

# John J. Gallagher

Attorney at Law

711 Forrest Road, Harrisburg, PA 17112

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August 4, 2020

## VIA HAND DELIVERY

Honorable Rosemary Chiavetta  
Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

**Re: John & Donna Hersca v. Twin Lakes Utilities, Inc.**  
**Docket No. C-2020-3020883**  
**Motion for Admission Pro Hac Vice**

Dear Secretary Chiavetta:

Please find enclosed a copy of the Twin Lakes Utilities Inc. Motion for Admission Pro Hac Vice, a Certificate of Service and Verified Statements of both Counsel in the above-captioned matter.

Should you have any questions concerning this correspondence please contact me at your convenience. Copies of this correspondence have been served on the parties listed in the attached Certificate of Service.

Sincerely,



John J. Gallagher

Enclosures

cc: Certificate of Service

## CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participants, listed below, in the manner indicated below, and in accordance with the requirements of § 1.54 (relating to service by a party).

### VIA FIRST CLASS MAIL

Mr. John and Donna Hersca  
110 Sagamore Road  
Shohola, PA 18458

Hon. Joel L. Cheskis  
Office of Administrative Law Judge  
PA Public Utility Commission  
P.O. Box 3265  
400 North Street  
Harrisburg, PA 17101-3265

Dated: August 4, 2020



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John J. Gallagher  
711 Forrest Road  
Harrisburg, PA 17112  
[jgallagher@jglawpa.com](mailto:jgallagher@jglawpa.com)  
Counsel for Twin Lakes  
Utilities Inc.

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

John & Donna Hersca

v.

Twin Lakes Utilities, Inc.

Docket No. C-2020-3020883

**MOTION FOR ADMISSION PRO HAC VICE**

Pursuant to Rule 5.103 of the rules of Administrative Practice and Procedure of the Pennsylvania Public Utility Commission and Rule 301(b) of the Pennsylvania Bar Admission Rules, Attorney of Record for Twin Lakes Utilities, Inc., John J. Gallagher, Esq., respectfully requests the Presiding Administrative Law Judge to enter an Order granting admission *pro hac vice* to Jay L. Kooper as counsel for Twin Lakes Utilities, Inc. (“Twin Lakes”) for all purposes in relation to this proceeding. In support of this Motion, the Movant, John J. Gallagher, avers as follows:

1. I am an active member of the Bar of the Pennsylvania Supreme Court (PA ID:24589). Pursuant to 52 Pa. Code §1.24(b)(1), I have entered my appearance as counsel of record for Twin Lakes in this proceeding.

2. Jay L. Kooper is an attorney and the Vice President, General Counsel & Secretary of Middlesex Water Company (“Middlesex”), a New Jersey corporation and the parent company of Twin Lakes. Middlesex is located at 485C Route One South, Suite 44, Iselin, New Jersey 08830. Mr. Kooper is admitted to practice law in New Jersey (Attorney No. 31182002, admitted 2002), New York (Attorney No. 2973873, admitted 1999) and Connecticut (Attorney No. 416084, admitted 1998). Mr. Kooper is currently on active status and is in good standing.

Mr. Kooper has never been suspended, disbarred, or been the subject of disciplinary proceedings in Pennsylvania or any other state.

3. Mr. Kooper agrees to be bound by and comply with applicable statutes, case law and procedural rules of the Commonwealth of Pennsylvania, the Pennsylvania Rules of Professional Conduct, and the Rules of this Commission. Mr. Kooper agrees to submit to the jurisdiction of the Pennsylvania Courts and Pennsylvania Disciplinary Board with respect to acts and omissions occurring during his appearance in this matter.

4. Mr. Kooper has consented to the appointment of John J. Gallagher as his sponsor, who has filed his notice of appearance in this matter and who will remain counsel of record on behalf of Twin Lakes.

WHEREFORE, John J. Gallagher, Movant and Counsel of Record for Twin Lakes, respectfully moves for the admission of Jay L. Kooper to appear in this matter *pro hac vice* for Twin Lakes for all permissible purposes in relation to this proceeding.

Respectfully submitted,



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John J. Gallagher, Esq.  
Attorney at Law  
711 Forrest Road  
Harrisburg, PA 17112  
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(717) 599-5839

Counsel for Twin Lakes Utilities Inc

Dated: August 4, 2020

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

John & Donna Hersca

v.

Twin Lakes Utilities, Inc.

Docket No. C-2020-3020883

**SPONSOR'S VERIFIED STATEMENT IN SUPPORT OF  
MOTION FOR ADMISSION PRO HAC VICE**

I, John J. Gallagher, state the following:

1. After reasonable investigation, I reasonably believe that Jay L. Kooper is a reputable and competent attorney. Accordingly, I am in a position to recommend his admission *pro hac vice* in the above-captioned matter.

2. Any proceeds from the settlement of a cause of action in which Mr. Kooper is granted admission *pro hac vice* shall be received, held, distributed, and accounted for in accordance with Rule 1.15 of the Pennsylvania Rules of Professional Conduct, including the IOLTA provisions thereof, if applicable.

3. I shall remain the attorney of record for this case, as required by the Pennsylvania Rules of Civil Procedure.

4. I verify that the facts set forth herein are true and correct, to the best of my knowledge, information, and belief, and that I would be able to prove the same if a hearing were held regarding such facts. I understand that the statements are made subject to the penalties of 18 Pa. C.S. §4904 (relating to falsifications to authorities).

Respectfully submitted,



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John J. Gallagher, Esq.  
Attorney at Law  
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(717) 599-5839

Counsel for Twin Lakes Utilities Inc

Dated: August 4, 2020

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

John & Donna Hersca

v.

Twin Lakes Utilities, Inc.

Docket No. C-2020-3020883

**VERIFIED STATEMENT OF JAY L. KOOPER IN SUPPORT OF MOTION FOR  
ADMISSION PRO HAC VICE**

Pursuant to 52 Pa. Code §§ 1.22(b) and 5.103 and Rule of Civil Procedure 1012.1, John J. Gallagher, a member of the bar of the Supreme Court of Pennsylvania (PA [ID:24589](#)), is moving for my admission *pro hac vice* in the above-captioned proceeding. In support of said sponsor's motion, I, the candidate, Jay L. Kooper, submit this verified statement:

1. I am admitted to practice in and am a member in good standing of the bars of New Jersey (Attorney No. 31182002, admitted 2002), New York (Attorney No. 2973873, admitted 1999) and Connecticut (Attorney No. 416084, admitted 1998). I never been suspended, disbarred, or otherwise disciplined, not am I currently the subject of any disciplinary proceeding.

2. I shall comply with and be bound by the applicable statutes, case law, and procedural rules of the Commonwealth of Pennsylvania, including the Pennsylvania Rules of Professional Conduct.

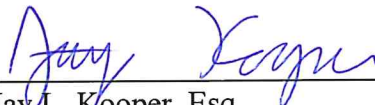
3. I shall submit to the jurisdiction of Pennsylvania courts and the Pennsylvania Disciplinary Board with respect to acts and omissions occurring during the appearance in the matter for which admission *pro hac vice* is being sought.

4. I consent to the appointment of the sponsoring attorney, John J. Gallagher, as the agent upon whom service of process shall be made for all actions, including

disciplinary actions, that may arise out the the practice of law in the matter for which admission *pro hac vice* is sought.

5. I verify that the facts set forth herein are true and correct, to the best of my knowledge, information, and belief, and that I would be able to prove the same if a hearing were held regarding such facts. I understand the athr statements are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to falsifications to authorities).

Respectfully submitted,



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Jay L. Kooper, Esq.  
Vice President, General Counsel & Secretary  
Middlesex Water Company,  
and  
Secretary  
Twin Lakes Utilities, Inc.  
485C Route One South, Suite 400  
Iselin, NJ 08830  
[jkooper@middlesexwater.com](mailto:jkooper@middlesexwater.com)  
(732) 638-7506

Dated: August 5, 2020