*Via electronic service only due to Emergency Order at 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 MOTIONS OF AQUA PENNSYLVANIA WASTEWATER INC., TO STRIKE TESTIMONY OF PETER A. LACHANCE AND PORTIONS OF TESTIMONY OF BARRY SUMMERS**

On September 16, 2021, Aqua Pennsylvania Wastewater Inc (APW or Aqua), filed a Motion of Aqua Pennsylvania Wastewater Inc To Strike The Testimony Of Peter A. Lachance. The Motion included a Notice that responsive pleadings may be filed within 20 days of the filing. On August 27, 2021, a Protest was filed by Peter A. Lachance

On September 17, 2021, Aqua Pennsylvania Wastewater Inc filed a Motion of Aqua Pennsylvania Wastewater Inc To Strike Portions Of The Testimony Of Barry Summers. The Motion included a Notice that responsive pleadings may be filed within 20 days of the filing. On August 5, 2021, a Protest was filed by Barry Summers.

A Telephonic Prehearing Conference was held in this proceeding on September 9, 2021 and a litigation schedule was established, which included an expedited discovery schedule and deadlines in this proceeding.

A Public Input hearing has been scheduled for September 23, 2021 and the evidentiary hearing has been scheduled for September 29-30, 2021.

Based upon the aforesaid and given the time limitations imposed in Section 1329 Application proceedings, the following order will be entered.

THEREFORE,

IT IS ORDERED:

1.That any responsive pleading to theMotion of Aqua Pennsylvania Wastewater Inc To Strike The Testimony Of Peter A. Lachance and the Motion of Aqua Pennsylvania Wastewater Inc To Strike Portions Of The Testimony Of Barry Summers, shall be filed with the Commission Secretary and served upon the Parties and the undersigned presiding officer not later than 4:30 p.m. on Wednesday, September 22, 2021.

2. That a decision on the Motion of Aqua Pennsylvania Wastewater Inc To Strike The Testimony Of Peter A. Lachance and the Motion of Aqua Pennsylvania Wastewater Inc To Strike Portions Of The Testimony Of Barry Summers will be entered promptly following the deadline for responses of 4:30 p.m. on Wednesday, September 22, 2021.

Date: September 17, 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**

ALEXANDER R STAHL COUNSELAQUA PENNSYLVANIA INC762 W LANCASTER AVEBRYN MAWR PA 19010610-645-1130astahl@aquaamerica.comAccepts EService

ERIN FUREOFFICE OF SMALL BUSINESS ADVOCATEFORUM PLACE555 WALNUT STREET 1ST FLOORHARRISBURG PA 17101717-783-2525efure@pa.govAccepts EService THOMAS NIESEN ESQUIRETHOMAS NIESEN & THOMAS LLC212 Locust Street Ste 302HARRISBURG PA 17101717.255.7600tniesen@tntlawfirm.comAccepts EService ERIKA MCLAIN ESQUIREPO Box 3265HARRISBURG PA 17105-3265717-783-6170ermclain@pa.govAccepts EService

THOMAS WYATT PARTNER  
MATTHEW OLESH ESQUIRESYDNEY N MELILLO ESQUIRE  
OBERMAYER REBMANN MAXWELL & HIPPEL LLPCenter Square West1500 MARKET STREET SUITE 3400PHILADELPHIA PA 19102215-665-3200  
215-665-3043 thomas.wyatt@obermayer.comSydney.Melillo@obermayer.com  
Accepts EService HARRISON W BREITMAN ATTORNEY ERIN L GANNON ESQUIREOFFICE OF CONSUMER ADVOCATE555 Walnut Street 5th FloorFORUM PLACEHARRISBURG PA 17101717-783-5048hbreitman@paoca.org  
egannon@paoca.orgAccepts EService

BARRY SUMMERS

232 ASPEN ROAD

YARDLEY PA 19067

[BLSUMMERS5@VERIZON.NET](mailto:Blsummers5@verizon.net)

KEVIN AND BETH CAULEY

1355 JAMES COURT

YARDLEY PA 19067

**215-860-2416**

[jcauley679@aol.com](mailto:jcauley679@aol.com)

[artage2000@aol.com](mailto:artage2000@aol.com)

JOHN CHAR7218 HILLTOP ROADUPPER DARBY PA 19082610-352-5644JACK.CHAR1@VERIZON.NET

JAAN PESTI 1367 BRENTWOOD RDYARDLEY PA 19067215-860-3010jaansu@gmail.com

PETER LACHANCE484 Stony Hill RdYARDLEY PA 19067-5721peter@LMTconstable.comAccepts EService

KEISHA JACKSON-SPENCE

PO BOX 309

BLAKESLEE PA 18610

570-355-5315

[Chadabby28@yahoo.com](mailto:Chadabby28@yahoo.com)