



COMMONWEALTH OF PENNSYLVANIA

July 22, 2024

**E-FILED**

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

**Re: Joint Application of Aqua Pennsylvania, Inc., (“Aqua” or the “Company”) and its subsidiary, Honesdale Consolidated Water Company, (“Honesdale”), for the approval of: (1) the transfer to Aqua, through merger, of all property of Honesdale used or useful in the public service; (2) the right of Aqua to begin to offer, render, furnish, and supply water service in portions of the Borough of Honesdale, Townships of Texas and Dyberry, Wayne County Pennsylvania nunc pro tunc; and (3) the abandonment by Honesdale of public utility service in portions of the Borough of Honesdale, Townships of Texas and Dyberry, Wayne County Pennsylvania, and Request for Approval of Merger Between Affiliates / Docket Nos: A-2024-3049920, A-2024-3049921**

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/ Rebecca Lyttle*

Rebecca Lyttle  
Assistant Small Business Advocate  
Attorney ID No. 201399

*Enclosures*

cc: Jason Hails  
Roger Cathcart  
Parties of Record



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:

Rebecca Lyttle, Esq.  
Office of Small Business Advocate  
Forum Place  
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Harrisburg, PA 17101  
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Respectfully submitted,

/s/ Rebecca Lyttle  
Rebecca Lyttle  
Assistant Small Business Advocate  
Attorney I.D. No. 201399

For:  
NazAarah Sabree  
Small Business Advocate

Commonwealth of Pennsylvania  
Office of Small Business Advocate  
Forum Place  
555 Walnut Street, 1<sup>st</sup> Floor  
Harrisburg, PA 17101

Date: July 22, 2024



The Small Business Advocate is intervening in these proceedings to protect the interests of the Honesdale Consolidated Water Company's small business customers. A thorough inquiry by the Commission into all the elements of the Joint Application is necessary to ascertain whether it conforms to the Public Utility Code and to the Commission's regulations. This Joint Application seeks the approval of the Pennsylvania Public Utility Commission ("PUC" or the "Commission") authorizing the merger of Honesdale Consolidated Water Company ("Honesdale"), into Aqua Pennsylvania, Inc. ("Aqua" or the "Company") (Honesdale and Aqua together as "Joint Applicants"). The Joint Applicants requested that the Commission issue certificates of public convenience pursuant to Section 1102(a)(3) of the Public Utility Code, 66 Pa. C.S. § 1102(a)(3). The Joint Applicants also requested all other approvals or 2 certificates as appropriate under the Public Utility Code to consummate the transaction contemplated in their Joint Application.


In view of the foregoing, the Small Business Advocate is requesting that the Joint Application be either denied or subject to investigation and evidentiary hearings before the Commission. The Small Business Advocate will ask the Commission to deny or modify any aspect of the Joint Application that is not proven to be just, reasonable, non-discriminatory, and fully in accordance with the Public Utility Code and the Commission's regulations.

Dated: July 22, 2024

**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: July 22, 2024

  
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(Signature)



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DATE: July 22, 2024

*/s/ Rebecca Lyttle*  
\_\_\_\_\_  
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