

August 20, 2018

**VIA E-FILING**

**Jonathan P. Nase**

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Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2nd Floor North  
Harrisburg, PA 17120

**Re: In re: Application of SUEZ Water Pennsylvania Inc. under Section 1102(a) of the Pennsylvania Public Utility Code, 66 Pa C.S. § 1102(a), for approval of (1) the transfer, by sale, of substantially all of the Township of Mahoning's assets, properties and rights related to its water distribution system to SUEZ Water Pennsylvania Inc., and (2) the rights of SUEZ Water Pennsylvania Inc. to begin to offer or furnish water distribution service to the public in portions of the Townships of Mahoning, Cooper and Valley, Montour County, Pennsylvania; Docket No. A-2018-3003519**

**In re: Application of SUEZ Water Pennsylvania Inc. under Section 1102(a) of the Pennsylvania Public Utility Code, 66 Pa C.S. § 1102(a), for approval of (1) the transfer, by sale, of substantially all of the Township of Mahoning's assets, properties and rights related to its wastewater collection and conveyance system to SUEZ Water Pennsylvania Inc., and (2) the rights of SUEZ Water Pennsylvania Inc. to begin to offer or furnish wastewater collection and conveyance service to the public in portions of the Townships; Docket No. A-2018-3003517**

### **Stipulation Regarding Discovery Rule Modifications**

Dear Secretary Chiavetta:

Enclosed please find the Stipulation Regarding Discovery Rule Modifications in the above-referenced matters. Copies have been served on the parties as indicated on the attached Certificate of Service.

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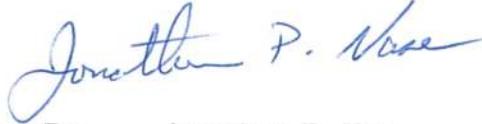
Rosemary Chiavetta, Secretary  
August 20, 2018  
Page 2

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Should you have any questions or concerns, please feel free to contact me.

Sincerely,

COZEN O'CONNOR

A handwritten signature in blue ink that reads "Jonathan P. Nase". The signature is written in a cursive style with a large initial "J".

By: Jonathan P. Nase  
Counsel for *SUEZ Water Pennsylvania Inc.*

JPN:kmg  
Enclosures

cc: Hon. Joel H. Cheskis  
Per Certificate of Service  
John D. Hollenbach, General Manager and Vice President

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

In re: Application of SUEZ Water Pennsylvania Inc. under :  
Section 1102(a) of the Pennsylvania Public Utility Code, 66 :  
Pa C.S. § 1102(a), for approval of (1) the transfer, by sale, of :  
substantially all of the Township of Mahoning's assets, :  
properties and rights related to its water distribution system to :  
SUEZ Water Pennsylvania Inc., and (2) the rights of SUEZ :  
Water Pennsylvania Inc. to begin to offer or furnish water :  
distribution service to the public in portions of the Townships :  
of Mahoning, Cooper and Valley, Montour County, :  
Pennsylvania :

Docket No. A-2018-3003519

and

In re: Application of SUEZ Water Pennsylvania Inc. under :  
Section 1102(a) of the Pennsylvania Public Utility Code, 66 :  
Pa C.S. § 1102(a), for approval of (1) the transfer, by sale, of :  
substantially all of the Township of Mahoning's assets, :  
properties and rights related to its wastewater collection and :  
conveyance system to SUEZ Water Pennsylvania Inc., and :  
(2) the rights of SUEZ Water Pennsylvania Inc. to begin to :  
offer or furnish wastewater collection and conveyance service :  
to the public in portions of the Townships :

Docket No. A-2018-3003517

**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served a true copy of the foregoing **Stipulation regarding Discovery Rule Modifications** on behalf of SUEZ Water Pennsylvania Inc., upon the parties, listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

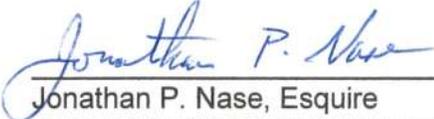
**VIA E-MAIL AND FIRST CLASS MAIL**

Ryan M. Tira Esquire  
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Counsel for *Office of Small Business Advocate*

  
Jonathan P. Nase, Esquire  
Counsel for *SUEZ Water Pennsylvania Inc.*

Date: August 20, 2018

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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Administrative Law Judge Joel H. Cheskis

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In re: Application of SUEZ Water Pennsylvania Inc. :  
under Section 1102(a) of the Pennsylvania Public :  
Utility Code, 66 Pa C.S. § 1102(a), for approval of (1) : Docket No. A-2018-3003519  
the transfer, by sale, of substantially all of the :  
Township of Mahoning’s assets, properties and rights :  
related to its water distribution system to SUEZ Water :  
Pennsylvania Inc., and (2) the rights of SUEZ Water :  
Pennsylvania Inc. to begin to offer or furnish water :  
distribution service to the public in portions of the :  
Townships of Mahoning, Cooper and Valley, Montour :  
County, Pennsylvania :

and

In re: Application of SUEZ Water Pennsylvania Inc. :  
under Section 1102(a) of the Pennsylvania Public :  
Utility Code, 66 Pa C.S. § 1102(a), for approval of (1) : Docket No. A-2018-3003517  
the transfer, by sale, of substantially all of the :  
Township of Mahoning’s assets, properties and rights :  
related to its wastewater collection and conveyance :  
system to SUEZ Water Pennsylvania Inc., and (2) the :  
rights of SUEZ Water Pennsylvania Inc. to begin to :  
offer or furnish wastewater collection and conveyance :  
service to the public in portions of the Townships of :  
Mahoning, Cooper and Valley, Montour County, :  
Pennsylvania :

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**STIPULATION REGARDING  
DISCOVERY RULE MODIFICATIONS**

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SUEZ Water Pennsylvania Inc. (“SWPA”), the Bureau of Investigation and Enforcement (“I&E”) of the Pennsylvania Public Utility Commission (“Commission”), the Pennsylvania Office

of Consumer Advocate (“OCA”), and Mahoning Township (“Mahoning”) (collectively, the “Parties”) in the above-captioned matter stipulate to the following modifications of the Commission’s Rules of Administrative Practice and Procedure regarding discovery:

1. Answers to written interrogatories shall be served in-hand within five (5) calendar days of service.
2. Objections to interrogatories shall be communicated orally within two (2) calendar days and in writing within three (3) calendar days of service of the interrogatories.
3. Motions to dismiss objections and/or direct the answering of interrogatories shall be filed within two (2) calendar days of service of the written objections.
4. Answers to motions to dismiss objections and/or direct the answering of interrogatories shall be filed within two (2) calendar days of service of such motions.
5. Responses to requests for document production, entry for inspection, or other purposes must be served in-hand within five (5) calendar days.
6. Requests for admissions will be deemed admitted unless answered or denied within three (3) calendar days of service.
7. Discovery and all discovery-related pleadings, such as objections, motions, or answers, served after 12:00 noon on a Friday or after 12:00 noon the day before a holiday recognized by the Commission will be deemed to have been served on the following business day for purposes of tracking due dates.
8. The parties are directed to make every reasonable effort to comply with the discovery response times set forth in this agreement. In those instances when compliance is not possible, despite a party’s best efforts, the responding party shall so advise and the parties shall work together to address the requests and responses on a timely basis.
9. These discovery rule modifications are for the limited purpose of this proceeding and should not be viewed as binding, or otherwise limiting, upon positions taken by the parties in any other proceeding.

[Signatures appear on next page.]

Accepted and agreed to this 13<sup>th</sup> day of August, 2018.



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David P. Zambito, Esq. (PA ID 80017)  
George A. Bibikos, Esq. (PA ID 91249)  
Jonathan P. Nase, Esq. (PA ID 44003)  
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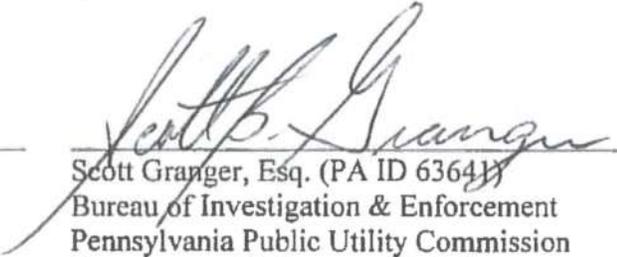
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Ryan M. Tira, Esq. (PA ID 89338)  
McNerney, Page, Vanderlin & Hall  
433 Market Street  
Williamsport, PA 17701  
Counsel for *Mahoning Township*

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