

October 31, 2022

**Via Electronic Filing**

Rosemary Chiavetta, Esquire  
Secretary  
PA Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

**Re: Docket No. C-2022-3035043  
Eugene and Susan McLaughlin v. Aqua Pennsylvania Wastewater, Inc.  
Motion for Continuance of Aqua**

Dear Secretary Chiavetta:

Attached for filing is the Motion of Aqua Pennsylvania Wastewater, Inc. for a Continuance of the Telephonic Hearing scheduled for Thursday, November 17, 2022, at 10:00 am.

A copy of the Motion for Continuance has been provided to the Complainants in the manner indicated on the enclosed Certificate of Service.

If there are any questions, please feel free to contact me.

Very truly yours,

Reger Rizzo & Darnall LLP



Margaret A. Morris

MAM/co  
Enclosures

cc: The Hon. Darlene Heep, Pennsylvania Public Utility Commission [w/encls.]  
Mary McFall Hopper, Esquire, Aqua Pennsylvania, Inc. [w/encl.]  
Eugene and Susan McLaughlin [w/encl.]

**Re: Docket No. C-2022-3035043  
Eugene and Susan McLaughlin v. Aqua Pennsylvania Wastewater, Inc.  
Motion for Continuance of Aqua**


**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document has been served upon the following persons on the attached service list, in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

**Via Electronic and First-Class Mail**

Eugene and Susan McLaughlin  
2926 Whitehall Road  
East Norriton, PA 19403  
[genogiant@verizon.net](mailto:genogiant@verizon.net)

Dated: October 31, 2022

  
\_\_\_\_\_  
Margaret A. Morris, Esquire

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

EUGENE AND SUSAN MCLAUGHLIN :  
 :  
 v. : Docket No. C-2022-3035043  
 :  
 AQUA PENNSYLVANIA WASTEWATER, :  
 INC. :

**NOTICE TO PLEAD**

Pursuant to 52 Pa. Code § 5.103, you are hereby notified that if you do not file a written response answering the enclosed Motion for Continuance of Aqua Pennsylvania Wastewater, Inc. **within five (5) days from service of this notice**, the facts set forth by Aqua Pennsylvania Wastewater, Inc. in the Motion for Continuance may be deemed to be true, whereby requiring no other proof. All pleadings, such as an Answer to Motion for Continuance, must be filed with the Secretary of the Pennsylvania Public Utility Commission, with a copy served to counsel for Aqua Pennsylvania Wastewater, Inc., Margaret A. Morris, Esq., and the Honorable F. Joseph Brady, the Administrative Law Judge presiding over the issue.

**File with:**

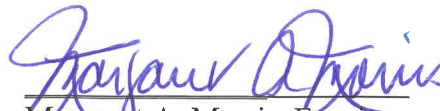
Rosemary Chiavetta, Esquire  
Secretary  
Pennsylvania Public Utility Commission  
[rchiavetta@pa.gov](mailto:rchiavetta@pa.gov)

**With a copy to:**

Margaret A. Morris, Esquire  
Reger Rizzo & Darnall LLP  
[mmorris@regerlaw.com](mailto:mmorris@regerlaw.com)

The Hon. Darlene D. Heep  
[dheep@pa.gov](mailto:dheep@pa.gov)

Date: October 31, 2022



Margaret A. Morris, Esquire  
Attorney ID No. 75048  
Reger Rizzo & Darnall LLP  
Cira Centre, 13<sup>th</sup> Floor  
2929 Arch Street  
Philadelphia, PA 19104  
(215) 495-6524 (tel.)  
[mmorris@regerlaw.com](mailto:mmorris@regerlaw.com)

*Counsel for Aqua Pennsylvania Wastewater, Inc.*

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

EUGENE AND SUSAN MCLAUGHLIN :  
v. : Docket No. C-2022-3035043  
AQUA PENNSYLVANIA WASTEWATER, INC. :

**MOTION FOR CONTINUANCE  
OF AQUA PENNSYLVANIA WASTEWATER, INC.**

Aqua Pennsylvania Wastewater, Inc. (Aqua), by and through its attorneys, Reger Rizzo & Darnall LLP, and pursuant to 52 Pa. Code § 1.15, hereby moves that the Honorable Darlene Heep (Judge Heep) of the Pennsylvania Public Utility Commission (Commission) issue an order continuing the Call-in Telephonic Hearing scheduled for November 17, 2022 (Hearing) as Counsel for Aqua, Margaret A. Morris, Esquire, is scheduled for another Commission hearing in a separate matter on the same day.

In support thereof, Aqua avers as follows:

1. Eugene and Susan McLaughlin (Complainants) filed a Formal Complaint, dated August 29, 2022, against Aqua disputing the rate at which they are billed for wastewater services provided to 2926 Whitehall Road, East Norriton, Pennsylvania (Service Location).
2. On September 27, 2022, Aqua efiled an Answer and New Matter denying the material allegations therein.
3. By Notice, dated September 29, 2022, an Initial Call-In Telephonic Hearing was scheduled for Thursday, November 17, 2022, before Judge Heep.
4. On October 4, 2022, Margaret A. Morris, Esquire efiled her Notice of Appearance on behalf of Aqua.

5. On October 25, 2022, the undersigned counsel spoke with Mrs. McLaughlin to seek the Complainants' position on the requested continuance. Mrs. McLaughlin stated that I needed to speak with her husband and she would relay my message.

6. On October 28, 2022, the undersigned counsel attempted to speak with Mr. McLaughlin *via* phone. A voice message for Mr. McLaughlin seeking his position was left.

7. 52 Pa. Code § 1.15 (b) states:

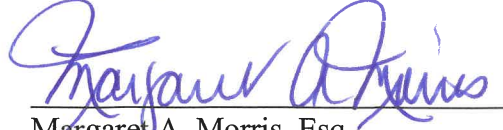
(b) Except as otherwise provided by statute, requests for continuance of hearings or for extension of time in which to perform an act required or allowed to be done at or within a specified time by this title or by order of the Commission or the presiding officer, shall be by motion in writing, timely filed with the Commission, stating the facts on which the application rests, except that during the course of a proceeding, the requests may be made by oral motion in the hearing before the Commission or the presiding officer. Only for good cause shown will requests for continuance be considered. The requests for a continuance should be filed at least 5 days prior to the hearing date.

8. The unavailability of Aqua's Counsel constitutes good cause consistent with Commission regulation.

9. Aqua respectfully requests the Call-In Telephonic Hearing be rescheduled for a date after November 17, 2022.

**WHEREFORE**, for good cause shown, Aqua Pennsylvania Wastewater, Inc., requests that Honorable Darlene Heep grant its Motion for Continuance of the scheduled November 17, 2022, Call-In Telephonic Hearing.

Respectfully submitted,



Date: October 31, 2022

Margaret A. Morris, Esq.

Attorney ID No. 75048

Reger Rizzo & Darnall LLP

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*Counsel for Aqua Pennsylvania Wastewater, Inc.*