*Via electronic service only due to Emergency Order at Docket No. M-2020-3019262*

**BEFORE THE**

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Aqua Pennsylvania Wastewater, : A-2021-3024267

Inc., (APW), under Sections 1102 and 1329 of :

the Pennsylvania Public Utility Code, 66 Pa C.S. :

§§ 1102(a) and 1329 (relating to enumeration of :

acts requiring certificate and valuation of :

acquired water and wastewater systems), for :

approval of: (1) the transfer, by sale, of :

substantially all of the wastewater system assets, :

properties and rights of Lower Makefield Township :

(LMT) related to its wastewater collection and :

conveyance system; (2) the right of APW to begin :

to offer or furnish wastewater service to the public :

in Lower Makefield Township, Bucks County, :

Pennsylvania; and (3) the use for ratemaking :

purposes of the lesser fair market value or the :

negotiated purchase price of the LMT assets related :

to its wastewater collection and conveyance system.:

**INTERIM ORDER**

**SETTING DEADLINE TO FILE RESPONSE TO PETITION OF AQUA**

**PENNSYLVANIA WASTEWATER, INC FOR PROTECTIVE ORDER**

This proceeding concerns the Application of Aqua, filed May 14, 2021, for approval of its acquisition of the Lower Makefield Township (Township) wastewater system assets pursuant to Sections 1102, l 329 and 507 of the Public Utility Code.

On June 29, 2021, a Petition To Intervene was filed by Lower Makefield Township.

By Secretarial Letter dated August 5, 2021, the Commission acknowledged receipt of the Application and advised that notice of its filing would be published in the Pennsylvania Bulletin on August 21, 2021.

On August 5, 2021, a Protest was filed by Barry Summers.

On August 11, 2021, an interim order was entered which, *inter alia*, scheduled a prehearing conference in this proceeding for September 9, 2021.

On August 13, 2021, a Protest was filed by Kevin Cauley and Beth Cauley.

On August 18, 2021, a Petition Of Aqua Pennsylvania Wastewater, Inc For Protective Order (Petition) was filed, requesting the issuance of a protective order in this proceeding. Attached to the Petition was a Certificate of Service which did not certify that a copy of the Petition was served upon the Protestants, Barry Summers, Kevin Cauley or Beth Cauley. The Certificate of Service indicates that the Petition was served upon Lower Makefield Township.

Under the circumstances, Aqua Pennsylvania Wastewater, Inc will be directed to serve Protestants, Barry Summers, Kevin Cauley and Beth Cauley with a copy of the Petition on or before August 25, 2021, and a deadline will be established for Protestants, Barry Summers, Kevin Cauley and Beth Cauley to file a responsive pleading to the Petition, on or before August 31, 2021.

THEREFORE,

IT IS ORDERED:

1. That on or before August 25, 2021, Aqua Pennsylvania Wastewater, Inc shall serve Protestants, Barry Summers, Kevin Cauley and Beth Cauley with a copy of the Petition Of Aqua Pennsylvania Wastewater, Inc For Protective Order filed on August 18, 2021.
2. That on or before August 31, 2021, Protestants, Barry Summers, Kevin Cauley and Beth Cauley shall be permitted to file a responsive pleading or objections to the Petition Of Aqua Pennsylvania Wastewater, Inc For Protective Order, and serve copies of the response and/or objections, if any, to all Parties to this proceeding and to the undersigned presiding officer.
3. That the Parties to this proceeding shall prepared to address the issues identified in the interim order entered on August 11, 2021 and any objections to the Petition(s) to intervene and Protests filed in this proceeding.

Date: August 24, 2021 /s/ Jeffrey A. Watson Administrative Law Judge

**A-2021-3024267 - Aqua Pennsylvania Wastewater, Inc. Section 1329 Application for the Acquisition of Lower Makefield Township Wastewater System Assets**

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