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May 2, 2023

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
Harrisburg, PA 17120

VIA ELECTRONIC FILING

**RE: The Borough of Ambler Supplement No. 40 to Tariff Water – PA. P.U.C. No. 5;
Docket No. R-2022-3031704**

**PETITION FOR EXTENSION OF TIME FOR AMBLER BOROUGH TO COMPLETE ITS
LONG TERM INFRASTRUCTURE IMPROVEMENT PLAN**

Dear Secretary Chiavetta:

Pursuant to 52 Pa. Code § 1.15(a)(1), the Borough of Ambler ("Ambler" or "Borough") files this Petition for an Extension of Time to file its Long Term Infrastructure Improvement Plan pursuant to the Pennsylvania Public Utility Commission ("Commission") Order entered November 10, 2022, at Docket No. R-2022-3031704 ("Rate Case Order").

On November 10, 2022, the Commission issued the Rate Case Order, which approved the Joint Petition for Settlement of the Borough's 2022 base rate increase, including two modifications to the Joint Petition set forth in the presiding Administrative Law Judge's Recommended Decision. The first modification required the Borough to file a Tariff Supplement revising its Distribution System Improvement Charge to comply with the Model DSIC Tariff attached to the Appendix A to the Commission's Supplemental Implementation Order at Docket No. M-2012-2293611 within 45 days of the entry date of the Final Order. The second modification requires the Borough to file an LTIIIP within 180 days of the entry date of the Rate Case Order.

The Borough timely filed its revised DSIC Tariff Supplement on December 22, 2022, and the Commission subsequently issued a Secretarial Letter approving the Tariff Supplement on January 6, 2023. With regard to the LTIIIP filing, the Borough has worked to compile the extensive records required for the filing pursuant to Section 1352 of the Public Utility Code ("Code"). 66 Pa. C.S. § 1352. Notably, the LTIIIP filing requires the Borough to provide considerably more granular inventory records than required for the base rate filing. Accordingly, the Borough continues to undergo the file review necessary to compile a detailed asset inventory to support its plan to accelerate investment in the distribution infrastructure. This process is further challenged by the recent departure of the Borough's longtime engineer in early April, which strains the Borough's already limited personnel resources.

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In order to allow adequate time for Borough to complete its file review and compilation of the supporting data for the LTIP, the Borough respectfully requests that the deadline for filing of the LTIP be extended by 60 days from May 9, 2023, to July 10, 2023. Consistent with Section 1352 of the Code, the Borough will not seek to recover costs through the Distribution System Improvement Charge until the LTIP has been filed and approved by the Commission.

The Commission may extend the deadline for performing an act if a motion filed before the expiration of the period in question demonstrates good cause for the extension. 52 Pa. Code § 1.15(a)(1). The Borough wants to ensure its LTIP is comprehensive and incorporates all available information within the Borough's possession. Additionally, the Borough has discussed the extension with the Bureau of Investigation and Enforcement, the Office of Small Business Advocate, and pro se Complainant Richard Shorin and these parties have confirmed non-opposition to the extension. The Office of Consumer Advocate was notified of the filing and has not commented.

Accordingly, the Borough does not anticipate any opposition from the parties of record and requests that the Commission grant this request to extend the deadline for filing of its LTIP until July 10, 2023.

Sincerely,

A handwritten signature in black ink, appearing to read 'Adeolu A. Bakare', with a long horizontal flourish extending to the right.

Adeolu A. Bakare

MCNEES WALLACE & NURICK LLC

Counsel to the Borough of Ambler

c: Steven K. Haas, Administrative Law Judge (via e-mail)
John Coogan, Administrative Law Judge (via e-mail)
Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that I am this day serving a true copy of the foregoing document upon the participants listed below in accordance with the requirements of Section 1.54 (relating to service by a participant).

VIA E-MAIL

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Adeolu A. Bakare

Counsel to the Borough of Ambler

Dated this 2nd day of May, 2023, in Harrisburg, Pennsylvania.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania Public Utility Commission

v.

Borough of Ambler

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Docket Nos. R-2022-3031704

VERIFICATION

I, Mary Aversa, as Borough Manager for the Borough of Ambler, hereby state that the facts set forth above are true and correct to the best of my knowledge, information and belief, and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).

Dated: _____

5/1/23



Mary Aversa, Borough Manager