

CAPTION SHEET

CASE MANAGEMENT SYSTEM

1. REPORT DATE: 00/00/00 :
2. BUREAU: ALJ :
3. SECTION(S): : 4. PUBLIC MEETING DATE:
5. APPROVED BY: : 00/00/00
DIRECTOR: :
SUPERVISOR: :
6. PERSON IN CHARGE: : 7. DATE FILED: 10/24/05
8. DOCKET NO: C-20055472 : 9. EFFECTIVE DATE: 00/00/00

PARTY/COMPLAINANT: HIGGINS, LISA

RESPONDENT/APPLICANT: W.P. WATER CO.

COME/APP COJNTY: WYOMING

UTILITY CODE: 213520

ALLEGATION OR SUBJECT

COMPLAINANT STATES HER WATER PRESSURE IS LOW. THE SEWAGE IS LEAKING INTO THE WATER. SHE WOULD LIKE THIS TAKEN CARE OF IMMEDIATELY.

DOCUMENT
FOLDER

DOCKETED
OCT 25 2005

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Formal Complaint Form

C-20055472

23580

Please print or type.

1. CUSTOMER NAME (COMPLAINANT)

Your name, mailing address, county, telephone number, utility account number and service address:

Name Lisa Higgins

Street/P.O. Box 17 Kacin Drive Apt #

City Tunkhannock State PA Zip 18657

County Wyoming

Area Code/HOME Phone 570-836-1922

Area Code/WORK Phone

Utility Account Number Lisa Higgins (from your bill)

If your complaint involves utility service provided to a different address than your mailing address, please list this information below.

Name

Street/P.O. Box

City State Zip

2. UTILITY NAME (RESPONDENT)

Name of utility company your complaint concerns: W.P. Water Co. Washington Park Water + Sanitary Co.

3. TYPE OF UTILITY (check one)

ELECTRIC

STEAM HEAT

GAS

WASTE WATER

WATER

MOTOR CARRIER

(taxi, moving company, limousine)

TELEPHONE (local, long distance)

SECRETARY'S BUREAU PA P.U.C.

2005 OCT 24 AM 9:54

RECEIVED

You do not need to contact the company if your complaint is against a proposed utility rate increase or if you are not a residential service account customer. You do not need to contact the company again if you are filing an appeal from a Bureau of Consumer Services (BCS) determination on an informal complaint.

If you tried to, but could not speak to a utility company representative, please explain why.

8. You must sign your complaint.

In Section Eight (8) of the formal complaint, you must print or type your name in the space provided in the verification paragraph and you must sign and date your formal complaint form on the lines in this Section. If you do not sign the formal complaint form the Commission will not accept it.

9. If you are represented by a lawyer in this matter, you must provide your lawyer's name, address and telephone number.

If your complaint is about your residential service, you do not need a lawyer. You may represent yourself at the hearing. If naming a lawyer, please make sure the lawyer is aware of your complaint and is representing you in this matter. If you have a lawyer representing you in this matter, you and your lawyer must be present at your hearing.

The Commission requires corporations, associations, partnerships and political subdivisions to have a lawyer at hearing and to file any motions, answers, briefs or other legal pleadings.

10. Please return the completed form to one of the addresses listed below:

If using U.S. Postal Service:

If using overnight delivery service:

| | |
|--|--|
| Secretary Pennsylvania Public Utility Commission P.O. Box 3265 Harrisburg, PA 17105 | Secretary Pennsylvania Public Utility Commission 400 North Street Commonwealth Keystone Building, 2 nd Floor Harrisburg, Pennsylvania 17120 |
|--|--|

Keep a copy of your complaint for your records.

Facsimiles and/or electronic filings of the complaint form will not be accepted.

4. COMPLAINT (check one)

A. In general, what is your complaint?

- I want to oppose the company's proposed rate increase.
- There are incorrect charges on my bill.
- There is a reliability, safety or quality problem with my utility service.
- I received a notice that my utility service is being terminated.
- I would like a payment agreement.

Other.
(explain)

B. State the facts of your complaint.

Include any specific dates, times or places that are important. If the complaint is about a bill, tell us about any charges that you believe are not correct. Use additional paper if you need more space. Provide copies of all relevant documents you believe will support your complaint.

Water Pressure Low.

Sewerage leaking into water.

People in neighborhood made complaints about these problems + it has not been

5. RELIEF Resolved.

What do you want the Public Utility Commission to do about your complaint? Use additional paper if you need more space.

Take care of immediately.

6. PROTECTION FROM ABUSE

Answer the following question if your complaint is against a natural gas distribution company, an electric distribution company or a water company AND your complaint is about a billing problem, an application for service problem, a termination of service problem or a request for a payment agreement.

Has a court granted a "Protection from Abuse" order for your personal safety?

YES

NO

7. PRIOR UTILITY CONTACT

Answer the following question only if you are a residential customer and your complaint is against an electric distribution utility, natural gas distribution utility or a water distribution utility.

Have you spoken to a utility company representative about this complaint?

YES

(includes appeals of BCS determinations)

NO

If you tried to, but could not speak to a utility company representative about your complaint, please explain why.

8. VERIFICATION AND SIGNATURE

You must print or type your name below on the line provided for the verification paragraph, and you must sign and date (in ink) this form on the lines provided.

Verification:

I LISA HIGGINS, hereby state that the facts above set forth are true and correct (or 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 a 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 unsworn falsification to authorities).

Lisa Higgins
(Signature)

10-18-05
(Date)

9. LEGAL REPRESENTATION (IF ANY)

If you are represented by a lawyer in this matter you must provide your lawyer's name, address and telephone number.

Lawyer's Name _____

Street _____

City _____ State _____ Zip _____

Area Code/Phone Number _____

10. FILING

Please return the completed form to one of the addresses listed below:

If using U.S. Postal Service:

If using overnight delivery service:

| | |
|--|--|
| Secretary Pennsylvania Public Utility Commission P.O. Box 3265 Harrisburg, PA 17105 | Secretary Pennsylvania Public Utility Commission 400 North Street Commonwealth Keystone Building, 2 nd Floor Harrisburg, Pennsylvania 17120 |
|--|--|

Facsimiles and/or electronic filings of the complaint form will not be accepted.

If you have any questions about filling out this form, please contact the Secretary's Bureau at 717-772-7777.

Keep a copy of your complaint for your records.

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

DATE SERVED: OCTOBER 26, 2005

C-20055472

W. P. WATER COMPANY
1199 LAUREL RUN ROAD
WILKES-BARRE PA 18702

Dear Sir/Madam:

A complaint has been filed against you before the Pennsylvania Public Utility Commission by LISA HIGGINS. To defend yourself against the claims stated in the following pages, you must act within twenty (20) days by filing in writing with the Commission, either personally or through your attorney, your defenses or objections to the claims stated against you. Or, you may satisfy the complaint by settling the matter with the Complainant and submitting proof of settlement to the Commission within twenty (20) days.

IF YOU FAIL TO RESPOND WITHIN TWENTY (20) DAYS, THE CASE MAY GO FORWARD IN YOUR ABSENCE AND A JUDGEMENT MAY BE ENTERED AGAINST YOU BY THE COMMISSION WITHOUT FURTHER NOTICE.

CUSTOMER OF A UTILITY

A payment schedule may be prescribed or a termination of utility services may be authorized. You may lose money or property or other rights important to you.

COMPANY/UTILITY

An Administrative Law Judge may revoke or suspend any certificate or permit held by you, or impose a fine, or any other appropriate penalty or remedy authorized by the Public Utility Code. You may lose money or property or other rights important to you.

DOCUMENT
FOLDER

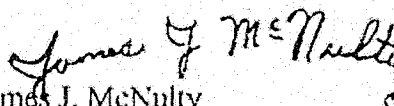
OCTOBER 26, 2005

Detailed instructions on how to proceed are contained in the attached pages. You are advised to read them carefully.

Unless you are a corporation or other organization, you may proceed without a lawyer. However, if you want a lawyer and do not have one or cannot afford one, the office listed below can tell you where you can get legal help:

Pennsylvania Lawyer Referral Service
Pennsylvania Bar Association
P.O. Box 186
Harrisburg, PA 17108
(800) 692-7375

Very truly yours,


James J. McNulty
Secretary

JHH

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

DATE SERVED: OCTOBER 26, 2005

LISA HIGGINS
Complainant

VS.

W. P. WATER COMPANY
Respondent

Complaint Docket
No. C-20055472

DOCUMENT
FOLDER
DOCKETED
OCT 25 2005

FORMAL COMPLAINT NOTICE TO RESPONDENT TO ANSWER OR SATISFY

TO: W. P. WATER COMPANY

TAKE NOTICE:

That a complaint in the above entitled matter, of which the attached is a true and correct copy, has been presented and filed of record with the Pennsylvania Public Utility Commission. Section 702 of the Public Utility Code, 66 Pa. C.S. Section 702, requires the Commission to serve on each party named in a complaint a copy of the complaint and notice calling upon each party to satisfy the complaint, or to answer the same in writing within a specified time; THEREFORE,

1. You have twenty (20) days from the date on which this complaint is served to either satisfy this complaint or to file with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, an answer (original and three copies), in writing, under oath, which, as required by Section 5.61 of the Commission's Rules of Practice and Procedure, 52 Pa. Code Section 5.61, either affirms or specifically denies the allegations in this complaint. You must also serve a copy of the answer upon the complainant. The date of service is the mailing date as indicated by the date at the top of this Notice. Section 1.56(a) of the Commission's Rules of Practice and Procedure, 52 Pa. Code Section 1.56(a).

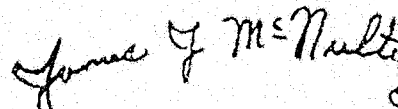
2. If you fail to either satisfy this complaint or to file answer or other responsive pleading within twenty (20) days, you will be deemed to have admitted all the allegations in this complaint in accordance with Section 5.61 of the Commission's Rules of Administrative Practice and Procedure, 52 Pa. Code Section 5.61. In that event, the Commission may, without hearing, enter an order which either revokes or suspends any certificate or permit held by you or which imposes a fine or any other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C.S. Section 101, et seq.; and, if you are a customer of a utility, an order may be entered which

prescribes a payment schedule or which authorizes termination of utility services. The Commission is not limited to the relief sought by the complainant in paragraph 4 of the attached complaint.

3. If you elect to satisfy this complaint you must file, within twenty (20) days from the date on which this complaint is served, affidavits executed by each complainant that this complaint has been satisfied. Such affidavits must describe the basis on which this complaint was satisfied; any settlement agreement between the parties must be reduced to writing and attached to the affidavit. Such affidavits are to be filed with the Secretary of the Commission at the address set forth in paragraph 1. Upon receipt of affidavits of satisfaction from all complainants, this complaint may be dismissed by the Commission in accordance with Section 703(a) of the Public Utility Code, 66 Pa. C.S. Section 703(a), unless the Commission determines that such dismissal would be contrary to the public interest, in which event the Commission may direct that hearings be held upon the complaint.

4. If you file an answer which admits the allegations in this complaint, or which fails to specifically deny the allegations in this complaint, the Commission may, without hearing, enter an order which either revokes or suspends any certificate held by you or which imposes a fine or any other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C. S. Section 101, et seq.; and, if you are a customer of a utility, an order may be entered which prescribes a payment schedule or which authorizes termination of utility services. The Commission is not limited to the relief sought by the complainant in paragraph 4 of the attached complaint.

5. If you file a timely answer which specifically denies the allegations in this complaint, or which raises material questions of law or fact, this matter shall be referred to the Office of Administrative Law Judge for hearing and decision. If, after hearing on the issues raised by that answer, you are found to have committed any of the violations alleged in the complaint, the Administrative Law Judge may render a decision which either revokes or suspends any certificate or permit held by you or which imposes a fine or any other appropriate penalty or remedy authorized by the Public Utility Code, 66 Pa. C. S. Section 101, et seq.; and, if you are a customer of a utility, an order may be entered which prescribes a payment schedule or which authorizes termination of utility services. In the imposition of a penalty after a hearing the Administrative Law Judge is not bound by the relief sought by the complainant in paragraph 4 of the attached complaint.



James J. McNulty
Secretary

(SEAL)

Certified Mail
Return Receipt Requested

THE LAW OFFICES OF
BORLAND & BORLAND, L.L.P.
11TH FLOOR
89 PUBLIC SQUARE
WILKES-BARRE, PENNSYLVANIA 18701-2597

KIMBERLY D. BORLAND
RUTH BLAMON BORLAND
DAVID P. TOMASZEWSKI
KIERAN M. CASEY

TELEPHONE (570) 822-3311

FAX (570) 822-9894

borlandk@borlaw.com
borlandr@borlaw.com
tzewski@borlaw.com
caseyk@borlaw.com

November 7, 2005

JAMES J McNULTY
SECRETARY
COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P O BOX 3265
HARRISBURG PA 17105-3265

RECEIVED

NOV 7 2005

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

DOCUMENT
FOLDER

Re: W.P. Water Company v. Corey
Pries
Docket #C-20055452
W.P. Water Company v. Brian P.
DeGroot
Docket #C-20055451
W.P. Water Company v. James Holly
& Sandy Phillips
Docket #C-20055461
W.P. Water Company v. Leigh Powell
Docket #C-20055468
W.P. Water Company v. Joseph
Yakoski
Docket #C-20055460
W.P. Water Company
Docket #C-20055473
W.P. Water Company
Docket #C-20055472
W.P. Sanitary Company v. Kandi Jo
Madill
Docket #C-20055456
W.P. Sanitary Company v. Kathleen
Sylvester
Docket #C-20055455
W.P. Sanitary Company v. Kathleen
Sylvester
Docket #C-20055453
File #LK/57292

102

Dear Mr. McNulty:

By copy of this letter please enter my appearance on behalf of W.P. Water Company with regard to the above-referenced matters.

I am also requesting a 15 day extension in which to respond to these complaints as I just received them today, November 7, 2005.

Thank you for your consideration.

Very truly yours,


Kimberly D. Borland

KDB/jp

VIA OVERNIGHT MAIL
TRACKING #1Z F13 96R 22 1000 067 0

pc: Carl Kresge

DOCUMENT
FOLDER

RECEIVED

NOV 07 2005

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

DOCKETED
DEC 08 2005



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
Office of Administrative Law Judge
P.O. BOX 3265, HARRISBURG, PA 17105-3265
November 10, 2005

PLEASE DOCKET

IN REPLY PLEASE
REFER TO OUR FILE

In Re: C-20055472

KIMBERLY D. BORLAND, ESQUIRE
BORLAND 7 BORLAND, L.L.P.
69 PUBLIC SQUARE, 11TH FLOOR
WILKES-BARRE, PA 18701-2597

Lisa Higgins v. W. P. Water Company

NOTICE

DOCUMENT
FOLDER

Please be advised that your request for extension of time to file an answer on the above-captioned complaint has been granted.

An answer must be filed on or before November 30, 2005. Failure to submit an answer by that date may result in the scheduling of a hearing.

If you have any questions regarding this response, please contact the scheduling office at (717) 787-1399.

pc: Ms. Lisa Higgins
Mr. Bruce Bigelow, Mediator
Beth Plantz
Docket Section

DOCKETED
NOV 16 2005

THE LAW OFFICES OF
BORLAND & BORLAND, L.L.P.
11TH FLOOR
69 PUBLIC SQUARE
WILKES-BARRE, PENNSYLVANIA 18701-2597

KIMBERLY D. BORLAND
RUTH SLANON BORLAND
DAVID H. TOMASZEWSKI
KIERAN M. EASEY

TELEPHONE (570) 822-9311

FAX (570) 822-9894

borlandk@borlaw.com
borlandr@borlaw.com
tzeowski@borlaw.com
caseyk@borlaw.com

November 21, 2005

JAMES J McNULTY
SECRETARY
COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P O BOX 3265
HARRISBURG PA 17105-3265

ORIGINAL

DOCUMENT
FOLDER

Re: W.P. Water Company v. Corey
Pries
Docket #C-20055452
W.P. Water Company v. Brian P.
DeGroot
Docket #C-20055451
W.P. Water Company v. James Holly
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W.P. Water Company v. Joseph
Yakoski
Docket #C-20055460
W.P. Water Company
Docket #C-20055473
W.P. Water Company
Docket #C-20055472
W.P. Sanitary Company v. Kandi Jo
Madill
Docket #C-20055456
W.P. Sanitary Company v. Kathleen
Sylvester
Docket #C-20055455
W.P. Sanitary Company v. Kathleen
Sylvester
Docket #C-20055453
File #LK/57292

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2005 NOV 22 AM 9:14

PA P.U.C.
SECRETARY'S BUREAU

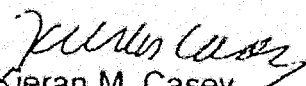
21

Dear Mr. McNulty:

Enclosed please find Respondents Answers to the above noted Complaints.

Thank you for your consideration.

Sincerely,


Kieran M. Casey

KMC/jp
Enclosures

- pc: Carl Kresge (w/encl.)
Cory Pries (w/enc.)
Brian DeGroot (w/encl.)
Kandi Jo Madill (w/encl.)
Kathleen Sylvester (w/encl.)
James Holly & Sandy Phillips (w/encl.)
William J. Finkler (w/encl.)
Lisa Higgins (w/encl.)
Leigh Powell (w/encl.)
Joseph Yakoski (w/encl.)

RECEIVED

2005 NOV 22 AM 9:14

FA P.U.C.
SECRETARY'S BUREAU

ORIGINAL RECEIVED

2005 NOV 22 AM 9:16

LISA HIGGINS
Complainant

PA P.U.C.
SECRETARY'S BUREAU

VS.

W.P. WATER COMPANY
Respondent

Complaint Docket
No. C-20055472

answer to FORMAL COMPLAINT FORM

1. CUSTOMER NAME (COMPLAINANT)
Admitted

2. UTILITY NAME (RESPONDENT)
Respondent's proper address is: W.P. Water Company, 1199
Laurel Run, Rd., Wilkes-Barre, PA 18702

3. TYPE OF UTILITY
It is admitted that Respondent provides water service to
Complainant.

4. COMPLAINT
As Complainant has checked the "other" box, no responsive
pleading is required.

4(b) FACTS OF THE COMPLAINT

Washington Park's water supply comes from three wells that are operating at the park. As such, during particularly dry periods of time, the water supply can be reduced, which can lead to reduced water pressure for service recipients. The summer of 2005 was particularly dry, which has led to occasional reductions in water pressure.

It is denied sewage has leaked into the water supply.

It is admitted Respondent has received some complaints regarding the water pressure. Respondent takes all necessary steps to correct any problems that occasionally arise.

8

VERIFICATION AND SIGNATURE

I Carl Kresge, hereby state that the facts above set forth are true and correct (or 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 a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. Sec. 4904 (relating to unsworn falsification to authorities).

Carl H. Kresge
Signature

11-15-05
(Date)

9

LEGAL REPRESENTATION

Respondent is represented by Kimberly D. Borland, Esq. and Kieran Casey, Esq of Borland & Borland, L.L.P.
69 Public Square, Suite 1100
Wilkes-Barre, PA 18701

9

LEGAL REPRESENTATION

Respondent is represented by Kimberly D. Borland, Esq and Kieran Casey, Esq of Borland & Borland, L.L.P.
69 Public Square, Suite 1100
Wilkes-Barre, PA 18701

PENNSYLVANIA PUBLIC UTILITY COMMISSION

LISA HIGGINS,
Complainant

VS.

W.P. WATER COMPANY
Respondent

Complaint Docket
No. C-20055452

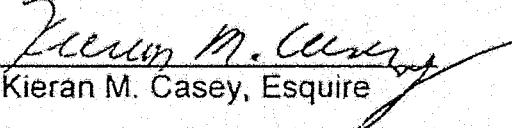
CERTIFICATE OF SERVICE

I, Kieran Casey, Esquire, hereby certify that I mailed a true and correct copy of Respondent's Formal Complaint to the following person at the following address:

LISA HIGGINS
17 KARIN DRIVE
TUNKHANNOCK PA 18657

By First Class Mail this 21st day of November, 2005.

Borland & Borland, L.L.P.


Kieran M. Casey, Esquire



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

IN REPLY PLEASE
REFER TO OUR FILE

November 30, 2005

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

DOCUMENT
FOLDER

RECEIVED
2005 DEC -1 AM 9:55
SECRETARY'S BUREAU

Re: Brian P. DeGroot v. WP Water Co. C-20055451
Corey Pries v. WP Water Co. C-20055452
Kathleen Sylvester v. WP Water Co. C-20055453
Kandi Jo Madill v. WP Water Co. C-20055454
Joseph Yakoski v. WP Water Co. C-20055460
James Holly & Sandy Phillips v. WP Water Co. C-20055461
Leigh Powell v. WP Water Co. C-20055468
Lisa Higgins v. WP Water Co. C-20055472
William J. Finkler v. WP Water Co. C-20055473
Fred T. Riebeling v. WP Water Co. C-20055556
Kathleen Sylvester v. WP Sanitary Co. C-20055455
Kandi Jo Madill v. WP Sanitary Co. C-20055456
Fred T. Riebeling v. WP Sanitary Co. C-20055557

Dear Secretary McNulty:

Please find enclosed for filing an original and three copies of Law Bureau Prosecutory Staff's Notice of Intervention in the above-captioned proceeding. Copies have been served on the parties of record in accordance with the Certificate of Public Convenience.

Please contact me at (717) 787-6166, or at the address listed above, if you have any questions. Thank you for your attention to this matter.

Very truly yours,

Rhonda L. Daviston
Law Bureau Prosecutory Staff

cc: Per Certificate of Service

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

| | | |
|--|---|------------|
| Brian P. DeGroot v. WP Water Co. | : | C-20055451 |
| Corey Pries v. WP Water Co. | : | C-20055452 |
| Kathleen Sylvester v. WP Water Co. | : | C-20055453 |
| Kandi Jo Madill v. WP Water Co. | : | C-20055454 |
| Joseph Yakoski v. WP Water Co. | : | C-20055460 |
| James Holly & Sandy Phillips v. WP Water Co. | : | C-20055461 |
| Leigh Powell v. WP Water Co. | : | C-20055468 |
| Lisa Higgins v. WP Water Co. | : | C-20055472 |
| William J. Finkler v. WP Water Co. | : | C-20055473 |
| Fred T. Riebeling v. WP Water Co. | : | C-20055556 |
| Kathleen Sylvester v. WP Sanitary Co. | : | C-20055455 |
| Kandi Jo Madill v. WP Sanitary Co. | : | C-20055456 |
| Fred T. Riebeling v. WP Sanitary Co. | : | C-20055557 |

DOCUMENT
FOLDER

NOTICE OF INTERVENTION

DOCKETED
DEC 20 2005


Pursuant to 52 Pa. Code § 5.71-76 and 66 Pa.C.S. § 332(h), Law Bureau Prosecutory Staff (LBPS) hereby gives Notice of Intervention in each of the above-captioned proceedings. A copy of all correspondence and notices, documents, orders or other communications with respect to the above-captioned proceeding should be addressed to the following:

Rhonda L. Daviston
Assistant Counsel
P.O. box 3265
Harrisburg, PA 17105-3265
rdaviston@state.pa.us

On October 19, 20, 2005, and November 11, 2005, the above-captioned Complaints were filed by customers of WP Water Co. and WP Sanitary Co. The Complaints were filed as a result of a water outage as well as water pressure problems and sanitary problems.

By intervening in this proceeding, LBPS seeks to monitor this proceeding to ensure that the standards imposed upon WP Water Co. and WP Sanitary Co. are in compliance with the Respondents' duty to provide safe, adequate, and reasonably continuous service pursuant to 66 Pa. C.S. §1501 of the Public Utility Code, the Commission's regulations, and previous Commission orders.

Respectfully submitted,


Rhonda L. Daviston

Law Bureau Prosecutory Staff
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Dated: December 1, 2005

CERTIFICATE OF SERVICE

I hereby certify that I have this 1st day of December, 2005, served a true copy of the foregoing document upon the participants listed below, in accordance with the requirements of §1.54 (relating to service by a participant).

FIRST CLASS MAIL

Kimberly D. Borland, Esquire
Kieran Casey, Esquire
Borland & Borland, LLP
69 Public Square, Suite 1100
Wilkes-Barre, PA 18701

Brian P. DeGroot
13 Rosemary Drive
Tunkhannock, PA 18657

Corey Pries
10 Rosemary Dr.
Tunkhannock, PA

James Holly and Sandy Phillips
3 Rosemary Drive
Tunkhannock, PA 18657

Kathleen Sylvester
17 Jeanne Drive
Tunkhannock, PA 18657

Leigh Powell
31 Morio Drive
Tunkhannock, PA 18657

Kandi Jo Madill
27 Morio Drive
Tunkhannock, PA 18657

Lisa Higgins
17 Karin Drive
Tunkhannock, PA 18657

Joseph Yakoski
7 Rosemary Drive
Tunkhannock, PA 18657

Fred T. Riebeling
13 Jeanne Drive
Tunkhannock, PA 18657

Rhonda L. Daviston
Rhonda L. Daviston
Assistant Counsel

Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

December 1, 2005

SECRETARY'S BUREAU
PA PUC

2005 DEC - 1 AM 9:56

RECEIVED



OFFICE OF CONSUMER ADVOCATE

555 Walnut Street, 5th Floor, Forum Place
Harrisburg, Pennsylvania 17101-1923
(717) 783-5048
800-684-6560 (in PA only)

IRWINA POPOWSKY
Consumer Advocate

FAX (717) 783-7152
consumer@paoca.org

January 4, 2006

James J. McNulty, Secretary
PA Public Utility Commission
Commonwealth Keystone Bldg.
400 North Street
P.O. Box 3265
Harrisburg, PA 17120

ORIGINAL

DOCUMENT
FOLDER

Re: Lisa Higgins
v.
WP Water Company
Docket No. C-20055472

Dear Secretary McNulty:

Enclosed for filing please find an original and three (3) copies of the Notice of Intervention and Public Statement of the Office of Consumer Advocate in the above-referenced proceeding.

Sincerely yours,

Erin L. Gannon
Assistant Consumer Advocate

Enclosure

cc: Hon. Ember Jandebour, ALJ
Kimberly D. Borland, Esq.
Rhonda Daviston, PUC Law Bureau
Office of Trial Staff
Office of Small Business Advocate
Office of Special Assistants
Bureau of Fixed Utility Services

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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ORIGINAL

LISA HIGGINS

v.

WASHINGTON PARK WATER CO.

Docket No. C-20055472

NOTICE OF INTERVENTION

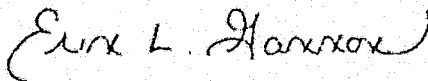
DOCUMENT
FOLDER

Pursuant to 52 Pa. Code Sections 5.71-74, the Office of Consumer Advocate hereby gives Notice of Intervention in the above-captioned proceeding. A copy of all correspondence and notices, documents, orders or other communications with respect to the above-captioned proceeding should be addressed to the following:

Erin L. Gannon
Assistant Consumer Advocate
Office of Consumer Advocate
555 Walnut Street 5th Floor, Forum Place
Harrisburg, PA 17101-1923

DOCKETED
JAN 27 2006

Respectfully submitted,



Erin L. Gannon
Assistant Consumer Advocate
Christine M Hoover
Senior Assistant Consumer Advocate

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SECRETARY'S BUREAU

DATED: January 4, 2006

PUBLIC STATEMENT
OF THE CONSUMER ADVOCATE
PURSUANT TO 71 P.S. SECTION 309-4(e)

DOCUMENT
FOLDER

Act 161 of the Pennsylvania General Assembly, 71 P.S. § 309-2, as enacted July 9, 1976, authorizes the Consumer Advocate to represent the interests of consumers before the Pennsylvania Public Utility Commission (PUC or Commission). In accordance with Act 161, and for the following reasons, the Consumer Advocate determined to file a Notice of Intervention and participate in proceedings before the Commission involving Washington Park Water Company (W.P. or Company).

The Consumer Advocate has intervened in this proceeding in order to investigate the Formal Complaint filed by Lisa Higgins concerning W.P.'s water service, specifically relating to water quality, water pressure, outages, maintenance and condition of the system and customer service. As of the filing date of this Notice of Intervention, seven (7) other W.P. customers have filed Formal Complaints expressing similar concerns about their water service. The Consumer Advocate seeks to ensure that W.P. fulfills its obligation to provide safe, adequate, and reliable service to its customers pursuant to the Public Utility Code, 66 Pa.C.S. §1501. By its participation, the Consumer Advocate also seeks to ensure that adequate consideration is given to the concerns raised by Ms. Higgins' complaint and that the interests of W.P.'s customers are fully protected.

Washington Park Water Company provides service in portions of Kingston Township, Luzerne County and Washington Township, Wyoming County.

DOCKETED
JAN 27 2006