

COMMONWEALTH OF PENNSYLVANIA



OFFICE OF CONSUMER ADVOCATE

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March 1, 2019

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

Re: Pennsylvania Public Utility Commission,
Bureau of Investigation and Enforcement
v.
Exeter Township
Docket No. C-2019-3007920

Dear Secretary Chiavetta:

Attached for electronic filing please find the Office of Consumer Advocate's Notice of Intervention and Public Statement in the above-referenced proceeding.

Copies have been served per the attached Certificate of Service.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read 'Harrison W Breitman'.

Harrison W Breitman
Assistant Consumer Advocate
PA Attorney I.D. # 320580
E-Mail: HBreitman@paoca.org

Enclosures:

cc: Honorable Andrew M. Calvelli
Office of Special Assistants (email only: ra-OSA@pa.gov)
Bureau of Technical Utility Services (email only)
Certificate of Service
*267348

CERTIFICATE OF SERVICE

Re: Pennsylvania Public Utility Commission, :
Bureau of Investigation and Enforcement : Docket No. C-2019-3007920
v. :
Exeter Township :

I hereby certify that I have this day served a true copy of the following document, the Office of Consumer Advocate's Notice of Intervention and Public Statement, upon parties of record in this proceeding in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant), in the manner and upon the persons listed below:

Dated this 1st day of March 2019.

SERVICE BY E-MAIL and INTER-OFFICE MAIL

Erika L. McLain, Esquire
Bureau of Investigation & Enforcement
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, Pa 17120

SERVICE BY E-MAIL and FIRST CLASS MAIL, POSTAGE PREPAID

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/s/ Harrison W. Breitman
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**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission	:	
Bureau of Investigation and Enforcement,	:	
Complainant	:	
	:	Docket No. C-2019-3007920
v.	:	
	:	
Exeter Township,	:	
Respondent	:	

NOTICE OF INTERVENTION

Pursuant to 52 Pa. Code Sections 5.71-74, the Office of Consumer Advocate hereby gives Notice of Intervention in the above-captioned proceeding. A copy of all correspondence and notices, documents, orders or other communications with respect to the above-captioned proceeding should be addressed to the following:

Christine Maloni Hoover
Senior Assistant Consumer Advocate
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Erin L. Gannon
Senior Assistant Consumer Advocate
PA Attorney I.D. #83487
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Harrison W. Breitman
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Respectfully submitted,



Harrison W. Breitman
Assistant Consumer Advocate
PA Attorney I.D. # 320580

Dated: March 1, 2019

PUBLIC STATEMENT OF THE
OFFICE OF CONSUMER ADVOCATE
PURSUANT TO 71 P.S. SECTION 309-4(e)

Act 161 of the Pennsylvania General Assembly, 71 P.S. § 309-2, as enacted July 9, 1976, authorizes the Consumer Advocate to represent the interests of consumers before the Pennsylvania Public Utility Commission (Commission). In accordance with Act 161, and for the following reasons, the Acting Consumer Advocate determined to file an Intervention and participate in proceedings before the Commission involving the formal complaint of the Commission's Bureau of Investigation and Enforcement (I&E) against Exeter Township (Exeter).

On February 13, 2019, I&E filed a Formal Complaint against Exeter alleging that Exeter does not hold a Certificate of Public Convenience to offer, furnish, render, and supply wastewater service to the public in Lower Alsace Township, Berks County. I&E seeks that the Commission order Exeter to cease unlawfully charging the Lower Alsace Township customers; impose a civil penalty on Exeter of \$1.00 for every unlawful bill; and provide refunds to affected customers. The Office of Consumer Advocate has determined to intervene and participate in this proceeding in order to protect the interests of Exeter's extra-territorial customers. The Office of Consumer Advocate will participate in I&E's Formal Complaint proceeding and address questions of law and fact as appropriate to assure Exeter's compliance with the Public Utility Code and the Commission's regulations and the protection of consumers. Additionally, on December 27, 2018, in a related proceeding, the Office of Consumer Advocate filed a Protest and Public Statement in regards to Exeter's *nunc pro tunc* Application for a Certificate of Public Convenience.