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July 24, 2023

Administrative Law Judge Marta Guhl  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120  
[mguhl@pa.gov](mailto:mguhl@pa.gov)

**RE: *Application of Pennsylvania-American Water  
Co. under Section 1102(a) and 1329 of the Pennsylvania  
Public Utility Code to acquire the wastewater collection  
and treatment system owned by the Butler Area Sewer  
Authority and to furnish wastewater service to the public  
in Butler County, Pennsylvania  
Docket No.: A-2022-3037047***

Dear Judge Guhl:

Attached for electronic filing please find the Outline of Rejoinder Testimony of Center and Summit Townships, Protestants.

Copies have been served on the parties as indicated on the Certificate of Service.

Respectfully submitted,

Michael D. Gallagher, Esquire  
PA I.D. No. 59237  
Sean M. Gallagher, Esquire  
PA I.D. No. 318872  
[attys@gallagher.legal](mailto:attys@gallagher.legal)

MDG:mt  
Attachment

cc: Center Township Supervisors (*by email*)  
Summit Township Supervisors (*by email*)

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

APPLICATION OF PENNSYLVANIA-AMERICAN WATER CO. UNDER SECTION 1102(a) AND 1329 OF THE PENNSYLVANIA PUBLIC UTILITY CODE TO ACQUIRE THE WASTEWATER COLLECTION AND TREATMENT SYSTEM OWNED BY THE BUTLER AREA SEWER AUTHORITY AND TO FURNISH WASTEWATER SERVICE TO THE PUBLIC IN BUTLER COUNTY, PENNSYLVANIA

DOCKET NO. A-2022-3037047

**OUTLINE OF REJOINDER  
TESTIMONY OF CENTER AND  
SUMMIT TOWNSHIPS, PROTESTANTS**

Filed on Behalf of Protestants:

**CENTER AND SUMMIT TOWNSHIPS,  
BUTLER COUNTY, PENNSYLVANIA**

Counsel of Record for these Parties:

Michael D. Gallagher, Esquire  
PA ID No. 59237

Sean M. Gallagher, Esquire  
PA ID No. 318872

GALLAGHER LAW GROUP  
110 East Diamond Street – Suite 101  
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(724) 282-3141

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of Pennsylvania-American	:	
Water Co. under Section 1102(a) and	:	
1329 of the Pennsylvania Public Utility	:	
Code to acquire the wastewater collection	:	Docket No. A-2022-3037047
and treatment system owned by the Butler	:	
Area Sewer Authority and to furnish	:	
wastewater service to the public in Butler	:	
County, Pennsylvania	:	

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**OUTLINE OF REJOINDER TESTIMONY OF CENTER AND SUMMIT  
TOWNSHIPS, PROTESTANTS**

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**A. Witness – Donald Pringle**

1. Any and all matters asserted in Surrebuttal Testimony or Rejoinder Statements submitted by the other parties, including the Surrebuttal Testimony of Daniel Hufton of PAWC and Paul Sybert of BASA.

2. Any and all matters pertaining to or arising out of the Direct Testimony, Rebuttal Testimony or Surrebuttal Testimony submitted by Donald Pringle or Wilfred Adams at hearing.

3. Additional Testimony as may be needed to supplement the existing record as to the issues of:

- (a) The acquisition of BASA by PAWC is not in the best interest of the users of the wastewater system;
- (b) The acquisition of BASA provides no benefit to the users of BASA; it instead provides a grab bag for the politicians of the City of Butler and Butler Township; and

- (c) The purchase process was a closed door with little, if any, transparency and therefore should be rejected due to the lack of sunshine, as evidenced by the disregard of the 1974 Flood Control Agreement.

**B. Witness – Wilfred Adams**

1. Any and all matters asserted in Surrebuttal Testimony or Rejoinder Statements submitted by the other parties, including the Surrebuttal Testimony of Daniel Hufton of PAWC and Paul Sybert of BASA.

2. Any and all matters pertaining to or arising out of the Direct Testimony, Rebuttal Testimony or Surrebuttal Testimony submitted by Donald Pringle or Wilfred Adams at hearing.

3. Additional Testimony as may be needed to supplement the existing record as to the issues of:

- (a) The acquisition of BASA by PAWC is not in the best interest of the users of the wastewater system;
- (b) The acquisition of BASA provides no benefit to the users of BASA; it instead provides a grab bag for the politicians of the City of Butler and Butler Township; and

- (c) The purchase process was a closed door with little, if any, transparency and therefore should be rejected due to the lack of sunshine, as evidenced by the disregard of the 1974 Flood Control Agreement.

Respectfully submitted,

GALLAGHER LAW GROUP



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Michael D. Gallagher, Esquire

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PA I.D. No. 318872

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Townships, Butler County, Pennsylvania*

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BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of Pennsylvania-American :  
Water Co. under Section 1102(a) and :  
1329 of the Pennsylvania Public Utility :  
Code to acquire the wastewater collection : Docket No. A-2022-3037047  
and treatment system owned by the Butler :  
Area Sewer Authority and to furnish :  
wastewater service to the public in Butler :  
County, Pennsylvania :

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**CERTIFICATE OF SERVICE**

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I hereby certify that I have this 24th day of July, 2023 served a true copy of the foregoing Outline of Rejoinder Testimony of Center and Summit Townships, Protestants, upon the parties listed below in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

**VIA ELECTRONIC MAIL ON JULY 24, 2023**

Administrative Law Judge Marta Guhl  
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