

# Exhibit A

*This form is designed to assist the Water/Wastewater public utility with*  
**APPLICATION FOR APPROVAL OF ABANDONMENT OR  
DISCONTINUANCE OF SERVICE, IN WHOLE OR IN PART**

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

In Re: Application of DEER HAVEN, L.L.C.  
for approval of the abandonment or  
discontinuance of a wastewater sewer  
system in Palmyra Township, Pike  
County, Pennsylvania

Docket No: A- \_\_\_\_\_  
*(will be filled-in by the PUC's Secretary Office)*

1.	Public utility code:
2.	Name of Company: <b>Deer Haven, L.L.C.</b>
	Company Address:
	Street name & number: <b>41 Elm Street</b>
	Post office box:
	City: <b>Morristown</b>
	State: <b>New Jersey</b>
	Zip Code: <b>07960</b>
	Main Telephone Number: <b>973-610-1661</b>
	Email Address: <b>samshahar@yahoo.com</b>
	Website Address: <b>N/A</b>
	Fax number:
3.	Point of Contact for this Application:
	Name: <b>Sam Shahar</b>
	Title: <b>Member</b>
	<i>Complete the following if different than above:</i>
	Street name & number: <b>Same as above</b>
	Post office box:
	City:
	State:
	Zip code:
	Telephone Number.:
	Email address:
	Fax number:
4.	Attorney (if retained):
	Name: <b>Adeola A. Bakare, Esq - McNees Wallace &amp; Nurick, LLC</b>
	Street name & number: <b>100 Pine Street</b>
	Post office box:
	City: <b>Harrisburg</b>
	State: <b>Pennsylvania</b>
	Zip code: <b>17101</b>
	Telephone Number: <b>717-237-5290</b>
	Email address: <b>abakare@mcneeslaw.com</b>

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6. Provide a general description of the nature and character of the services rendered by the applicant:

**Wastewater service to the public in portions of Palmyra Township, Pike County.**

7. Provide a statement of change in service proposed by the applicant for which Commission approval is sought.

**Applicant is applying for a change in service due to the sale of the wastewater system to a new private owner. Applicant requests expedited review and approval of the Application to allow for the decommissioning of the aged Deer Haven sewer treatment plant and commencement of service of PL Utilities' newly constructed sewer treatment plant, subject to issuance of permitting for the new plant by the Pennsylvania Department of Environmental Protection and the Delaware River Basin Commission. Immediate abandonment of the aged Deer Haven sewer treatment plant is in the public interest, particularly for the Deer Haven customers.**

8. For partial abandonments/discontinuance, provide a map as an attached exhibit that depicts the existing service area as well as the service area to be abandoned.

**See Service Area Map, attached hereto as Attachment 1. All of the service area is to be abandoned.**

9. Provide a written description for the boundaries of the area to be abandoned and quantify the abandonment area in acres.

**See Service Area Map, attached hereto as Attachment 1. All of the service area is to be abandoned.**

10. Provide a summary of the revenue derived from the operation of the service sought to be discontinued, together with a statement of the expenses accruing from the maintenance of that service. This information may be furnished in detail and attached to the application.

**The Applicant's recordkeeping is unorganized. Revenues based on the current tariff are approximately \$34,000 a year. Projected expenses with a new operator at the existing treatment plant are approximately \$50,000 - \$55,000 a year.**

11. State the reasons why approval of the application is necessary.

**Deer Haven, L.L.C. ("Deer Haven") initially was formed to own and operate the wastewater treatment system as part of an overall development plan for the area by its affiliate Haven Development Company LLC ("Development Company"). The Development Company sold all of the development property to a third party prior to any development and there is no reason for Deer Haven to continue owning and operating the wastewater system.**

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12. Provide a detailed explanation of why the company wishes to abandon its certificated service territory.

**Deer Haven wishes to abandon its certificated service territory due to the sale of the associated development property to a new private owner.**

13. Provide the number of customers served and date last served.

**61 customers, who are still being served by Deer Haven.**

14. What will happen to these customers? Who will serve them?

**These customers will be served by the new owner of the wastewater system.**

15. Provide a copy of the agreement between the applicant and the proposed utility that will be accepting service responsibility for the applicant's customers.

**In late 2010 the Development Company and Deer Haven sold various properties totaling approximately 85 acres to Pocono Lakefront LLC ("Pocono Lakefront") in Palmyra Township, Pike County, PA. At the same time, Deer Haven and Pocono Lakefront entered into a Grant of Capacity and Option to Purchase Agreement. Under that Agreement, Deer Haven granted to Pocono Lakefront, its successors and assigns, the option to purchase the Deer Haven Sewer Company for \$1.00, subject to approval by the PUC of the transfer of the Certificates of Public Convenience to Pocono Lakefront. The 11/10/2010 Grant of Capacity and Option to Purchase Agreement is attached hereto as Attachment 2. On December 16, 2014, Deer Haven and Pocono Lakefront entered into an agreement under which Deer Haven agreed to sell its assets in the Sewer System to Pocono Lakefront subject to approval by the PUC of Certificates of Public Convenience being issued to a new company to be formed by Pocono Lakefront. The 12/10/2014 Purchase Agreement is attached hereto as Attachment 3. For a variety of reasons not germane here, the PUC Certificate of Public Convenience was not obtained within one year and the matter languished for a number of years. After litigation was initiated in New Jersey, the parties resolved their differences and agreed to proceed with obtaining the PUC approval of a Certificate of Public Convenience for the transfer of the wastewater sewer system to PL Utilities (affiliated with Pocono Lakefront), as provided for in the December 16, 2014 Agreement.**

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16. Provide a comparison of the utility service rates by class that a typical customer currently pays to the applicant and the rates a customer will pay the proposed utility.

**The rates to be charged by the new owner and operator will continue at the existing rate paid by the customers of the Deer Haven Wastewater System, which is at \$46.60 per month per user.**

17. As required by 52 Pa Code § 5.14(1), provide a copy of the publication notice from a newspaper(s) of general circulation serving the geographical territory affected by the application.

**A copy of this Notice will be provided upon publication.**

18. As required by 52 Pa Code § 5.14(2), provide a copy of the notice to the customers of the Applicant's plan to abandon service.

**See attached Notice to Customers as Attachment 4.**

Application must be served on the statutory agencies and attested via a certificate of service.