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Attorneys and Counsellors at Law

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January 30, 2017

Via Electronic Filing

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
P.O. Box 3265
Harrisburg, PA 17105-3265

In re: Docket No. C-2016-2566323
Ross E. Schell v. Suez Water Pennsylvania Inc.

Dear Secretary Chiavetta:

We are counsel to Suez Water Pennsylvania Inc. in the above referenced matter and are submitting via electronic filing its Answer in Opposition to Complainant's Petition for More Time to Alter Complaint. A copy of the Answer is being served upon Mr. Schell by first class mail, postage prepaid, as set forth on the certificate of service attached to it.

Very truly yours,

THOMAS, NIESEN & THOMAS, LLC

By

Thomas T. Niesen

Enclosure

cc: Certificate of Service (w/encl.)
Judith A. McCoy Jordan (via email, w/encl.)

170130-Chiavetta (Ans to Schell Petition).wpd

**Before The
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

ROSS E. SCHELL,	:	
Complainant	:	
	:	
v.	:	Docket No. C-2016-2566323
	:	
SUEZ WATER PENNSYLVANIA INC.,	:	
Respondent	:	

**ANSWER OF SUEZ WATER PENNSYLVANIA INC. IN OPPOSITION TO
COMPLAINANT’S PETITION FOR MORE TIME TO ALTER COMPLAINT**

AND NOW, comes Suez Water Pennsylvania Inc. (“Suez”), by its attorneys, and answers the petition of Complainant Ross E. Schell (“Complainant”) for more time to alter his Complaint. In opposition to the petition, Suez states as follows:

1. This proceeding concerns the Complaint of Ross E. Schell (“Complainant”) at C-2016-2566323, alleging reliability, safety or quality problems with his water. Suez filed preliminary objections to the Complaint on September 27, 2016.
2. By Initial Decision issued December 1, 2016, Administrative Law Judge Watson granted the preliminary objections and dismissed the Complaint.
3. Complainant did not file Exceptions to the Initial Decision and the Initial Decision is currently pending before the Public Utility Commission for final action.
4. On or about January 11, 2017, Complainant filed a petition, in letter form, asking for more time to alter his Complaint.
5. On or about January 12, 2017, Complainant filed an Amended Complaint.

6. Suez opposes Complainant's letter petition asking for more time to alter his Complaint. Complainant does not offer any explanation why he needs more time or why he should be permitted to amend his Complaint, at all, at this late stage of the proceeding.

7. Complainant has a Complaint pending before the Commission at C-2016-2551544 alleging problems with water quality. The Complaint at C-2016-2551544 was consolidated with Complainant's Complaints at C-2016-2558244, C-2016-2559741 and C-2016-2563040. A consolidated hearing on the four Complaints was held on October 4, 2016, at which Complainant had a full and fair opportunity to address any and all alleged water quality, billing or other problems with his water service.

WHEREFORE Suez Water Pennsylvania Inc. requests that the Pennsylvania Public Utility Commission deny the petition of Complainant Ross E. Schell for more time to alter his Complaint.

Respectfully submitted,

By 
Thomas T. Niesen, Esq. (PA ID # 31379)
THOMAS, NIESEN & THOMAS, LLC
212 Locust Street, Suite 600
Harrisburg, PA 17101
Tel: 717-255-7600

Attorney for Respondent Suez Water Pennsylvania Inc.

DATED: January 30, 2017

Before The
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ROSS E. SCHELL, :
Complainant :
v. : Docket No. C-2016-2566323
SUEZ WATER PENNSYLVANIA INC., :
Respondent :

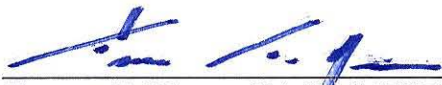
CERTIFICATE OF SERVICE

I hereby certify that I have this 30th day of January 2017, served a true and correct copy of the foregoing Answer of Suez Water Pennsylvania Inc. In Opposition to Complainant's Petition for More Time to Alter Complaint, upon the persons and in the manner set forth below:

VIA FIRST CLASS MAIL

Ross E. Schell
203 Knollwood Drive
Harrisburg, PA 17109

The Honorable Jeffrey A. Watson
Piatt Place
Suite 220
301 5th Avenue
Pittsburgh, PA 15222


Thomas T. Niesen (PA ID # 31379)