### **COMMONWEALTH OF PENNSYLVANIA**



#### OFFICE OF CONSUMER ADVOCATE

555 Walnut Street, 5th Floor, Forum Place Harrisburg, Pennsylvania 17101-1923 (717) 783-5048 800-684-6560

December 17, 2021



# Via Electric Mail Only

The Honorable Steven K. Haas Pennsylvania Public Utility Commission Office of Administrative Law Judge Commonwealth Keystone Building 400 North Street, 2nd Floor Harrisburg, PA 17120

Re: Application of Pennsylvania-American Water

Company Pursuant to Sections 507, 1102 and 1329 of the Public Utility Code for Approval of its Acquisition of the Wastewater System

Assets of York City Sewer Authority

Docket No. A-2021-3024681

Dear Judge Haas:

Enclosed please find a copy of the Direct Testimony being submitted on behalf of the Office of Consumer Advocate in the above-referenced proceeding, as follows:

Direct Testimony of Ralph C. Smith, OCA Statement 1

Copies have been served on the parties as indicated on the enclosed Certificate of Service. Due to the ongoing emergency period, hard copies of the OCA's testimony cannot be provided at this time. Hard copies can be provided, upon request, as normal operations resume. The OCA appreciates your understanding of this matter.

Respectfully submitted,

/s/ Harrison W. Breitman
Harrison W. Breitman
Assistant Consumer Advocate
PA Attorney I.D. # 320580
E-Mail: HBreitman@paoca.org

**Enclosures:** 

cc: PUC Secretary Rosemary Chiavetta, (Letter and Certificate of Service only)

Certificate of Service

\*321148

### CERTIFICATE OF SERVICE

Re: Application of Pennsylvania-American Water

Company Pursuant to Sections 507, 1102 and 1329:

of the Public Utility Code for Approval of its : Docket No. A-2021-3024681

Acquisition of the Wastewater System Assets of

York City Sewer Authority :

I hereby certify that I have this day served a true copy of the following document, the Office of Consumer Advocate's Direct Testimony as follows:

Direct Testimony of Ralph C. Smith, OCA Statement 1

upon parties of record in this proceeding in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant), in the manner and upon the persons listed below:

Dated this 17<sup>th</sup> day of December 2021.

## **SERVICE BY E-MAIL ONLY**

Carrie B. Wright, Esquire
Bureau of Investigation & Enforcement
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2<sup>nd</sup> Floor
Harrisburg, PA 17120

Harrisburg, PA 1712 carwright@pa.gov

Thomas Wyatt, Esquire Matthew S. Olesh, Esquire Sydney N. Melillo, Esquire

Obermayer Rebmann Maxwell & Hippel LLP

Centre Square West

1500 Market Street, Suite 3400

Philadelphia, PA 19102

thomas.wyatt@obermayer.com matthew.olesh@obermayer.com sydney.melillo@obermayer.com

Counsel for Manchester, West Manchester, Spring Garden and York Townships and

North York Borough

Susan Simms Marsh, Esquire
Deputy General Counsel
Pennsylvania-American Water Company
852 Wesley Drive
Mechanicsburg, PA 17055
susan.marsh@amwater.com
Counsel for PAWC-WD

Erin K. Fure, Esquire

Office of Small Business Advocate

555 Walnut Street 1<sup>st</sup> Floor, Forum Place Harrisburg, PA 17101-1923

efure@pa.gov

Adeolu A. Bakare, Esquire Vasiliki Karandrikas, Esquire Jo-Anne Thompson, Esquire McNees Wallace & Nurick, LLC

100 Pine Street P.O. Box 1166

Harrisburg, PA 17108-1166

<u>abakare@mcneeslaw.com</u>

<u>vkarandrikas@mcneeslaw.com</u>

<u>jthompson@mcneeslaw.com</u> *Counsel for the City of York* 

David P. Zambito, Esquire Jonathan P. Nase, Esquire Cozen O'Connor

17 North Second Street, Suite 1410

Harrisburg, PA 17101 dzambito@cozen.com

jnase@cozen.com

Counsel for PAWC-WD

### **SERVICE BY E-MAIL ONLY (continued)**

Thomas T. Niesen, Esquire
Thomas, Niesen & Thomas, LLC
212 Locust Street, Suite 302
Harrisburg, PA 17101
tniesen@tntlawfirm.com
Counsel for York City Sewer Authority

Michael W. Hassell, Esquire
Devin T. Ryan, Esquire
Post & Schell, P.C.
17 North Second Street, 12th Floor
Harrisburg, PA 17101-1601
mhassell@postschell.com
dryan@postschell.com
Counsel for The York Water Company

Stacey R. MacNeal, Esquire
Barley Snyder
100 East Market Street
York, PA 17401
smacneal@barley.com
Counsel for York City Sewer Authority

Gary Lehman 335 Pattison Street York, PA 17403-2415 (no email address provided)

/s/ Harrison W. Breitman
Harrison W. Breitman
Assistant Consumer Advocate
PA Attorney I.D. # 320580
E-Mail: HBreitman@paoca.org

Erin L. Gannon Senior Assistant Consumer Advocate PA Attorney I.D. # 83487 E-Mail: EGannon@paoca.org Christine Maloni Hoover Senior Assistant Consumer Advocate PA Attorney I.D. # 50026 E-Mail: CHoover@paoca.org

Counsel for:
Office of Consumer Advocate
555 Walnut Street
5<sup>th</sup> Floor, Forum Place
Harrisburg, PA 17101-1923
Phone: (717) 783-5048
Fax: (717) 783-7152
Dated: December 17, 2021

\*321149