



September 12, 2023

VIA E-FILING

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Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, Second Floor – Filing Room
Harrisburg, PA 17120

Re: Tanya J. McCloskey, Acting Consumer Advocate v. Hidden Valley Utility Services, L.P. – Water, Docket No. C-2014-2447138

Tanya J. McCloskey, Acting Consumer Advocate v. Hidden Valley Utility Services, L.P. – Wastewater, Docket No. C-2014-2447169

Hidden Valley Utility Services, L.P. – Status Report on Compliance with Order entered January 18, 2018 and Reconsidered May 3, 2018

Dear Secretary Chiavetta:

Enclosed for filing with the Pennsylvania Public Utility Commission is the 60-day status report required by Ordering Paragraph No. 17 of the Commission's Order in the above-referenced matters. All parties to this proceeding are being served as shown on the attached Certificate of Service.

Please contact me if you have any questions regarding this filing. Thank you.

Sincerely,

COZEN O'CONNOR

By: Jonathan P. Nase
Counsel for *Hidden Valley Utility Services, L.P.*

JPN:kmg
Enclosure

cc: Hon. Katrina L. Dunderdale
Nick Miskanic, Legal Assistant to ALJ Dunderdale
Per Certificate of Service
Paul Diskin, Director, Bureau of Technical Utility Services
James Kettler

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Tanya J. McCloskey, Acting Consumer Advocate	:	
	:	
v.	:	Docket No. C-2014-2447138
	:	
Hidden Valley Utility Services, L.P. – Water	:	
and	:	
Tanya J. McCloskey, Acting Consumer Advocate	:	
	:	
v.	:	Docket No. C-2014-2447169
	:	
Hidden Valley Utility Services, L.P. – Wastewater	:	

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing **September 2023 Status Report of Hidden Valley Utility Services**, upon the parties, listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

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DATED: September 12, 2023



Jonathan P. Nase, Esquire
Counsel for *Hidden Valley Utility Services, L.P.*

**Hidden Valley Utility Services, L.P (“HVUS”) Compliance Timeline
per May 3, 2018 PUC Order on Reconsideration in
Docket Nos. C-2014-2447138 and C-2014-2447169**

Task to be completed on or before	Task	Source – Ordering Paragraph	Status
1-19-18	HVUS will pay all electric and telephone bills timely and execute forms authorizing Penelec to provide monthly billing and payment information for HVUS accounts to the OCA.	15.	HVUS is paying all electric and telephone bills timely. On May 9, 2018, HVUS authorized Penelec to provide monthly billing and payment information for HVUS accounts to the OCA.
1-19-18	HVUS will have a spare pump and motor available for Well No. 1 within 72 hours of the primary pump and motor becoming inoperable.	22.	HVUS has confirmed with its supplier that pumps and motors necessary for well #1 can be available within 72 hours of notice. ¹
1-19-18	HVUS will maintain an operable, installed second high lift pump.	24.	The second high lift pump is installed and operational. The pump was installed in Dec. 2014, and a new electric check valve was installed in February 2015. Therefore, the second high lift pump has been operational since February 2015.
1-19-18	HVUS will provide an annual update of telephone service numbers, including copies of bills, so that customers can reliably contact HVUS.	15.	Customer bills include the following working telephone numbers for HVUS: (814) 443-0825 (877) 523-8181. In addition, in April, 2018, HVUS obtained the following toll-free number, which was listed in the customer notice of its rate

¹ This paragraph applies until a permanent solution to the iron and manganese problem is in place. As discussed below, the water treatment plant is now operational.

Task to be completed on or before	Task	Source – Ordering Paragraph	Status
			increase in R-2018-3001306 and R-2018-3001307: (833) HVUS800 On May 18, 2018, HVUS provided a copy of phone bills from the previous year to verify compliance. On July 16, 2019, HVUS provided its annual update of telephone service numbers to the Commission, including copies of bills. On May 15, 2020, HVUS provided its annual update of telephone service numbers to the Commission, including copies of bills. On May 14, 2021, HVUS provided its annual update of telephone service numbers to the Commission, including copies of bills. On May 13, 2022, HVUS provided its annual update of telephone service numbers to the Commission, including copies of bills. On May 15, 2023, HVUS provided its annual update of telephone service numbers to the Commission, including copies of bills.
3-19-18	HVUS will consult with OCA re modifications to its consumer bills.	12.	A new invoice format was sent to the OCA on March 15, 2018. The OCA made recommendations, which were adopted by HVUS.
3-19-18	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the January 18, 2018 order.	17.	HVUS attempted to file on March 19, 2018, but used the wrong docket numbers. The status report was re-filed on April 11, 2018.

Task to be completed on or before	Task	Source – Ordering Paragraph	Status
4-18-18	HVUS will file with the Commission a report from an engineer regarding its water system, including a schedule to replace/test customer meters to obtain compliance by April 30, 2019. Copies are to be provided to TUS and OCA within 14 days of receipt. If the means to address iron and manganese is treatment of water from Wells 1 and 2, HVUS will install instrumentation to control the on/off cycle of Well 2.²	6, 7 and 23	The engineer’s report was filed with the Commission on April 18, 2018. A copy was provided to TUS and OCA that same day. With regard to water meter testing and replacement, 52 Pa. Code § 65.8 requires periodic testing of water meters. HVUS is in the process of identifying and contacting homeowners who need to have their meters tested/replaced. HVUS has installed a water treatment plant (“WTP”) to address the iron and manganese in the water. Jefferson Township, Somerset County issued a Certificate of Use and Occupancy for the WTP on May 28, 2021 and the Pennsylvania Department of Environmental Protection (“DEP”) issued an Operation Permit authorizing the operation of the WTP on June 17, 2021. The construction included the installation of instrumentation to control the on/off cycle of Well 2
4-18-18	HVUS will file with the Commission a report from an engineer regarding its wastewater system. Copies are to be provided to TUS and OCA within 14 days.	9. and 10.	The report was filed with the Commission on April 18, 2018. A copy was provided to TUS and OCA that same day.
4-18-18	HVUS will modify its billing practices to ensure that all bills are compliant with Commission rules, regulations and orders. A copy of the	12. and 13.	A revised bill was submitted to BCS and TUS on April 18, 2018. On April 24, 2018, BCS provided recommendations, which HVUS agreed to implement. HVUS notified the

² The Commission’s Order is unclear when HVUS is required to install the instrumentation.

Task to be completed on or before	Task	Source – Ordering Paragraph	Status
	revised bill form is to be submitted to the PUC for review by BCS and TUS.		OCA of BCS's recommendations and HVUS's agreement to implement them. HVUS used a modified billing format starting with the 3 rd Quarter billing cycle of 2018 and has further modified its bill format for the 2 nd Quarter billing cycle of 2019.
4-18-18	HVUS will modify practices to comply with its tariff, the Code, the Commission's regulations and orders.	16.	HVUS is constantly modifying its practices to comply with the Code, the Commission's regulations and orders.
5-18-18	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	The Status Report was filed with the Commission on May 18, 2018.
6-30-18	HVUS will replace 1,500 feet of 3-inch line to the Heights and 1,000 feet of 2-inch line to Valley View.	5.a.	The line to the Heights was completed approximately June 8, 2016. A 6" diameter pipe to Valley View was installed by October 20, 2016. In addition, a loop was constructed at Lake Road, which was completed by November 14, 2016.
6-30-18	HVUS will begin conducting semi-annual customer meetings.	5.b.	A customer meeting was held on May 19, 2018 with approximately 125 customers in attendance. Representatives from the OCA were present at the meeting.
7-17-18	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this Status Report on July 17, 2018.
7-17-18	HVUS will amend any prior reports to the PUC containing incorrect information and ensure that it is filing reports with correct information.	14.	HVUS submitted revised annual PUC reports to the Commission on July 17, 2018. Further corrected reports were filed on or about June 27, 2019 as required by the Commission's Order at Docket Nos. R-2018-3001306 and R-

Task to be completed on or before	Task	Source – Ordering Paragraph	Status
			2018-3001307. To ensure that HVUS’s 2023 Annual Report is correct, and to avoid duplicative expenses, HVUS expects to complete that report in conjunction with the financial audit proposed as part of the Settlement in this proceeding (<i>see p. 7</i>).
9-17-18	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this Status Report on September 17, 2018.
11-16-18	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this Status Report on November 16, 2018.
12-31-18	HVUS will conduct another semi-annual customer meeting.	5.b.	HVUS conducted a semi-annual customer meeting on December 22, 2018.
12-31-18	HVUS will conduct a pressure survey in compliance with 52 Pa. Code § 65.6(d). HVUS shall install booster pumping stations if pressure is inadequate.	22.	HVUS conducted a pressure survey in May, 2018 and another pressure survey in December, 2018. Based on those results, HVUS will not install booster pumping stations.
1-16-19	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	5.b.	HVUS filed this Status report on January 16, 2019.
1-31-19	HVUS will comply with all recommendations in the engineer’s wastewater report.	11.	On January 31, 2019, HVUS’s engineer filed a verified status report indicating the tasks that were completed, the tasks that were removed from the engineer’s wastewater report (and the reasons for removing each task from the report), and the tasks that remained outstanding. On February 14, 2020, HVUS’s engineer filed a verified status report

Task to be completed on or before	Task	Source – Ordering Paragraph	Status
			indicating that all remaining items on the engineer’s report had been completed.
1-31-19 (or when all repairs required by the order have been made)	HVUS will file a final status report with copies to the OCA and TUS.	19.	The status reports described in the preceding paragraph were filed with the Commission on the dates indicated and copies were provided to the OCA and TUS.
3-18-19	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	The required status report was filed on March 18, 2019.
March 31, 2019 or 60 days after the final status report	TUS will investigate the water quality and the water and wastewater services being provided by HVUS. If the repairs have not been made or the water quality is inadequate, OALJ will hold an evidentiary hearing in which the burden of proof will be on HVUS.	20.	TUS staff was scheduled for a site visit in mid-March 2019, but cancelled that visit.
4-18-19	Within 1 year of the date of the engineer’s report on the water system, HVUS will comply with all recommendations in the engineer’s water report.	8.	On October 18, 2018, HVUS filed a Petition for Amendment seeking to modify this deadline. By Opinion and Order entered January 17, 2019, the Commission denied this Petition. HVUS filed a Petition for Review with the Commonwealth Court of Pennsylvania on February 19, 2019, asking the Court to modify the deadline. This appeal was quashed by order of May 15, 2019 and the matter was remanded for hearings. A hearing was held on May 20, 2020, briefs and reply briefs have been filed. The record was reopened in February 2021, and additional evidence was submitted between March 1 and

Task to be completed on or before	Task	Source – Ordering Paragraph	Status
			September 14, 2021. On May 22, 2023, the Parties submitted a Joint Stipulation for the Admission of Additional Evidence, and on May 26, 2023, the Parties submitted a Joint Petition for Approval of Unanimous Settlement. Comments and Reply Comments were subsequently filed. With regard to the status of the WTP, see page 3 above.
5-17-19	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on May 16, 2019.
6-30-19	HVUS will conduct another customer meeting.	5.b.	This meeting was held on June 8, 2019.
7-16-19	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on July 16, 2019.
9-16-19	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on September 16, 2019.
11-15-19	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on November 15, 2019.
12-31-19	HVUS will conduct another customer meeting.	5.b.	This meeting was held on December 21, 2019.
12-31-19	HVUS will conduct a pressure survey in compliance with 52 Pa. Code § 65.6(d). HVUS shall install booster pumping stations if pressure is inadequate.	22.	HVUS conducted a pressure survey during 2019. Based on those results, HVUS will not install booster pumping stations.
1-14-20	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on January 14, 2020.

Task to be completed on or before	Task	Source – Ordering Paragraph	Status
3-16-20	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on March 16, 2020.
5-15-20	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on May 15, 2020.
6-30-20	HVUS will conduct another customer meeting.	5.b.	HVUS filed a Petition requesting an extension of time to hold this meeting in person, but that Petition was denied. HVUS held a virtual customer meeting on July 15, 2020 due to the COVID-19 Pandemic. HVUS management met on-site every other week from approximately October 2020 to June 2021 with a subcommittee of the Board of Directors of the Hidden Valley Foundation, Inc. (“Foundation”) regarding the status of the WTP project.
7-14-20	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on July 14, 2020.
9-14-2020	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on September 14, 2020.
11-13-2020	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on November 13, 2020.
12-31-2020	HVUS will conduct another customer meeting.	5.b.	HVUS management met with customers via Zoom on November 18, 2020.

Task to be completed on or before	Task	Source – Ordering Paragraph	Status
12-31-2020	HVUS will conduct a pressure survey in compliance with 52 Pa. Code § 65.6(d). HVUS shall install booster pumping stations if pressure is inadequate.	22.	HVUS conducted a pressure survey during May, 2020. Based on those results, HVUS will not install booster pumping stations.
1-12-2021	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed this status report on January 12, 2021.
3-15-2021	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	This status report was filed early, on March 1, 2021.
5-14-2021	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order	17.	HVUS filed the status report on May 14, 2021.
6-30-21	HVUS will conduct another customer meeting.	5.b.	HVUS management postponed this meeting so it could report to homeowners on the performance of the WTP (which became operational on June 18, 2021). Consistent with past practice, HVUS worked with the Foundation to coordinate the customer meeting with the homeowners' meeting, but was only able to meet with members of the Foundation's Board of Directors ("Board") prior to June 30, 2021. As discussed above, however, HVUS management met on-site every other week from approximately October 2020 to June 2021 with a subcommittee of the Board of the Foundation regarding the status of the WTP project, and they kept all customers informed through the Foundation's Facebook page (Life at Hidden Valley). For an example,

Task to be completed on or before	Task	Source – Ordering Paragraph	Status
			see the Facebook post attached to Hidden Valley’s November 2021 status report.
7-13-21	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed the status report on July 13, 2021.
9-13-21	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed the status report on September 13, 2021.
11-12-21	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed the status report on November 12, 2021.
12-31-21	HVUS will conduct another customer meeting.	5.b.	HVUS management met with the Board of the Foundation on Friday, November 19, 2021. All community members were permitted to attend this meeting.
12-31-2021	HVUS will conduct a pressure survey in compliance with 52 Pa. Code § 65.6(d). HVUS shall install booster pumping stations if pressure is inadequate.	22.	HVUS conducted a pressure survey during June 2021. Based on those results, HVUS will not install booster pumping stations.
1-11-2022	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed the status report on January 11, 2022.
3-14-2022	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed the status report on March 14, 2022.
5-13-2022	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed the status report on May 13, 2022.
6-30-2022	HVUS will conduct another customer meeting.	5.b.	HVUS management met with the Board of the Foundation on July 16, 2022 (this meeting was

Task to be completed on or before	Task	Source – Ordering Paragraph	Status
			open to all community members, who could attend in person or via Zoom).
7-13-2022	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 Order	17.	HVUS filed the status report on July 12, 2022.
9-12-2022	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 Order.	17.	HVUS filed the status report on September 12, 2022.
11-14-2022	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 Order.	17.	HVUS filed the status report on November 14, 2022.
12-31-2022	HVUS will conduct a pressure survey in compliance with 52 Pa. Code § 65.6(d). HVUS shall install booster pumping stations if pressure is inadequate.	22.	A pressure survey was conducted on May 13, 2022. Pressures throughout the system do not require additional pump stations.
12-31-2022	HVUS will conduct another customer meeting.	17.	HVUS management met with representatives of the “Water Committee” of the Foundation’s Board of Directors on January 13, 2023. This Committee will report to the Board, who will then report to homeowners in the community.
1-13-23	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 Order.	17.	HVUS filed the status report on January 13, 2023.
3-14-2023	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed the status report on March 14, 2023.
5-16-23	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 Order.	17.	HVUS filed the status report on May 15, 2023.

Task to be completed on or before	Task	Source – Ordering Paragraph	Status
6-30-2023	HVUS will conduct another customer meeting.	5.b.	HVUS management had regular phone calls and other contacts with members of the Foundation’s Water Committee during the first half of 2023, but did not have a formal meeting with them during that period.
7-14-23	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	HVUS filed the status report on July 14, 2023.
9-12-23	HVUS will file a status report with the PUC, the OCA and TUS, on compliance with the May 3, 2018 order.	17.	This document is the required status report.