

January 25, 2022

Via Electronic Filing

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17105-3265

In re: Docket No. A-2021-3026132
Application of Aqua Pennsylvania Wastewater, Inc. pursuant to Sections 1102,
1329, 507 and 2102 of the Public Utility Code for Approval of its Acquisition of
the Wastewater System Assets of East Whiteland Township

Dear Secretary Chiavetta:

We are counsel to Aqua Pennsylvania Wastewater, Inc. in the above matter and are submitting, via electronic filing with this letter, the following items in accordance with your letter of December 20, 2021:

- (1) A certificate verifying service of the Application upon designated entities: and
- (2) The proof of publication in the *Daily Local News* on January 5, 2022 and January 12, 2022.

Very truly yours,

THOMAS, NIESEN & THOMAS, LLC

By 

Thomas T. Niesen

cc: Sean Donnelly, Supervisor (via email, w/encl.)
Carrie B. Wright, Esquire (via email, w/encl.)
Laura J. Antinucci, Esquire (via email, w/encl.)
Erin K. Fure, Esquire (via email, w/encl.)
Alexander R. Stahl, Esquire (via email, w/encl.)
Thomas S. Wyatt, Esquire (via email, w/encl.)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Aqua Pennsylvania Wastewater, : Docket No. A-2021-3026132
Inc. (hereinafter referred to as “Aqua” or :
“Applicant”) pursuant to Sections 1102 and 1329 :
of the Public Utility Code for: :

(1) approval of the acquisition by Aqua of the :
wastewater system assets of East Whiteland :
Township (“EWT” or “Township”) situated :
within the Township of East Whiteland, Chester :
County, Pennsylvania; :

(2) approval of the right of Aqua to begin to :
offer, render, furnish and supply wastewater :
service to the public in portions of East :
Whiteland Township, Chester County, :
Pennsylvania; and :

(3) an order approving the acquisition that :
includes the ratemaking rate base of the East :
Whiteland Township wastewater system assets :
pursuant to Section 1329(c)(2) of the Public :
Utility Code. :

Request for Approval of Contracts, including :
Assignments of Contracts, between Aqua and :
East Whiteland Township, Pursuant to Section :
507 of the Public Utility Code :

Request for Approval of a Contract between :
Affiliated Interests, Pursuant to Section 2102 of :
the Public Utility Code :

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above referenced Application of Aqua Pennsylvania Wastewater, Inc. was served upon the persons on the date and in the manner listed below:

Electronic Service Via Share File on July 23, 2021

Daniel Searfoorce, Manager
Sean Donnelly, Supervisor
Janelle Eckman
Matthew Lamb
Clinton McKinley
Paul Zander
Bureau of Technical Utility Services
Pennsylvania Public Utility Commission

Christine Maloni Hoover
Interim Acting Consumer Advocate
Office of Consumer Advocate

Allison C. Kaster, Deputy Chief Prosecutor
Lisa Gumby, Fixed Utility Manager
Bureau of Investigation and Enforcement
Pennsylvania Public Utility Commission

Teresa Reed Wagner
Executive Director
Office of Small Business Advocate

Certified Mail, Return Receipt Requested, on January 5, 2022

Marc Lucca, President
Aqua Pennsylvania, Inc.
762 West Lancaster Avenue
Bryn Mawr, PA 19010

Brian N. O'Leary, AICP
Executive Director
Chester County Planning Commission
601 Westtown Road
West Chester, PA 19380

Robert J. Kagel, County Administrator
Chester County
313 W. Market Street, Suite 6202
West Chester, PA 19380

Deborah Abel, Chair
East Whiteland Township Planning
Commission
209 Conestoga Road
Frazer, PA 19355

Diana Stares, Acting Chief Counsel
Office of Chief Counsel
PA Dept. of Environmental Protection
Rachel Carson State Office Building
400 Market Street
Harrisburg, PA 17101

Patrick Patterson, Regional Director
PA Department of Environmental Protection
2 E. Main Street
Norristown, PA 19401-4915

Dana Pizarro, Chairman
East Goshen Township Municipal Authority
1580 Paoli Pike
West Chester, PA 19380-6199

Richard Orlow, Chairman
Board of Supervisors, East Whiteland Twp.
209 Conestoga Road
Frazer, PA 19355

William Flanagan, Chairperson
Uwchlan Township Municipal Authority
715 North Ship Road
Exton, PA 19341

Tiffany Loomis, Interim Borough Manager
Malvern Borough
1 East First Avenue
Malvern, PA 19355

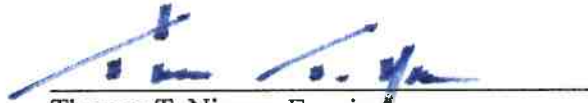
Charles Bennett, Chairman
Tredyffrin Township Municipal Authority
1100 DuPortail Road
Berwyn, PA 19312

Norman Vutz, Chair
Valley Forge Sewer Authority
333 Pawling Road
Phoenixville, PA 19460

Theodore Murphy, Esquire, Chair
West Goshen Township Sewer Authority
1025 Paoli Pike
West Chester, PA 19380

Rajesh Kumbhardare, Chair
Board of Supervisors
West Whiteland Township
101 Commerce Drive
Exton, PA 19341

Sally Slook, Township Manager
Willistown Township
Charles E. Coxe Memorial Campus
688 Sugartown Road
Malvern, PA 19355



Thomas T. Niesen, Esquire
PA ID No. 31379

Dated this 25th day of January, 2022

PHILADELPHIA GROUP

AFFIDAVIT OF PUBLICATION
307 Derstine Avenue • Lansdale, PA 19446

THOMAS NIESEN & THOMAS LLC
212 LOCUST STREET

STE 302

HARRISBURG, PA 17101
Attention:

STATE OF PENNSYLVANIA,
COUNTY OF MONTGOMERY

PENNSYLVANIA PUBLIC
UTILITY COMMISSION

The undersigned Sraon Dietz, being duly sworn the he/she is the principal clerk of Daily Local News, Daily Local News Digital, published in the English language for the dissemination of local or transmitted news and intelligence of a general character, which are duly qualified newspapers, and the annexed hereto is a copy of certain order, notice, publication or advertisement of:

Application of Aqua Pennsylvania Wastewater, Inc. ("Aqua") pursuant to Sections 1102 and 1329 of the Public Utility Code for: (1) Approval of the acquisition by Aqua of the wastewater system assets of East Whiteland Township situated within the Township of East Whiteland, Chester County Pennsylvania; (2) Approval of the right of Aqua to begin to offer, render, furnish and supply wastewater service to the public in portions of East Whiteland Township, Chester County, Pennsylvania; and (3) An order approving the acquisition that includes the ratemaking rate base of the East Whiteland Township wastewater system assets pursuant to Section 1329(c) (2) of the Public Utility Code. Request for Approval of Contracts, including Assignments of Contracts, between Aqua and East Whiteland Township Pursuant to Section 507 of the Public Utility Code. Request for Approval of a Contract between Affiliated Interests Pursuant to Section 2102 of the Public Utility Code. Docket Number: A-2021-3026132.

Formal protests and petitions to intervene must be filed in accordance with Title 52 of the Pennsylvania Code, on or before February 28, 2022. All filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the Applicant. The documents filed in support of the Application are available for inspection and copying at the Office of the Secretary between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday, on the Commission's website at www.puc.pa.gov, and at the Applicant's business address.

Applicant:
Aqua Pennsylvania Wastewater, Inc.

Through and By Counsel:
Thomas T. Niesen, Esq.
Thomas, Niesen and Thomas, LLC
212 Locust Street, Suite 302
Harrisburg, P A 17101
DLN 1/5, 1/12; 1a

THOMAS NIESEN & THOMAS LLC

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Commonwealth of Pennsylvania - Notary Seal
MAUREEN SCHMID, Notary Public
Montgomery County
My Commission Expires March 31, 2025
Commission Number 1248132

Sworn to the subscribed before me this 1/13/22.

Maureen Schmid
Notary Public, State of Pennsylvania
Acting in County of Montgomery

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