



COMMONWEALTH OF PENNSYLVANIA

October 21, 2024

**E-FILED**

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

**Re: Application For Certificate Of Public Convenience And All Necessary Approvals Nunc Pro Tunc For Mainlines, Manholes & Wastewater Treatment Inc. To Provide Wastewater Services To Portions Of Girard Township and Fairview Township, Erie County, Pennsylvania, Approval Of Affiliated Interest Agreement, And All Other Approvals As May Be Necessary Or Proper, Including an Affiliated Interest Agreement/ Docket No.: A-2024-3050786**

Dear Secretary Chiavetta:

Enclosed for filing please find the Prehearing Memorandum, on behalf of the Office of Small Business Advocate (“OSBA”), in the above-referenced proceeding.

Copies will be served on all known parties in this proceeding, 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: Kevin Higgins  
Parties of Record



## **II. FILING BACKGROUND**

On August 16, 2024, and amended on August 28, 2024, Mainlines, Manholes & Wastewater Treatment Inc. (“MMWT” or the “Company”) filed its Application with the Commission to issue a Certificate of Public Convenience requesting approval under Section 1102(a)(1)(i) for MMWT to offer, render, furnish, and supply wastewater service in portions of Girard Township and Waterford Township (“Townships”) in Erie County, Pennsylvania.

The OSBA filed its Protest, Notice of Intervention, and Public Statement on September 10, 2024.

## **III. IDENTIFICATION OF WITNESS AND ISSUES**

Assisting in the development and presentation of the OSBA’s case in this proceeding will be:

Mr. Kevin C. Higgins  
Energy Strategies LLC  
111 East Broadway, Suite 1200  
Salt Lake City, Utah 84111  
(801) 355-4365  
[khiggins@energystrat.com](mailto:khiggins@energystrat.com)

The OSBA will participate in this proceeding to assure that the interests of small business customers are adequately represented and protected.

After discussions with the Company, the OSBA’s issues in this proceeding have been resolved. At the time of this writing, there is a Settlement in Principle between MMWT and the OSBA.

## **IV. SERVICE OF DOCUMENTS**

In accordance with 52 Pa. Code § 1.54(b)(3)(i), the OSBA agrees to accept electronic

mail delivery of documents on the due date<sup>1</sup> as satisfying the in-hand requirement. In addition to email copies of pleadings, briefs, and exceptions, the OSBA requests email copies of responses to discovery propounded by the OSBA or any other party.

The OSBA requests that email delivery of documents also be provided to its witnesses identified above.

**V. DISCOVERY**

The OSBA does not propose any discovery modifications.

**V. SETTLEMENT**

At the time of this writing, there is a Settlement in Principle between MMWT and the OSBA.

Respectfully submitted,

*/s/ Rebecca Lyttle*

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Rebecca Lyttle  
Assistant Small Business Advocate  
Attorney ID No. 201399

Commonwealth of Pennsylvania  
Office of Small Business Advocate  
Forum Place  
555 Walnut Street, 1<sup>st</sup> Floor  
Harrisburg, PA 17101  
(717) 783-2525

Dated: October 21, 2024

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<sup>1</sup> In accordance with 52 Pa. Code § 1.56(a)(5), documents must be received by 4:30 pm.

