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August 31, 2018

Via E-Filing

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

Re: Application of SUEZ Wastewater Pennsylvania, Inc. for the Acquisition of the  
Township of Mahoning Water System Pursuant to Sections 1102 and 1329 of the  
Public Utility Code  
Docket No. A-2018-3003517

Dear Secretary Chiavetta:

Enclosed please find the Township of Mahoning's Petition to Intervene in the above-captioned proceeding.

Please feel free to contact me with any questions.

Very truly yours,

McNERNEY, PAGE, VANDERLIN & HALL



Ryan M. Tira  
[rtira@mpvhlaw.com](mailto:rtira@mpvhlaw.com)

RMT:tmd  
cc: Certificate of Service

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of SUEZ Wastewater :  
Pennsylvania, Inc. for the Acquisition of :  
the Township of Mahoning Water System : Docket No. A-2018-3003517  
Pursuant to Sections 1102 and 1329 of the :  
Public Utility Code :

**PETITION TO INTERVENE**

Pursuant to 52 Pa. Code §§ 5.71 through 5.75, The Township of Mahoning (“Mahoning”), by and through its attorneys, McNerney, Page, Vanderlin & Hall, hereby files with the Pennsylvania Public Utility Commission (“Commission”) this Petition to Intervene in the Application captioned above of SUEZ Wastewater Pennsylvania, Inc. (“SUEZ” or “Applicant”). This Application directly affects the interests of Mahoning, which are not adequately represented by any existing party to the action. Wherefore, Mahoning respectfully requests the Commission grant its Petition to Intervene, and in support thereof, avers as follows:

1. Petitioner Township of Mahoning, is a municipal entity organized under the Pennsylvania Second Class Township Code, and is a duly organized and validly existing body corporate and public under the laws of the Commonwealth of Pennsylvania, with a principal office located at the Mahoning Township Building, 849 Bloom Road, Danville, Montour County, Pennsylvania.

2. The Township of Mahoning is a party interested in the above-captioned docket, as it is a party to the agreement under which SUEZ seeks approval to acquire the Mahoning's assets, properties and rights related to its water distribution system; and which owns the assets, properties and rights which are the subject of the sale to SUEZ.

3. Mahoning supports the Application filed by SUEZ at this docket.

4. 52 PA. Code § 5.72 sets forth the eligibility requirements for a party to intervene and provides in part as follows:

(a) Persons. A petition to intervene may be filed by a person claiming a right to intervene or an interest of such nature that intervention is necessary or appropriate to the administration of the statute under which the proceeding is brought. The right or interest may be one of the following:

(1) A right conferred by statute of the United States or of the Commonwealth.

(2) An interest which may be directly affected and which is not adequately represented by existing participants, and as to which the petitioner may be bound by the action of the Commission in the proceeding.

(3) Another interest of such nature that participation of the petitioner may be in the public interest.

(b) Commonwealth. The Commonwealth or an officer or agency thereof may intervene as of right in a proceeding subject to subsection (a)(1) -- (3).

5. Mahoning meets the standards for intervention set forth in 52 PA.

Code § 5.72 and seeks intervention pursuant to the following:

(a) Mahoning is a party to the Agreement whereby SUEZ seeks approval to acquire the Mahoning's assets, properties and rights related to its water distribution system.

(b) Mahoning is a recipient of the proceeds of the sale central to the SUEZ Application, and

(c) The Application of SUEZ relies upon Mahoning's consent to the sale of Mahoning's assets, properties and rights related to its water distribution system.

6. Mahoning has a substantial interest in the subject matter of this docket and its interests cannot be represented or adequately protected by existing participants.

7. As a party to the Agreement to sell Mahoning's assets, properties and rights related to its water distribution system, Mahoning's intervention is in the public interest.

8. Mahoning intends to be actively involved in the Commission's decision-making process and its participation will not unduly prejudice any party.

WHEREFORE, Mahoning respectfully requests that the Commission grant this Petition to Intervene.

Respectfully submitted,

McNERNEY, PAGE, VANDERLIN & HALL

BY: Ryan M. Tira

Ryan M. Tira, Esquire

I.D. No. 89338

Attorney for Township of Mahoning

433 Market Street  
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Telephone: 570-326-6555

Dated: August 31, 2018

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of SUEZ Wastewater :  
Pennsylvania, Inc. for the Acquisition of :  
the Township of Mahoning Water System : Docket No. A-2018-3003517  
Pursuant to Sections 1102 and 1329 of the :  
Public Utility Code :

**CERTIFICATE OF SERVICE**

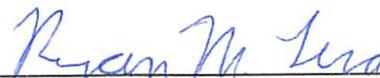
I hereby certify that I am serving the foregoing Petition to Intervene dated August 31, 2018, in the manner and upon the persons listed below:

**Served via First Class and Electronic Mail**

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