



COMMONWEALTH OF PENNSYLVANIA

September 14, 2023

E-FILED

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

Re: Application of Pennsylvania-American Water Company under Section 1102(a) of the Pennsylvania Public Utility Code, 66 Pa. C.S. § 1102(a), for approval of the transfer, by sale, of substantially all of the Township of Farmington's assets, properties and rights related to its drinking water distribution and wastewater collection and treatment systems; and the right of Pennsylvania-American Water Company to begin to offer and furnish water service to the public in an additional portion and wastewater service to the public in a portion of the Township of Farmington, Clarion County, Pennsylvania / Docket Nos. A-2023-3042567 & A-2023-3042587

Dear Secretary Chiavetta:

Enclosed please find the Notice of Intervention, Public Statement, and Verification, on behalf of the Office of Small Business Advocate ("OSBA"), in the above-captioned proceedings.

Copies will be served on all known parties in these proceedings, as indicated on the attached Certificate of Service.

If you have any questions, please do not hesitate to contact me.

Sincerely,

/s/ Steven C. Gray

Steven C. Gray
Senior Supervising
Assistant Small Business Advocate
Attorney I.D. No. 77538

Enclosures

cc: Brian Kalcic
Parties of Record

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

| | | |
|-------------------------------------------------------|----------|-----------------------------------|
| Application of Pennsylvania-American | : | Docket Nos. A-2023-3042567 |
| Water Company under Section 1102(a) of | : | A-2023-3042587 |
| the Pennsylvania Public Utility Code, 66 Pa. | : | |
| C.S. § 1102(a), for approval of the transfer, | : | |
| by sale, of substantially all of the Township | : | |
| of Farmington’s assets, properties and rights | : | |
| related to its drinking water distribution and | : | |
| wastewater collection and treatment | : | |
| systems; and the right of Pennsylvania- | : | |
| American Water Company to begin to offer | : | |
| and furnish water service to the public in an | : | |
| additional portion and wastewater service to | : | |
| the public in a portion of the Township of | : | |
| Farmington, Clarion County, Pennsylvania | : | |

**NOTICE OF INTERVENTION
OF THE OFFICE OF SMALL BUSINESS ADVOCATE**

The Office of Small Business Advocate (“OSBA”) files this Notice of Intervention with respect to the Application of Pennsylvania-American Water Company under Section 1102(a) of the Pennsylvania Public Utility Code, 66 Pa. C.S. § 1102(a), for approval of (1) the transfer, by sale, of substantially all of the Township of Farmington’s assets, properties and rights related to its drinking water distribution system to Pennsylvania-American Water Company, (2) the transfer, by sale, of substantially all of the Township of Farmington’s assets, properties and rights related to its wastewater collection and treatment system to Pennsylvania-American Water Company; and (3) the right of Pennsylvania-American Water Company to begin to offer and furnish water service to the public in an additional portion and wastewater service to the public in a portion of the Township of Farmington, Clarion County, Pennsylvania In re: Filing by Pennsylvania-American Water Company under Section 507 of the Pennsylvania Public Utility Code, 66 Pa. C.S. § 507, of (i) the Asset Purchase Agreement By and Between Farmington Township, Clarion County and Pennsylvania-American Water Company that was filed with the

Pennsylvania Public Utility Commission (“Commission”) on August 28, 2023. In support of this Notice of Intervention, the OSBA avers as follows:

1. The OSBA is an agency of the Commonwealth of Pennsylvania authorized by the Small Business Advocate Act (Act 181 of 1988, 73 P.S. §§ 399.41 - 399.50) to represent the interest of small business consumers as a party in proceedings before the Commission.

2. Representing the OSBA in these proceedings is:

Steven Gray
Senior Supervising
Assistant Small Business Advocate
Office of Small Business Advocate
555 Walnut Street
Forum Place, 1st Floor
Harrisburg, PA 17101
(717) 783-2525
(717) 783-2831 (fax)
sgray@.pa.gov

Respectfully submitted,

/s/ Steven C. Gray

Steven C. Gray
Senior Supervising
Assistant Small Business Advocate
Attorney I.D. No. 77538

For: NazAarah Sabree
Small Business Advocate

Office of Small Business Advocate
555 Walnut Street
Forum Place, 1st Floor
Harrisburg, PA 17101
(717) 783-2525
(717) 783-2831 (fax)

Date: September 14, 2023

**BEFORE THE
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| by sale, of substantially all of the Township | : | |
| of Farmington’s assets, properties and rights | : | |
| related to its drinking water distribution and | : | |
| wastewater collection and treatment | : | |
| systems; and the right of Pennsylvania- | : | |
| American Water Company to begin to offer | : | |
| and furnish water service to the public in an | : | |
| additional portion and wastewater service to | : | |
| the public in a portion of the Township of | : | |
| Farmington, Clarion County, Pennsylvania | : | |

**PUBLIC STATEMENT OF
THE OFFICE OF SMALL BUSINESS ADVOCATE**

The Small Business Advocate is authorized and directed to represent the interest of small business consumers of utility services in Pennsylvania under the provisions of the Small Business Advocate Act, Act 181 of 1988, 73 P.S. §§ 399.41 - 399.50 (the “Act”). The Act further provides that the Small Business Advocate is to issue publicly a written statement stating concisely the specific interest of small business consumers to be protected by her initiation of or intervention in any proceeding involving those interests before the Public Utility Commission (“Commission”) or any other agency or court. This public statement relates to the filing today by the Small Business Advocate of a Notice of Intervention (“NOI”) in the Application of Pennsylvania-American Water Company under Section 1102(a) of the Pennsylvania Public Utility Code, 66 Pa. C.S. § 1102(a), for approval of (1) the transfer, by sale, of substantially all of the Township of Farmington’s assets, properties and rights related to its drinking water distribution system to Pennsylvania-American Water Company, (2) the transfer, by sale, of substantially all of the Township of Farmington’s assets, properties and rights related to its

wastewater collection and treatment system to Pennsylvania-American Water Company; and (3) the right of Pennsylvania-American Water Company (“PAWC”) to begin to offer and furnish water service to the public in an additional portion and wastewater service to the public in a portion of the Township of Farmington, Clarion County, Pennsylvania (“Farmington”) In re: Filing by Pennsylvania-American Water Company under Section 507 of the Pennsylvania Public Utility Code, 66 Pa. C.S. § 507, of (i) the Asset Purchase Agreement By and Between Farmington Township, Clarion County and Pennsylvania-American Water Company (“Application”) that was filed with the Pennsylvania Public Utility Commission (“Commission”) on August 28, 2023.

The Small Business Advocate files this NOI to protect the interests of PAWC’s and Farmington’s small business customers that could be affected by the acquisition proposed in the Application.

The Small Business Advocate will participate in proceedings before the Public Utility Commission to investigate the reasonableness the Application, as well as the impact upon PAWC’s and Farmington’s small business customers. The Small Business Advocate will ask the Commission to deny any aspect of the Application that is not proven to be lawful, just, reasonable, and non-discriminatory.

Dated: September 14, 2023

VERIFICATION

I, NazAarah Sabree, hereby state that the facts set forth herein 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).

Date: 09/14/2023



(Signature)

