



Courtney L. Schultz
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January 24, 2023

Via Electronic Filing

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

In re: Application of Aqua Pennsylvania, Inc. pursuant to Sections 1102, 1329, and 507 of the Public Utility Code for Approval of its Acquisition of the Water System Assets of Shenandoah Borough and MABS
Docket No. A-2022-3034143

Dear Secretary Chiavetta:

We are counsel for Aqua Pennsylvania, Inc. (“Aqua” or “Company”) in the above-referenced Application proceeding and hereby submit this verification letter evidencing satisfaction of the conditions set forth in your letter dated December 9, 2022, conditionally accepting the Application for filing (“Conditional Acceptance Letter”).

In compliance with the Conditional Acceptance Letter, we are submitting the following items:

1. A Certificate of Service verifying service of the Application upon designated entities on January 19th and January 20th, 2023; and
2. A proof of publication of the notice in *The Republican Herald* on December 26, 2022 and January 2, 2023.

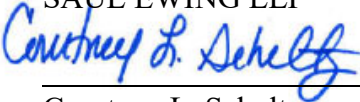
In further compliance with the Conditional Acceptance Letter, Aqua and the Municipal Authority of the Borough of Shenandoah (“MABS”), respectively, concurrently provided individualized notice of the proposed acquisition to their water customers. Aqua’s provision of notice to its customers was completed on January 19, 2023, and MABS’ notice was mailed to its customers on January 11, 2023. Aqua also submitted the requested additional information regarding MABS’ Ringtown No. 5 Dam to the Commission on December 16, 2022.

Accordingly, Aqua respectfully requests that the Commission issue a Secretarial Letter finalizing acceptance of the filing and to proceed with its timely publication of notice of the Application in the *Pennsylvania Bulletin*.

Please contact me with any questions about the foregoing.

Very truly yours,

SAUL EWING LLP



Courtney L. Schultz

Encls.

cc: Per Certificate of Service (w/encl.)
Alexander R. Stahl, Esquire (via email, w/encl.)

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Aqua Pennsylvania, Inc. : Docket No. A-2022-3034143
**(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 :
water system assets of the Borough of :
Shenandoah (“Shenandoah” or “Borough”) and :
the Municipal Authority of the Borough of :
Shenandoah (“MABS” or the “Authority”) :
situated within the Borough of Shenandoah, :
West Mahanoy Township, Mahanoy Township, :
Butler Township, Girardville Borough, and :
Union Township, Schuylkill County, :
Pennsylvania;**

**(2) approval of the right of Aqua to begin to :
offer, render, furnish and supply water service :
to the public in the Borough of Shenandoah, :
West Mahanoy Township, Mahanoy Township, :
Butler Township, and Girardville Borough, :
Schuylkill County, Pennsylvania; and :**

**(3) an order approving the acquisition that :
includes the ratemaking rate base of the :
Borough and MABS water system assets :
pursuant to Section 1329(c)(2) of the Public :
Utility Code. :**

**Request for Approval of the Contract, :
between Aqua, the Borough and MABS, :
Pursuant to Section 507 of the Public Utility :
Code :
:**

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the Application of Aqua Pennsylvania, Inc. filed in the above-referenced matter, along with subsequently filed supporting information and the public notice was served on the persons on the dates and in the manner listed below:

Certified Mail, Return Receipt Requested on January 19, 2023

Cheryl Backo
Township Secretary
Mahanoy Township
1010 West Center
Mahanoy City, PA 17948

Michael Michalik, Secretary Treasurer
West Mahanoy Township
190 Pennsylvania Avenue Shenendoah,
PA 17976

Ms. Abby Smith
Girardville Borough
201 N. Fourth Street
Girardville, PA 17935

Patrick Caulfield, Executive Director
Schuylkill County Municipal Authority
221 S. Centre Street
Pottsville, PA 17901

Ms. Kiara Talia
MABS
424 Raven Run Road
Lost Creek, PA 17946

William Rhoades, President
Frackville Area Municipal Authority
42 South Center Street
Frackville, PA 17931

Mr. Richard Ammon
Hazleton City Authority
400 E. Arthur Gardner Pkwy
Hazleton, PA 18201

Mr. Joseph Fegley
Mahanoy Township Authority
46 N Main Street
Mahanoy City, PA 17948

Ms. Dorothy Lewis
Mahanoy City Sewer Authority
215 West Center
Mahanoy City, PA 17948

Ms. Angel Mays
Ringtown Borough
31 South Centre Street
Ringtown, PA 19767

Girardville Area Municipal Authority
99 Julia Street
Girardville, PA 17935

Certified Mail, Return Receipt Requested on January 20, 2023

PA DEP, Central Office

Rachel Carson State Office Building
400 Market Street
Harrisburg, PA 17101

PA DEP, Northeast Regional Office

Joseph Buczynski, P.E., Acting Regional
Director
2 Public Office
Wilkes-Barre, PA 18701

Michael Doran, President

Pennsylvania-American Water Company

800 West Hersheypark Drive
Hershey, PA 17033

Shenandoah Municipal Sewer Authority

15 W. Washington Street
Shenandoah, PA 17976

Butler Township

Butler Township Municipal Building
290 S. Duffy Road
Butler, PA 16001

Jesse Hines, Zoning Officer

Butler Township Planning Commission

Butler Township Municipal Building
290 S. Duffy Road
Butler, PA 16001

Mr. Gary Bender, Administrator

Schuylkill County

401 N. 2nd Street
Pottsville, PA 17901

Susan Smith, Planning and GIS Director

**Schuylkill County Planning and Zoning
Commission**

401 N. Second Street
Pottsville, PA 17901

West Mahanoy Planning Commission

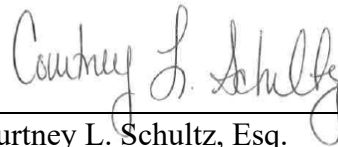
190 Pennsylvania Avenue
Shenandoah, PA 17976

Shenandoah Planning Commission

15 W. Washington Street
Shenandoah, PA 17976

Saul Ewing LLP

By: _____



Courtney L. Schultz, Esq.
Pa Attorney ID: 306479
1500 Market Street, 38th Floor
Philadelphia, PA 19102
(215) 972-7717
(215) 972-1839 (fax)
Courtney.schultz@saul.com
Counsel for Aqua Pennsylvania, Inc.

Dated: January 24, 2023

The Republican-Herald (Under act P.L. 877 No 160. July 9, 1976)
Commonwealth of Pennsylvania, County of Schuylkill

SAUL EWING, ARNSTEIN & LEHR
MORGAN HAAS
1500 MARKET STREET, 38TH FLOOR PHILADELPHIA PA 19102

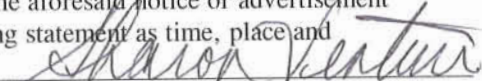
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Order # 82687918
Ad Price: 682.76

PENNSYLVANIA PUBLIC UTILI

Sharon Venturi

Being duly sworn according to law deposes and says that (s)he is Billing clerk for The Republican-Herald, owner and publisher of The Republican-Herald, a newspaper of general circulation, established in 1884, published in the city of Pottsville, county and state aforesaid, and that the printed notice or publication hereto attached is exactly as printed in the regular editions of the said newspaper on the following dates:

12/26/2022 01/02/2023

Affiant further deposes and says that neither the affiant nor The Republican-Herald is interested in the subject matter of the aforesaid notice or advertisement and that all allegations in the foregoing statement as time, place and character or publication are true 

Sworn and subscribed to before me
this 3rd day of January A.D., 2023


(Notary Public)

Commonwealth of Pennsylvania - Notary Seal
Kathleen Weaver, Notary Public
Lackawanna County
My commission expires June 14, 2025
Commission number 1314506
Member, Pennsylvania Association of Notaries

PENNSYLVANIA PUBLIC
UTILITY COMMISSION

Application of Aqua Pennsylvania, Inc. ("Aqua") pursuant to Sections 1102 and 1329 of the Public Utility Code for: (1) Approval of the acquisition by Aqua of the water system assets of the Borough of Shenandoah ("Borough") and the Municipal Authority of the Borough of Shenandoah ("MABS") situated within the Borough of Shenandoah, West Mahanoy Township, Mahanoy Township, Butler Township, Girardville Borough, and Union Township, in Schuylkill County, Pennsylvania; (2) Approval of the right of Aqua to begin to offer, render, furnish and supply water service to the public in the Borough of Shenandoah, West Mahanoy Township, Mahanoy Township, Butler Township, and Girardville Borough, in Schuylkill County, Pennsylvania; (3) An order approving the acquisition that includes the ratemaking rate base of the Borough and MABS water system assets pursuant to Section 1329(c)(2) of the Public Utility Code; and (4) Approval of the Contract between Aqua and MABS Pursuant to Section 507 of the Public Utility Code. Docket Number: A-2022-3034143.

Formal protests and petitions to intervene must be filed in accordance with Title 52 of the Pennsylvania Code, on or before February 27, 2023. 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 Commissions website at www.puc.pa.gov, and at the Applicants business address.

Applicant:

Aqua Pennsylvania, Inc.

Through and By Counsel:

Courtney L. Schultz, Esq.
Saul Ewing LLP
1500 Market Street, 38th Floor
Philadelphia, PA, 19102

CERTIFICATE OF SERVICE

I hereby certify that I have this 24th day of January, 2023, served a true and correct copy of the foregoing Verification Letter, upon the persons and in the manner set forth below:

PA PUC

Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17105

Rosemary Chiavetta, Secretary
via e-filing

OSBA

Sharon E. Webb
Assistant Small Business Advocate
swebb@pa.gov

I&E

Carrie Wright, Esq.,
Prosecutor
carwright@pa.gov

OCA

PA Office of Consumer Advocate
555 Walnut Street, 5th Floor, Forum Place
Harrisburg, PA 17101-1923

Christine Hoover
choover@pa.gov

Lauren Myers
lmyers@paoca.org

David T. Evrard
devrard@paoca.org

Harrison W. Breitman
hbreitman@paoca.org

Erin L. Gannon
egannon@paoca.org

/s/ Courtney L. Schultz _____

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1500 Market Street
Centre Square West, 38th Floor
Philadelphia, PA 19102
(215) 972-7717
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Counsel for Aqua Pennsylvania, Inc.