

BEFORE THE
COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION

TANYA J. MCCLOSKEY, ACTING
CONSUMER ADVOCATE,

Docket No. C-2014-2447138

vs.

HIDDEN VALLEY UTILITY SERVICES,
L.P. (Water)

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

AND

TANYA J. MCCLOSKEY, ACTING
CONSUMER ADVOCATE

Docket No. C-2014-2447169

vs.

HIDDEN VALLEY UTILITY SERVICES,
L.P. (Wastewater)

**INTERVENORS', ROBERT J. KOLLAR AND KELLIE A. KUHLEMAN, REPLY IN
OPPOSITION TO PETITION FOR CLARIFICATION, RECONSIDERATION AND
AMENDMENT FILED BY HIDDEN VALLEY UTILITY SERVICES, INC. ON
FEBRUARY 2, 2018 IN RESPONSE TO THE OPINION AND ORDER ISSUED BY
THE COMMISSION ON JANUARY 18, 2018 IN THE ABOVE-CAPTIONED MATTER**

Intervenors, Robert J. Kollar and Kellie A. Kuhleman (hereinafter collectively referred to as "Intervenors"), hereby file their Reply in Opposition to the Petition for Clarification, Reconsideration and Amendment Filed by Respondent (Petition), Hidden Valley Utility Services, L.P. ("HVUS") on February 2, 2018 to the Opinion and Order issued by the Commission on January 18, 2018 in the above-captioned matter.

**INTERVENORS' REPLY IN OPPOSITION TO HVUS' PETITION FOR
CLARIFICATION AND RECONSIDERATION:**

A. Ordering paragraph No. 8

Ordering Paragraph No. 8 of the January 18, 2018 Order reads as follows:

8. That Hidden Valley Utility Services, L.P., shall comply with all recommendations from the engineer to correct any identified deficiencies including a remedy to eliminate the rust or brown-colored water provided to customers in order to ensure that customers shall receive adequate services from the improved water facilities, and to reassess the need, size and cost of treatment plant to permanently solve the problems caused by iron and manganese, within one year (1) from the date of the engineer's report.

Intervenor's Reply:

Respondent suggests in their petition that "An alternative reading of Ordering Paragraph No. 8 compels HVUS to request clarification of the requirements of this Paragraph." Intervenor's firmly believe that the wording in the Commission's Ordering Paragraph No. 8 is very clear and that additional clarification is not required.

Intervenor's are very concerned that HVUS is attempting to extend the time necessary to correct any deficiencies noted in the engineer's report. HVUS has had since the date of the 2005 Agreement to correct the rust and brown-colored water provided to its customers (and other issues) and Intervenor's strongly recommend that the Commission not alter the one-year deadline from the date of the engineer's report.

B. Ordering Paragraph No. 15

Ordering Paragraph No. 15 provides that:

15. That Hidden Valley Utility Services, L.P. shall pay all electric and telephone bills in a timely manner to ensure adequate and reasonable service to its customers. Additionally, Hidden Valley Utility Services, L.P. shall execute appropriate authorization forms permitting its electric provider, Pennsylvania Electric Company, to continue providing monthly billing and payment information for all Hidden Valley Utility Services, L.P., accounts to the Office of Consumer Advocate until the requirements under Ordering Paragraph No. 27 are satisfied. Hidden Valley Utility Services, L.P., shall also provide an annual update of telephone service numbers which includes copies of bills for telephone service so that customers are able to reliably contact Hidden Valley Utility Services, L.P.

Intervenor's Reply:

Intervenors strongly agree with the provisions of the Commission's Ordering Paragraph No. 27 and believe that the Commission "got it right" by including this in the order. This requirement is not an unreasonable or burdensome request for HVUS to comply with. In fact, given the financial management issues related to HVUS raised throughout this lengthy matter, this is a simple but very effective monitoring method to ensure that HVUS is able to continue providing service to its customers.

C. Ordering Paragraph No. 20

Ordering Paragraph No. 20 states, in part, the following:

20. That on or before March 31, 2019, or within sixty (60) days after receipt of a written report of all completed rehabilitative measures from Hidden Valley Utility Services, L.P. and its engineer, the Office of Consumer Advocate shall investigate the quality of the water as well as of the water and wastewater services being received by Hidden Valley Utility Services, L.P.'s customers or request that this matter be referred to the Bureau of Technical Utility Services.

Intervenor's Reply:

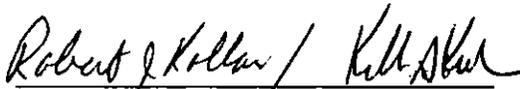
Intervenors strongly agree with the requirements of this paragraph and are totally supportive of either the Office of Consumer Advocate or the Bureau of Technical Utility Services conducting this investigation. This verification step is absolutely essential because of HVUS's long history of failure to comply with the original 2005 agreement. Further, HVUS states in its Petition: "It is no secret that the OCA has made up its mind about whether HVUS is providing adequate service. They have made it clear throughout the course of this case that they believe the Company should be punished for what the OCA believes is inadequate service." It is entirely inappropriate and unprofessional for HVUS to make disparaging comments about the Office of Consumer Advocate in its Petition. The Office of Consumer Advocate has acted in good faith in representing the interests of the customers of HVUS and should not be subject to such ridicule. It is the Respondent's continued failure to provide adequate service to its customers that have made this entire proceeding necessary.

CONCLUSION

For all of the foregoing reasons, Intervenors, Robert J. Kollar and Kellie A. Kuhleman, respectfully request that the Commission deny the requests included in the Petition filed by the Respondent, Hidden Valley Utility Services, L.P., in their entirety.

Respectfully submitted,

Date: February 11, 2018


Robert J. Kollar, Intervenor
Kellie A. Kuhleman, Intervenor

CERTIFICATE OF SERVICE

I, Robert J. Kollar, hereby certify that on this 11th day of February, 2018, I served a true and correct copy of Intervenor's, Robert J. Kollar and Kellie A. Kuhleman, Reply in Opposition to the Petition for Clarification, Reconsideration and Amendment Filed by Hidden Valley Utility Services, L.P. via overnight mail (Federal Express) and email, upon the following:

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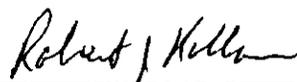
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