

**DOUGLAS, JOSEPH & OLSON**

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June 11, 2024

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

Re: Application of Aqua Pennsylvania Wastewater, Inc. (hereinafter referred to as "Aqua" or "Applicant") pursuant to Sections 1102 and 1329 of the Public Utility Code for: (1) approval of the acquisition by Aqua of the wastewater system assets of the Greenville Sanitary Authority (GSA) situated within the Borough of Greenville, Hempfield Township, and West Salem Township, Mercer County, Pennsylvania; (2) approval of the right of Aqua to begin to offer, render, furnish and supply wastewater service to the public in the Borough of Greenville, Hempfield Township and West Salem Township, Mercer County, Pennsylvania; and (3) an order approving the acquisition that includes the ratemaking rate base of the GSA wastewater system assets pursuant to Section 1329 (c)(2) of the Public Utility Code. Request for Approval of Contracts, including Assignments of Contracts, between Aqua and the GSA, pursuant to Section 507 of the Public Utility Code  
Docket No.: A-2023-3041695

Dear Secretary Chiavetta:

Attached for filing please find a Petition to Intervene on behalf of both the Greenville Municipal Authority and the Borough of Greenville, a/k/a, the Town of Greenville in the above-referenced proceeding.

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

Respectfully submitted,

DOUGLAS, JOSEPH & OLSON



James E. Douglas, Esq.  
Counsel for the Borough of Greenville  
PA Attorney I.D. #49643

JED/rd  
Enclosure

RCVD PUC SEC BUR  
JUN 17 2024 AM 10:56

**BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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**NOTICE TO PLEAD**

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YOU ARE HEREBY ADVISED THAT, PURSUANT TO 52 PA. CODE § 5.66, YOU MAY ANSWER THE ENCLOSED PETITION TO INTERVENE WITHIN TWENTY (20) DAYS OF THE DATE OF SERVICE HEREOF. YOUR ANSWER TO THE PETITION TO INTERVENE MUST BE FILED WITH THE SECRETARY OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION, P.O. BOX 3265, HARRISBURG, PA 17105-3265. A COPY SHOULD ALSO BE SERVED ON THE UNDERSIGNED COUNSEL FOR THE MUNICIPAL AUTHORITY OF THE BOROUGH OF GREENVILLE.



James E. Douglas, Esquire  
PA I.D. 49643

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Dated: 6-11-2024

**BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Aqua Pennsylvania Wastewater, Inc. (hereinafter referred to as "Aqua" or "Applicant") pursuant to Sections 1102 and 1329 of the Public Utility Code for: (1) approval of the acquisition by Aqua of the wastewater system assets of the Greenville Sanitary Authority ("GSA") situated within the Borough of Greenville, Hempfield Township, and West Salem Township, Mercer County, Pennsylvania; (2) approval of the right of Aqua to begin to offer, render, furnish and supply wastewater service to the public in the Borough of Greenville, Hempfield Township, and West Salem Township, Mercer County, Pennsylvania; and (3) an Order approving the acquisition that includes the ratemaking rate base of the GSA wastewater system assets pursuant to Section 1329 (c) (2) of the Public Utility Code. Request for Approval of Contracts, including Assignments of Contracts, between Aqua and the GSA, Pursuant to Section 507 of the Public Utility Code.

Docket No.: A-2023-3041695

RCUD PUC SEC BUR  
JUN 17 2024 AM 10:57

**PETITION TO INTERVENE**

**ON BEHALF OF THE GREENVILLE SANITARY AUTHORITY**

Pursuant to 52 PA Code §§ 5.71, 5.72, and 5.74, The Greenville Sanitary Authority of the Borough of Greenville ("Authority"), by and through its attorneys, James E. Douglas and Douglas, Joseph, & Olson, hereby files with the Pennsylvania Public Utility Commission (the "Commission") this Petition to Intervene in the above-captioned Application of Aqua Pennsylvania Wastewater, Inc. ("Aqua") for approval of (1) acquisition by Aqua of the sewer/sewage system assets of The

Greenville Sanitary Authority, organized under the Municipal Authorities Act and the laws of the Commonwealth of Pennsylvania, situated within the Borough of Greenville, Mercer County, Pennsylvania, (2) the rights of Aqua to offer, render, furnish service to the public in Greenville Borough, Mercer County, Pennsylvania, (3) an Order approving the acquisition that includes the ratemaking rate base of the Borough and The Greenville Sanitary Authority pursuant to Section 1329 (c) (2) of the Public Utility Code.

The Application directly affects the interests of the Authority which are not adequately represented by any existing Party. For the reasons that follow, the Greenville Sanitary Authority respectfully requests that the Commission grant its Petition to Intervene, and in support thereof avers as follows:

1. The Greenville Sanitary Authority is located in the Borough of Greenville, Mercer County Pennsylvania, with a business address of 125 Main Street, Greenville, Pennsylvania 16125.
2. The Greenville Sanitary Authority owns that certain treatment and distribution system ("The System") that provides public sewer/sanitary service to various customers in Greenville Borough, Hempfield Township and West Salem Township, Mercer County, Pennsylvania.
3. The Greenville Sanitary Authority is a Party to the Agreement for which Aqua seeks approval to acquire The Greenville Sanitary Authority's assets, properties and rights related to the System serving, inter alia, the Greenville Borough.
4. The Greenville Sanitary Authority supports the Application for Approval filed by Aqua.

5. The Greenville Sanitary Authority seeks intervention in the proceeding for due cause shown as follows:

a) The Authority is a Party to the asset Purchase Agreement (the "APA"), dated April 27, 2023 that sets forth the terms and conditions for the sale of the System,

b) As contemplated in the APA, the Authority will receive the proceeds of the sale of the System; and

c) Aqua's Application relies on the Authority's consent to the sale of the System.

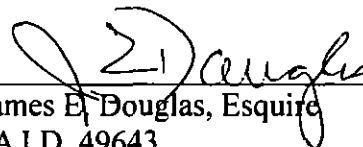
6. The Authority has a substantial and bona fide interest in the subject matter of the pending Application and its interests cannot be represented or protected adequately by other Parties.

7. As a Party to the APA, The Greenville Sanitary Authority submits that its Intervention is in the public interest.

8. Greenville Sanitary Authority intends to play an active role in the Commission's decision-making process and its participation herein will not unduly prejudice any Party.

WHEREFORE, The Greenville Sanitary Authority respectfully requests that the Commission grant its Petition to Intervene in this proceeding.

Respectfully Submitted,



James E. Douglas, Esquire  
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409 N. Hermitage Road  
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[jedouglas@douglasjoseph.com](mailto:jedouglas@douglasjoseph.com)

Dated: 6-7-2024

**VERIFICATION**

I, Jonathan Bailey, the Greenville Sanitary Authority Board President for the Borough of Greenville, hereby verify that the statements of fact made in the foregoing Petition 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 made herein are subject to the penalties of 18 PA C.S. § 4904 (relating to unsworn falsification to authorities).



\_\_\_\_\_  
Jonathan Bailey, President

Dated: 06/07/2024

**CERTIFICATE OF SERVICE**

Application of Aqua Pennsylvania Wastewater, Inc. :  
(hereinafter referred to as "Aqua" or "Applicant") :  
pursuant to Sections 1102 and 1329 of the Public :  
Utility Code for: (1) approval of the acquisition :  
by Aqua of the wastewater system assets of the :  
Greenville Sanitary Authority (GSA) situated :  
within the Borough of Greenville, Hempfield :  
Township, and West Salem Township, Mercer :  
County, Pennsylvania; (2) approval of the right :  
of Aqua to begin to offer, render, furnish and :  
supply wastewater service to the public in the :  
Borough of Greenville, Hempfield Township, :  
and West Salem Township, Mercer County, :  
Pennsylvania; and (3) an order approving the :  
acquisition that includes the ratemaking rate :  
base of the GSA wastewater system assets :  
pursuant to Section 1329 (c)(2) of the Public :  
Utility Code. Request for Approval of Contracts, :  
including Assignments of Contracts, between :  
Aqua and the GSA, pursuant to Section 507 of :  
the Public Utility Code :

RCVD PUC SEC BUR  
JUN 17 2024 AM 10:57

Docket No.: A-2023-3041695

I hereby certify that I have this day served true copies of the following documents, Petitions to Intervene, on behalf of the Greenville Sanitary Authority and the Borough of Greenville, upon the Parties of Record in this proceeding in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant), in the manner and upon the persons listed below:

Dated this 11<sup>th</sup> day of June, 2024.

**SERVICE BY E-MAIL ONLY**

Allison C. Kaster, Esquire  
Richard A. Kanaskie, Esquire  
Bureau of Investigation & Enforcement  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2<sup>nd</sup> Floor  
Harrisburg, PA 17120  
[akaster@pa.gov](mailto:akaster@pa.gov)  
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Counsel for I&E

Steven C. Gray, Esquire  
Rebecca Lyttle, Esquire  
Office of Small Business Advocate  
55 Walnut Street  
1<sup>st</sup> Floor, Forum Place  
Harrisburg, PA 17101-1923  
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[relyttle@pa.gov](mailto:relyttle@pa.gov)  
Counsel for OBSA

Courtney L. Schultz, Esquire  
Saul Ewing, LLP  
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Centre Square West, 38<sup>th</sup> Floor  
Philadelphia, PA 19102  
[courtney.schultz@saul.com](mailto:courtney.schultz@saul.com)  
Counsel for Aqua Pennsylvania Wastewater, Inc.


Rosemary Chiavetta, Secretary  
Angel Elwell, Office Administrator  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
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Paul Diskin, Director  
Darren Gill, Deputy Director  
Daniel Searfoorce, Manager  
Sean Donnelly  
Clinton McKinley  
Matt Lamb  
Manasi Deshpande  
James Kennedy  
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[mdesphande@pa.gov](mailto:mdesphande@pa.gov)  
[jameskenne@pa.gov](mailto:jameskenne@pa.gov)  
[pzander@pa.gov](mailto:pzander@pa.gov)

Office of Special Assistants  
Pennsylvania Public Utilities Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120  
[ra-OSA@pa.gov](mailto:ra-OSA@pa.gov)

Hon. Charles E. Rainey, Jr.  
Chief Administrative Law Judge  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120  
[crainey@pa.gov](mailto:crainey@pa.gov)

Gina L. Miller, Esq  
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5<sup>th</sup> floor, forum Place  
Harrisburg, PA 17101-1923  
[GMiller@paoca.org](mailto:GMiller@paoca.org)

By  \_\_\_\_\_  
James E. Douglas

On behalf of the Greenville Sanitary Authority and  
The Borough of Greenville

4098 N. Hermitage Road

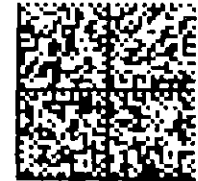
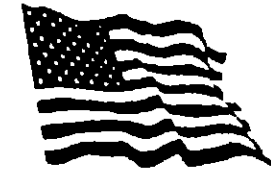
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Hermitage, PA 16148



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06/12/2024  
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Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120