



September 13, 2021

VIA E-FILING

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

**Re: TANYA J. MCCLOSKEY, ACTING CONSUMER ADVOCATE V. HIDDEN VALLEY
UTILITY SERVICES, L.P. – WATER, DOCKET NO. C-2014-2447138**

**TANYA J. MCCLOSKEY, ACTING CONSUMER ADVOCATE V. HIDDEN VALLEY
UTILITY SERVICES, L.P. – WASTEWATER, DOCKET NO. C-2014-2447169**

**HIDDEN VALLEY UTILITY SERVICES, L.P. – STATUS REPORT ON COMPLIANCE WITH
ORDER ENTERED JANUARY 18, 2018 AND RECONSIDERED MAY 3, 2018**

Dear Secretary Chiavetta:

Enclosed for filing with the Pennsylvania Public Utility Commission is the 60-day status report required by Ordering Paragraph No. 17 of the Commission's Order in the above-referenced matters. All parties to this proceeding are being served as shown on the attached Certificate of Service.

Please contact me if you have any questions regarding this filing. Thank you.

Sincerely,

COZEN O'CONNOR

By: Jonathan P. Nase
Counsel for *Hidden Valley Utility Services, L.P.*

JPN:kmg
Enclosure

cc: Hon. Katrina L. Dunderdale
Per Certificate of Service
Paul Diskin, Director, Bureau of Technical Utility Services
James Kettler

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Tanya J. McCloskey, Acting Consumer Advocate	:	
	:	
	:	Docket No. C-2014-2447138
v.	:	
	:	
Hidden Valley Utility Services, L.P. – Water	:	
	:	
and	:	
	:	
Tanya J. McCloskey, Acting Consumer Advocate	:	
	:	
	:	Docket No. C-2014-2447169
v.	:	
	:	
Hidden Valley Utility Services, L.P. – Wastewater	:	

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing correspondence filing the **September 2021 Status Report** upon the parties, listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

DUE TO THE COVID-19 EMERGENCY, SERVICE IS BEING MADE VIA E-MAIL ONLY:

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DATED: September 13, 2021



Jonathan P. Nase, Esquire
Counsel for *Hidden Valley Utility Services, L.P.*

**Hidden Valley Utility Services, L.P (“HVUS”) Compliance Timeline
per May 3, 2018 PUC Order on Reconsideration in
Docket Nos. C-2014-2447138 and C-2014-2447169**

Task to be completed on or before	Task	Source – Ordering Paragraph	Status
1-19-18	HVUS will pay all electric and telephone bills timely and execute forms authorizing Penelec to provide monthly billing and payment information for HVUS accounts to the OCA.	15.	HVUS is paying all electric and telephone bills timely. On May 9, 2018, HVUS authorized Penelec to provide monthly billing and payment information for HVUS accounts to the OCA.
1-19-18	HVUS will have a spare pump and motor available for Well No. 1 within 72 hours of the primary pump and motor becoming inoperable.	22.	HVUS has confirmed with its supplier that pumps and motors necessary for well #1 can be available within 72 hours of notice. ¹
1-19-18	HVUS will maintain an operable, installed second high lift pump.	24.	The second high lift pump is installed and operational. The pump was installed in Dec. 2014, and a new electric check valve was installed in February 2015. Therefore, the second high lift pump has been operational since February 2015.
1-19-18	HVUS will provide an annual update of telephone service numbers, including copies of bills, so that customers can reliably contact HVUS.	15.	Customer bills include the following working telephone numbers for HVUS: (814) 443-0825 (877) 523-8181. In addition, in April, 2018, HVUS obtained the following toll-free number, which was listed in the customer notice of its rate

¹ This paragraph applies until a permanent solution to the iron and manganese problem is in place. As discussed below, the water treatment plant is now operational.

Task to be completed on or before	Task	Source – Ordering Paragraph	Status
			<p>increase in R-2018-3001306 and R-2018-3001307: (833) HVUS800 On May 18, 2018, HVUS provided a copy of phone bills from the previous year to verify compliance. On July 16, 2019, HVUS provided its annual update of telephone service numbers to the Commission, including copies of bills. On May 15, 2020, HVUS provided its annual update of telephone service numbers to the Commission, including copies of bills. On May 14, 2021, HVUS provided its annual update of telephone service numbers to the Commission, including copies of bills.</p>
3-19-18	HVUS will consult with OCA re modifications to its consumer bills.	12.	A new invoice format was sent to the OCA on March 15, 2018. The OCA made recommendations, which were adopted by HVUS.
3-19-18	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the January 18, 2018 order.	17.	HVUS attempted to file on March 19, 2018, but used the wrong docket numbers. The status report was re-filed on April 11, 2018.
4-18-18	<p>HVUS will file with the Commission a report from an engineer regarding its water system, including a schedule to replace/test customer meters to obtain compliance by April 30, 2019. Copies are to be provided to TUS and OCA within 14 days of receipt. If the means to address iron and manganese is treatment of water from Wells 1 and 2, HVUS</p>	6, 7 and 23	<p>The engineer’s report was filed with the Commission on April 18, 2018. A copy was provided to TUS and OCA that same day. With regard to water meter testing and replacement, 52 Pa. Code § 65.8 requires periodic testing of water meters. HVUS is in compliance with this regulation.</p>

Task to be completed on or before	Task	Source – Ordering Paragraph	Status
	will install instrumentation to control the on/off cycle of Well 2. ²		HVUS has installed a water treatment plant (“WTP”) to address the iron and manganese in the water. Jefferson Township, Somerset County issued a Certificate of Use and Occupancy for the WTP on May 28, 2021 and the Pennsylvania Department of Environmental Protection (“DEP”) issued an Operation Permit authorizing the operation of the WTP on June 17, 2021. The WTP is now operational. Attachment A is a laboratory report dated August 31, 2021, which was filed with DEP. It shows that HVUS’s raw water had an iron content of 1.13 mg/L, but the finished water had an iron content of only 0.11 mg/L. Similarly, it shows that HVUS’s raw water had a manganese content of 0.088 mg/L, whereas its finished water had a manganese content of less than 0.010 mg/L. The construction included the installation of instrumentation to control the on/off cycle of Well 2.
4-18-18	HVUS will file with the Commission a report from an engineer regarding its wastewater system. Copies are to be provided to TUS and OCA within 14 days.	9. and 10.	The report was filed with the Commission on April 18, 2018. A copy was provided to TUS and OCA that same day.
4-18-18	HVUS will modify its billing practices to ensure that all bills are compliant with Commission rules, regulations and orders. A copy of the	12. and 13.	A revised bill was submitted to BCS and TUS on April 18, 2018. On April 24, 2018, BCS provided recommendations, which HVUS

² The Commission’s Order is unclear when HVUS is required to install the instrumentation.

Task to be completed on or before	Task	Source – Ordering Paragraph	Status
	revised bill form is to be submitted to the PUC for review by BCS and TUS.		agreed to implement. HVUS notified the OCA of BCS’s recommendations and HVUS’s agreement to implement them. HVUS used a modified billing format starting with the 3 rd Quarter billing cycle of 2018 and has further modified its bill format for the 2 nd Quarter billing cycle of 2019.
4-18-18	HVUS will modify practices to comply with its tariff, the Code, the Commission’s regulations and orders.	16.	HVUS is constantly modifying its practices to comply with the Code, the Commission’s regulations and orders.
5-18-18	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	The Status Report was filed with the Commission on May 18, 2018.
6-30-18	HVUS will replace 1,500 feet of 3-inch line to the Heights and 1,000 feet of 2-inch line to Valley View.	5.a.	The line to the Heights was completed approximately June 8, 2016. A 6” diameter pipe to Valley View was installed by October 20, 2016. In addition, a loop was constructed at Lake Road, which was completed by November 14, 2016.
6-30-18	HVUS will begin conducting semi-annual customer meetings.	5.b.	A customer meeting was held on May 19, 2018 with approximately 125 customers in attendance. Representatives from the OCA were present at the meeting.
7-17-18	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this Status Report on July 17, 2018.
7-17-18	HVUS will amend any prior reports to the PUC containing incorrect information and ensure that it is filing reports with correct information.	14.	HVUS submitted revised annual PUC reports to the Commission on July 17, 2018. Further corrected reports were filed on or about June 27, 2019 as required by the Commission’s

Task to be completed on or before	Task	Source – Ordering Paragraph	Status
			Order at Docket Nos. R-2018-3001306 and R-2018-3001307.
9-17-18	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this Status Report on September 17, 2018.
11-16-18	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this Status Report on November 16, 2018.
12-31-18	HVUS will conduct another semi-annual customer meeting.	5.b.	HVUS conducted a semi-annual customer meeting on December 22, 2018.
12-31-18	HVUS will conduct a pressure survey in compliance with 52 Pa. Code § 65.6(d). HVUS shall install booster pumping stations if pressure is inadequate.	22.	HVUS conducted a pressure survey in May, 2018 and another pressure survey in December, 2018. Based on those results, HVUS will not install booster pumping stations.
1-16-19	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	5.b.	HVUS filed this Status report on January 16, 2019.
1-31-19	HVUS will comply with all recommendations in the engineer’s wastewater report.	11.	On January 31, 2019, HVUS’s engineer filed a verified status report indicating the tasks that were completed, the tasks that were removed from the engineer’s wastewater report (and the reasons for removing each task from the report), and the tasks that remained outstanding. On February 14, 2020, HVUS’s engineer filed a verified status report indicating that all remaining items on the engineer’s report had been completed.
1-31-19 (or when all repairs	HVUS will file a final status report with copies to the OCA and TUS.	19.	The status reports described in the preceding paragraph were filed with the Commission on

Task to be completed on or before	Task	Source – Ordering Paragraph	Status
required by the order have been made)			the dates indicated and copies were provided to the OCA and TUS.
3-18-19	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	The required status report was filed on March 18, 2019.
March 31, 2019 or 60 days after the final status report	TUS will investigate the water quality and the water and wastewater services being provided by HVUS. If the repairs have not been made or the water quality is inadequate, OALJ will hold an evidentiary hearing in which the burden of proof will be on HVUS.	20.	TUS staff was scheduled for a site visit in mid-March 2019, but cancelled that visit.
4-18-19	Within 1 year of the date of the engineer’s report on the water system, HVUS will comply with all recommendations in the engineer’s water report.	8.	On October 18, 2018, HVUS filed a Petition for Amendment seeking to modify this deadline. By Opinion and Order entered January 17, 2019, the Commission denied this Petition. HVUS filed a Petition for Review with the Commonwealth Court of Pennsylvania on February 19, 2019, asking the Court to modify the deadline. This appeal was quashed by order of May 15, 2019 and the matter was remanded for hearings. A hearing was held on May 20, 2020, briefs and reply briefs have been filed. The record was reopened in February 2021, and additional evidence was submitted between March 1 and June 25, 2021. With regard to the status of the WTP, see pages 2-3 above.

Task to be completed on or before	Task	Source – Ordering Paragraph	Status
5-17-19	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on May 16, 2019.
6-30-19	HVUS will conduct another customer meeting.	5.b.	This meeting was held on June 8, 2019.
7-16-19	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on July 16, 2019.
9-16-19	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on September 16, 2019.
11-15-19	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on November 15, 2019.
12-31-19	HVUS will conduct another customer meeting.	5.b.	This meeting was held on December 21, 2019.
12-31-19	HVUS will conduct a pressure survey in compliance with 52 Pa. Code § 65.6(d). HVUS shall install booster pumping stations if pressure is inadequate.	22.	HVUS conducted a pressure survey during 2019. Based on those results, HVUS will not install booster pumping stations.
1-14-20	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on January 14, 2020.
3-16-20	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on March 16, 2020.
5-15-20	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on May 15, 2020.
6-30-20	HVUS will conduct another customer meeting.	5.b.	HVUS filed a Petition requesting an extension of time to hold this meeting in person, but that Petition was denied. HVUS held a virtual

Task to be completed on or before	Task	Source – Ordering Paragraph	Status
			customer meeting on July 15, 2020 due to the COVID-19 Pandemic. In addition, as discussed above, HVUS management met on-site every other week from approximately October 2020 to June 2021 with a subcommittee of the Board of Directors of the Hidden Valley Foundation, Inc. regarding the status of the WTP project.
7-14-20	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on July 14, 2020.
9-14-2020	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on September 14, 2020.
11-13-2020	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on November 13, 2020.
12-31-2020	HVUS will conduct another customer meeting.	5.b.	HVUS management met with customers via Zoom on November 18, 2020.
12-31-2020	HVUS will conduct a pressure survey in compliance with 52 Pa. Code § 65.6(d). HVUS shall install booster pumping stations if pressure is inadequate.	22.	HVUS conducted a pressure survey during May, 2020. Based on those results, HVUS will not install booster pumping stations.
1-12-2021	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on January 12, 2021
3-15-2021	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	This status report was filed early, on March 1, 2021.

Task to be completed on or before	Task	Source – Ordering Paragraph	Status
5-14-2021	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order	17.	HVUS filed the status report on May 14, 2021.
6-30-21	HVUS will conduct another customer meeting.	5.b.	HVUS management postponed this meeting so it could report to homeowners on the performance of the WTP (which became operational on June 18, 2021). Consistent with past practice, HVUS has been working with the Hidden Valley Foundation, Inc. to coordinate the customer meeting with the homeowners' meeting. The customer meeting is expected to be held in September, 2021.
7-13-21	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed the status report on July 13, 2021.
9-13-21	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	This document is the required status report.
TBD	When HVUS complies with all ordering paragraphs, the Secretary's Bureau will close the complaint proceedings.	27	

ATTACHMENT A

Raw Water Analysis and Finished Water Analysis

August 2021

Laboratory Results

Geochemical Testing

Date: 30-Aug-21

CLIENT:	HIDDEN VALLEY UTILITIES SERVICES LP	Client Sample ID:	Raw Water
Lab Order:	G2108C96		PWS ID# 4560049
Project:		Sampled By:	Hidden Valley
Lab ID:	G2108C96-001	Collection Date:	8/23/2021 10:00:00 AM
Matrix:	GROUNDWATER	Received Date:	8/23/2021 12:09:51 PM

Analyses	Result	QL	Q	Units	DF	Date Prepared	Date Analyzed
INORGANIC METALS		Analyst: LEB				EPA 200.7	EPA 200.7
Iron	1.13	0.05	**	mg/L	1	08/24/21 11:15 AM	08/25/21 11:35 AM
Manganese	0.088	0.010	**	mg/L	1	08/24/21 11:15 AM	08/26/21 4:03 PM

Laboratory Results

Geochemical Testing

Date: 30-Aug-21

CLIENT:	HIDDEN VALLEY UTILITIES SERVICES LP	Client Sample ID:	Site 101 S Finished Water
Lab Order:	G2108C96		PWS ID# 4560049
Project:		Sampled By:	Hidden Valley
Lab ID:	G2108C96-002	Collection Date:	8/23/2021 10:00:00 AM
Matrix:	GROUNDWATER	Received Date:	8/23/2021 12:09:51 PM

Analyses	Result	QL	Q	Units	DF	Date Prepared	Date Analyzed
INORGANIC METALS		Analyst: LEB				EPA 200.7	EPA 200.7
Iron	0.11	0.05		mg/L	1	08/24/21 11:15 AM	08/25/21 11:37 AM
Manganese	< 0.010	0.010		mg/L	1	08/24/21 11:15 AM	08/26/21 4:05 PM

