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December 6, 2021

VIA ELECTRONIC FILING

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

**Re: Section 529 Investigation of North Heidelberg Sewer Company;
Docket No. I-2018-3001161**

Dear Secretary Chiavetta:

Enclosed for filing please find the Prehearing Conference Memorandum of Metropolitan Edison Company in the above-referenced matter.

As indicated on the attached Certificate of Service, copies have been served on the parties in the manner indicated.

Please contact me with any questions regarding this matter.

Very truly yours,



Tori L. Giesler

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Enclosures

c: As Per Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

SECTION 529 INVESTIGATION OF :
NORTH HEIDELBERG SEWER : **Docket No. I-2018-3001161**
COMPANY :

**PREHEARING CONFERENCE MEMORANDUM OF
METROPOLITAN EDISON COMPANY**

Pursuant to the November 23, 2021 Prehearing Conference Order issued by Administrative Law Judge Steven K. Haas (the "ALJ") and the Pennsylvania Public Utility Commission's ("Commission") regulations at 52 Pa. Code § 5.222(d), Metropolitan Edison Company ("Met-Ed") hereby submits its Prehearing Conference Memorandum in the above-captioned proceeding.

I. HISTORY OF THE PROCEEDING

On February 9, 2018, the Commission issued an Order at Docket No. M-2018-2645983 initiating a proceeding directing the appointment of a receiver for North Heidelberg Sewer Company ("NHSC") under 66 Pa.C.S. § 529 and directing that an investigation be undertaken to determine whether a capable utility should be ordered to acquire NHSC consistent with the Commission's authority under Section 529. This investigation was subsequently initiated at Docket No. I-2018-3001161 (the "Investigation"). On May 25, 2018, the Commission issued a Hearing Notice at Docket No. I-2018-3001161 setting an initial pre-hearing conference to be held on July 17, 2018. On June 1, 2018, a Notice of Section 529 Acquisition Investigation was issued calling for petitions or responsive pleadings to be filed no later than June 22, 2018. On June 21, a Petition to Intervene was filed by Pennsylvania American Water Company ("PAWC"), and on

June 22, 2018, Met-Ed filed its Petition to Intervene. On June 25, ALJ Haas issued an Order joining PAWC and Suez Water Pennsylvania, Inc. as indispensable parties, but did not address the Petition filed by Met-Ed. On June 27, 2018, the ALJ issued a Prehearing Conference Order requiring that all parties file and serve a prehearing memorandum no later than noon on Friday, July 13, 2018. On July 17, 2018, a Further Prehearing Conference Order was issued and on November 19, 2018, a Prehearing Conference was held. On December 3, 2018, a Litigation Schedule Order was entered. On January 28, 2019, a Motion to Delay Procedural Schedule was filed and, on February 1, 2019, the Motion was granted and litigation was suspended. Various status reports were filed throughout 2019 and 2020. On September 14, 2021, a Petition was filed by Aqua Pennsylvania Wastewater, Inc. to affirm and clarify the conditions of receivership. On October 7, 2021, an Order was entered. On November 23, 2021, the ALJ issued a Prehearing Conference Order requiring that all parties file and serve a prehearing memorandum no later than noon on Monday, December 6, 2021.

II. STATEMENT OF ISSUES

While Met-Ed is not a proximate service provider or municipality, it has petitioned to intervene due to its substantial, immediate, and direct interest in this proceeding relative to Met-Ed's ability to recover NHSC's still-outstanding arrearage which was the subject of Docket No. P-2017-2594688, and which in part led to the establishment of the Investigation. Met-Ed's interest in this proceeding will be limited to the timely disposition of that debt through the course of both the proceeding and any takeover directed as a result of this proceeding. For all other issues raised in this proceeding, Met-Ed does not intend to take an active party role.

III. SERVICE LIST

For purposes of both formal hard copy service and informal electronic service in this proceeding, please include Tori L. Giesler on the service list as follows:

Tori L. Giesler
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Met-Ed agrees to electronic service for purposes of this proceeding.

III. WITNESSES

Although Met-Ed currently has not identified any witnesses, Met-Ed reserves its right to present witnesses and testimony based on developments in the proceeding.

V. PROCEEDING SCHEDULE

Met-Ed looks forward to collaborating with the ALJ and parties in this matter to reach an agreeable procedural schedule.

VI. SETTLEMENT

Met-Ed is willing to participate in any settlement discussions regarding these proceedings.

VII. CONCLUSION

WHEREFORE, Metropolitan Edison Company respectfully submits this Prehearing Conference Memorandum.

Respectfully submitted,

Dated: December 6, 2021



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**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

SECTION 529 INVESTIGATION OF :
NORTH HEIDELBERG SEWER : **Docket No. I-2018-3001161**
COMPANY :

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true and correct copy of the Prehearing Conference Memorandum of Metropolitan Edison Company upon the individuals listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

Service by electronic mail, as follows:

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Dated: December 6, 2021

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