

DOCKET NO. A-2021-3026132

Hearing Date: March 31, 2022

Aqua Pennsylvania Wastewater

Hrg. Ex. 1 List of Aqua Evidentiary Documents

- St. 1 Direct Testimony of William C. Packer
with Appendix A
(Provided separately by counsel)
- St. 1-R Rebuttal Testimony of William C. Packer
(Provided separately by counsel)
- St. 1-SR Surrebuttal Testimony of William C. Packer
(Provided separately by counsel)
- St. 2 Direct Testimony of Mark J. Bubel, Sr.
(Provided separately by counsel)
- St. 2-R Rebuttal Testimony of Mark J. Bubel, Sr.
with Exhibit MJB-1
(Provided separately by counsel)
- St. 4 Direct Testimony of Harold Walker, III
(Provided separately by counsel)
- St. 4-R Rebuttal Testimony of Harold Walker, III
with Exhibit HW-1
(Provided separately by counsel)
- Ex. 1 Application with Exhibits A through AA-2
(Provided separately by counsel)
- Ex. 2 8/25/21 Letter
(Provided separately by counsel)
- Ex. 3 10/29/21 Letter
(Provided separately by counsel)
- Ex. 4 Amended Facilities Map - CONFIDENTIAL
(Provided separately by counsel)

Ex. 5 12/17/21 Letter
(Provided separately by counsel)

I and E

St. 1 Direct Testimony of Christopher Keller
with Exhibit 1
(Provided separately by counsel)

St. 1-SR Surrebuttal Testimony of Christopher
Keller
(Provided separately by counsel)

St. 2 Direct Testimony of Ethan Cline with
Exhibit 2
(Provided separately by counsel)

St. 2-SR Surrebuttal Testimony of Ethan Cline
(Provided separately by counsel)

Hrg. Ex. 1 List of I & E Evidentiary Documents

OCA

St. 1 Direct Testimony of David J. Garrett with
Appendices A, B, C, and Exhibits DJG-1
through DJG-22
(Provided separately by counsel)

St. 1-SR Surrebuttal Testimony of David J. Garrett
(Provided separately by counsel)

St. 2 Direct Testimony of Noah D. Eastman with
Appendix A
(Provided separately by counsel)

St. 2-SR Surrebuttal Testimony of Noah D. Eastman

(Provided separately by counsel)

Hrg. Ex. 1 List of OCA Evidentiary Documents

OSBA

St. 1 Direct Testimony of Brian Kalcic with
Exhibit BK-1 and Appendix
(Provided separately by counsel)

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St. 1-S Surrebuttal Testimony of Brian Kalcic
(Provided separately by counsel)

Ex. 1 List of OSBA Evidentiary Documents

East Whiteland Township

St. 3 Direct Testimony of John Nagel
(Provided separately by counsel)

St. 3-R Rebuttal Testimony of John Nagel
(Provided separately by counsel)

St. 5 Direct Testimony of Jerome Weinert
(Provided separately by counsel)

St. 5-R Rebuttal Testimony of Jerome C. Weinert with
Exhibits JCW-1 through JCW-4
(Provided separately by counsel)

Hrg. Ex. 1 List of Township Evidentiary Documents

Gage

Ex. 1 3/30/22 Statement of Richard J. Gage

**Before The
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

The Honorable Marta Guhl, Presiding

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

**LIST OF TESTIMONY AND EXHIBITS OF AQUA PENNSYLVANIA WASTEWATER,
INC. TO BE MOVED INTO THE RECORD AT HEARING**

Aqua Pennsylvania Wastewater, Inc. will move the following testimony and exhibits into the record at the hearings scheduled for March 31 and April 1, 2022:

Statements of Testimony and Related Exhibits

Aqua Statement No. 1 – Direct Testimony of William C. Packer, including Appendix A
Aqua Statement No. 1-R – Rebuttal Testimony of William C. Packer
Aqua Statement No. 1-SR – Surrebuttal Testimony of William C. Packer

Aqua Statement No. 2 – Direct Testimony of Mark J. Bubel, Sr.
Aqua Statement No. 2-R – Rebuttal Testimony of Mark J. Bubel, Sr., including MJB 2-R,
Exhibit 1

Aqua Statement No. 4 – Direct Testimony of Harold Walker, III
Aqua Statement No. 4-R – Rebuttal Testimony of Harold Walker, III, including Exhibit
HW-1

Exhibits

Aqua Exhibit 1 – Application filed July 23, 2021, which has 78 separately numbered documents, including Application Exhibits A through AA-2

Aqua Exhibit 2 – Supplemental Information Letter filed with the Public Utility Commission on August 25, 2021

Aqua Exhibit 3 – Supplemental Information Letter filed with the Public Utility Commission on October 29, 2021.

EXHIBIT

Aqua Hearing Exhibit 1

exhibitsticker.com

AQUA HEARING EXHIBIT NO. 1

CONFIDENTIAL Aqua Exhibit 4 – Amended facilities map included with the Supplemental Information Letter filed with the Public Utility Commission on October 29, 2021

Aqua Exhibit 5 – Supplemental Information Letter filed with the Public Utility Commission on December 17, 2021

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

**Application of Aqua PA :
Wastewater, Inc. Pursuant to :
Section 1329 of the Public Utility : Docket No.: A-2021-3026132
Code for Approval of its :
Acquisition of East Whiteland :
Township, Chester County :
Sanitary Wastewater Collection :
System :**

**BUREAU OF INVESTIGATION AND ENFORCEMENT TESTIMONY AND
EXHIBITS**

TO THE HONORABLE MARTA GUHL:

Below is the listing of testimony and exhibits that the Bureau of Investigation and Enforcement intends to enter into the record at the evidentiary hearing in the above-captioned matter:

On behalf of **Christopher Keller:**

- I&E Statement No. 1
- I&E Exhibit No. 1
- I&E Statement No. 1-SR

On behalf of **Ethan Cline:**

- I&E Statement No. 2
- I&E Exhibit No. 2
- I&E Statement No 2-SR



Respectfully submitted,

Carrie B Wright

Carrie B. Wright
Prosecutor
Attorney I.D. No. 208185

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Dated: March 29, 2022

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

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

**LIST OF THE EVIDENCE OFFERED BY THE
OFFICE OF CONSUMER ADVOCATE**

The Office of Consumer Advocate (OCA) intends to submit the following evidence into the record in the above-captioned proceeding at the hearings scheduled for March 31 and April 1, 2022:

OCA Statement 1, Direct Testimony of David J. Garrett

Appendix A: Iowa Curves

Appendix B: Discounted Cash Flow Model Theory

Appendix C: Capital Asset Pricing Model Theory

OCA Exhibits DJG-1 through DJG-22

OCA Statement 1SR, Surrebuttal Testimony of David J. Garrett

OCA Statement 2, Direct Testimony of Noah D. Eastman

Appendix A: Background and Qualifications of Noah D. Eastman

OCA Statement 2SR, Surrebuttal Testimony of Noah D. Eastman

EXHIBIT

OCA Hearing Exhibit 1

exhibitsticker.com

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Application of Aqua Pennsylvania
Wastewater, Inc. (hereinafter referred
to as “Aqua” or “Applicant”) pursuant
to Sections 1102 and 1329 of the Public
Utility Code for:** :

Docket No. A-2021-3026132

**(1) approval of the acquisition of 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 Contract
between Affiliated Interests, Pursuant
to Section 2101 of the Public Utility
Code** :



**LIST OF EVIDENCE TO BE ADMITTED INTO THE EVIDENTIARY
RECORD BY THE OFFICE OF SMALL BUSINESS ADVOCATE**

The Office of Small Business Advocate (“OSBA”) intends to admit the following evidence into the evidentiary record in the above-captioned proceeding at the evidentiary hearings currently scheduled for March 31, 2022 and April 1, 2022:

- **DIRECT TESTIMONY**: OSBA Statement No. 1 and Exhibit BK-1: Direct Testimony of Brian Kalcic, which contains 8 pages of testimony, Exhibit BK-1 (Referenced Interrogatories), appendix and Mr. Kalcic’s signed Verification.

- **SURREBUTTAL TESTIMONY**: OSBA Statement No. 1-S: Surrebuttal Testimony of Brian Kalcic, and Mr. Kalcic’s signed Verification.

The evidence listed above is enclosed herein and included as part of **OSBA HEARING EXHIBIT 1**.

Erin K. Fure
Assistant Small Business Advocate
Attorney ID No. 312245

Office of Small Business Advocate
555 Walnut Street, 1st Floor
Harrisburg, PA 17101

Dated: March 25, 2022

EAST WHITELAND HEARING EXHIBIT NO. 1

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

The Honorable Marta Guhl, Presiding

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

**LIST OF TESTIMONY AND EXHIBITS OF EAST WHITELAND TOWNSHIP TO BE
MOVED INTO THE RECORD AT HEARING**

East Whiteland Township will move the following testimony and related exhibits into the record at the hearings scheduled for March 31 and April 1, 2022:

Statements of Testimony and Related Exhibits

Aqua Statement No. 3 – Direct Testimony of John Nagel
Aqua Statement No. 3-R – Rebuttal Testimony of John Nagel

Aqua Statement No. 5 – Direct Testimony of Jerome C. Weinert
Aqua Statement No. 5-R – Rebuttal Testimony of Jerome C. Weinert, including JCW-Exhibit 1, JCW-Exhibit 2, JCW-Exhibit 3, and JCW-Exhibit 4.

Respectfully submitted,

/s/ Matthew S. Olesh

Matthew S. Olesh, Esquire (PA I.D. 206553)
Sydney N. Melillo, Esquire (PA I.D. 328031)
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Thomas.Wyatt@obermayer.com
Counsel for East Whiteland Township

Dated: March 30, 2022

EXHIBIT

Township Hearing Exhibit 1

exhibitsticker.com

Statement by Richard J. Gage, 120 Treaty Drive, Wayne, PA 19087

3/30/2022

1. In Aqua Statement No. 1-SR, on page 3, on lines 6-7, Mr. Packer said “At all times, from 2008 to present, Aqua has responded to Mr. Gage’s concerns in a timely, thorough and professional manner.” Aqua’s response has not been timely, professional or thorough “at all times.” A recent example is that, after a gasket in Mr. Gage’s frost pit blew in spring of 2021, Mr. Gage called Aqua’s customer service about the high water pressure and insisted upon elevating the matter to a manager. Mr. Gage was transferred to a James McGinley, Operations Manager - Aqua PA, but was only able to leave a message for a return call. Mr. McGinley and Mr. Gage did have a couple of phone conversations from late May into June 2021. The last time they talked, Mr. Gage asked Mr. McGinley two questions. 1) Is it possible to put two pressure relief valves in a series within the limited space of the frost pit (which also contains Aqua’s meter)? 2) Would Aqua pay for changing the configuration by adding the second heavy-duty PRV to accommodate the higher water pressures? Mr. McGinley said that he would research the matter and respond, but did not. Mr. Gage followed up numerous times by leaving messages directly and through Aqua’s customer service. Mr. Gage has not received any response from Mr. McGinley or anyone else at Aqua since that last conversation in June 2021.

2. On page 3, on lines 12-13, Mr. Packer stated “In the March 2021 settlement, Aqua provided compensation to Mr. Gage to upgrade his Pressure Relief Valve.” This statement is incorrect. In June 2020, the existing pressure relief valve, rated for 300 p.s.i., was replaced with the identical model PRV rated for 300 p.s.i. Aqua’s representatives did not suggest or advise Mr. Gage to upgrade the PRV to a higher rating, so he just replaced the one that had blown out. Aqua reimbursed him after the fact.

EXHIBIT

Gage Exhibit 1

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