$1,000 per month for each month since April 2005 that Respondents have not perfected their application for a total of \$10,000.

WHEREFORE, Law Bureau Prosecutory Staff hereby requests that the Commission fine Respondents jointly and severally the total sum of \$15,000 for the numerous violations described in this Complaint and order such other remedy as the Commission may deem appropriate.

Respectfully submitted,

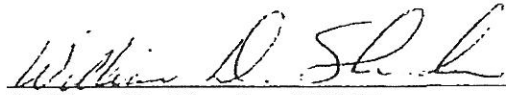
Rhonda L. Daviston

Rhonda L. Daviston
Law Bureau Prosecutory Staff
Attorney I.D. # 49640
P.O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, William D. Shrader, FUVE, in the Bureau of Fixed Utility Services, hereby state that the facts above set forth in the foregoing Complaint are true and correct to the best of my knowledge, information, and belief, and that I expect to be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. §4904 (relating to the unsworn falsification to authorities).

Date: 2/15/2006



William D. Shrader, FUVE
Bureau of Fixed Utilities