



COMMONWEALTH OF PENNSYLVANIA

August 14, 2018

**E-FILED**

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120

**Re: Pennsylvania-American Water Company 2018 Wastewater Tariff Changes /  
Docket No. R-2018-3002504**

Dear Secretary Chiavetta:

Enclosed please find the Notice of Intervention, Public Statement, and Verification, on behalf of the Office of Small Business Advocate ("OSBA"), in the above-captioned proceeding.

Copies will be served on all known parties in this proceeding, as indicated on the attached Certificate of Service.

If you have any questions, please do not hesitate to contact me.

Sincerely,

A handwritten signature in blue ink that reads "Elizabeth Rose Triscari".

Elizabeth Rose Triscari  
Deputy Small Business Advocate  
Attorney ID No. 306921

*Enclosures*

cc: Brian Kalcic  
Parties of Record

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Pennsylvania Public Utility Commission** :  
 :  
 v. : **Docket No. R-2018-3002504**  
 :  
 **Pennsylvania-American Water Company** :  
 **Wastewater Division** :

**NOTICE OF INTERVENTION  
OF THE SMALL BUSINESS ADVOCATE**

1. The Intervenor is:

John R. Evans  
Small Business Advocate  
Office of Small Business Advocate  
300 North Second Street, Suite 202  
Harrisburg, PA 17101  
(717) 783-2525  
(717) 783-2831 (fax)  
[jorevan@pa.gov](mailto:jorevan@pa.gov)

2. The name and address of the Intervenor's attorney is:

Elizabeth Rose Triscari  
Deputy Small Business Advocates  
Office of Small Business Advocate  
300 North Second Street, Suite 202  
Harrisburg, PA 17101  
(717) 783-2525  
(717) 783-2831 (fax)  
[etriscari@pa.gov](mailto:etriscari@pa.gov)

3. The respondent utility is:

Pennsylvania-American Water Company  
800 West Hersheypark Drive  
Hershey, PA 17033

4. The Intervenor is authorized and directed by the Small Business Advocate Act,

Act 181 of 1988, 73 P.S. §§ 399.41 - 399.50, to represent the interests of small business

consumers of utility services in matters before the Pennsylvania Public Utility Commission (“Commission”).

5. This Intervention is filed regarding the filing by Pennsylvania-American Water Company of Supplement No. 6 to Tariff Wastewater-Pa. P.U.C. No. 16, with the Commission on June 5, 2018.

Respectfully submitted, .



Elizabeth Rose Triscari  
Deputy Small Business Advocate  
Attorney ID No. 306921

Office of Small Business Advocate  
300 North Second Street, Suite 202  
Harrisburg, PA 17101  
(717) 783-2525  
(717) 783-2831 (fax)

Dated: August 14, 2018

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

<b>Pennsylvania Public Utility Commission</b>	:	
	:	
<b>v.</b>	:	<b>Docket No. R-2018-3002504</b>
	:	
<b>Pennsylvania-American Water Company</b>	:	
<b>Wastewater Division</b>	:	

**PUBLIC STATEMENT OF  
THE OFFICE OF SMALL BUSINESS ADVOCATE**

The Small Business Advocate is authorized and directed to represent the interest of small business consumers of utility services in Pennsylvania under the provisions of the Small Business Advocate Act, Act 181 of 1988, 73 P.S. §§ 399.41 - 399.50 (the "Act"). The Act further provides that the Small Business Advocate is to issue publicly a written statement stating concisely the specific interest of small business consumers to be protected by his initiation of or intervention in any proceeding involving those interests before the Public Utility Commission (the "Commission") or any other agency or court. This public statement relates to the filing today by the Small Business Advocate of a Notice of Intervention in the proceeding commenced by the Pennsylvania-American Water Company ("PAWC" or "Company") filing of Supplement No. 6 to Tariff Wastewater-Pa. P.U.C. No. 16 ("Supplement No. 6"). Supplement No. 6 addresses the treatment and calculation of customer contributions, customer advances and certain customer deposits after the Tax Cuts and Jobs Act ("TCJA"). Specifically, PAWC proposes the "no gross up method," which would require customers to pay the income taxes associated with the deposit, advance or contribution.

The Small Business Advocate files this Notice of Intervention in order to protect the interests of the Company's small business customers. A thorough inquiry by the Commission

into all of the elements of Supplement No. 6 is necessary to ensure that the requested relief is lawful, just, reasonable, and not unduly discriminatory.

In view of the foregoing, the Small Business Advocate will participate in proceedings before the Commission to investigate the reasonableness of Supplement No. 6. The Small Business Advocate will ask the Commission to deny any tariff changes that apply to small business customers that are not proven by PAWC to be lawful, just, reasonable, and not unduly discriminatory to the Company's small business customers.

Dated: August 14, 2018

**VERIFICATION**

I, John R. Evans, hereby state that the facts set forth herein above 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).

Date: August 14, 2018

A handwritten signature in blue ink, consisting of a large, stylized initial 'J' followed by a surname, written over a horizontal line.

(Signature)

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Pennsylvania Public Utility Commission** :  
 :  
 **v.** : **Docket No. R-2018-3002504**  
 :  
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**CERTIFICATE OF SERVICE**

I hereby certify that true and correct copies of the foregoing have been served via email and/or First-Class mail (*unless other noted below*) upon the following persons, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

The Honorable Marta Guhl  
Administrative Law Judge  
Pennsylvania Public Utility Commission  
801 Market Street  
Philadelphia, PA 19107  
[mguhl@pa.gov](mailto:mguhl@pa.gov)

Christine M. Hoover, Esquire  
Office of Consumer Advocate  
555 Walnut Street, 5th Floor  
Harrisburg, PA 17101  
[CHoover@paoca.org](mailto:CHoover@paoca.org)  
(Counsel for OCA)  
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(Counsel for PAWC)

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(Counsel for PAWC)

Sean P. Donnelly, P.E.  
Bureau of Technical Utility Services  
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400 North Street  
Commonwealth Keystone Building  
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(Email and Hand Delivery)

DATE: August 14, 2018

  
Elizabeth Rose Triscari  
Deputy Small Business Advocate  
Attorney I.D. No. 306921