



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
400 NORTH STREET, HARRISBURG, PA 17120

IN REPLY PLEASE
REFER TO OUR FILE

January 29, 2025

Docket No. A-2024-3052728
Utility Code 220750

ADEOLU A BAKARE ESQUIRE
MCNEES WALLACE & NURICK LLC
100 PINE STREET
PO BOX 1166
HARRISBURG PA 17108-1166
ABAKARE@MCNEESLAW.COM

RE: Application of the City of DuBois for approval of the right to abandon water service to the public outside of its corporate limits at Docket No. A-2024-3052728

Dear Attorney Bakare:

On December 30, 2024, the City of DuBois (DuBois) filed the above-captioned document with the Pennsylvania Public Utility Commission (Commission). For the Commission to complete its analysis of the filing, please respond with the information requested in the attached document.

Please forward the information to the Secretary of the Commission at the address listed below **within ten (10) business days** from the date of this letter. All documents requiring notary stamps must have original signatures. The Commission strongly encourages submission through efilings with the Secretary of the Commission by opening an efilings account through the Commission website and accepting eservice at <https://efiling.puc.pa.gov>. The Commission is accepting all public documents through our efilings system at this time.

If your filing contains confidential material, you are required to either file by overnight delivery or submit to the Secretary's Share Point File system to ensure the timely filing of your submission. Filers should contact the Secretary's Bureau in advance to gain access to the Share Point File system. Make sure to reference the Docket Number listed above when filing your response. The overnight address for hard-copy or confidential responses is:

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

Please note your answers must be verified per 52 Pa. Code § 1.36. Accordingly, you must provide the following statement with your responses:

I, [print name of appropriate company representative], hereby state that the facts above set forth 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).

Signature _____
Title _____
Date _____

Please contact the below staff person if any problems should arise that prevent a full response within ten business days or if any clarification of these data requests is needed. Please mark the materials “CONFIDENTIAL” in bold or highlighted manner if any of the requested information is deemed to be of a confidential nature.

In addition, to expedite completion of the review, please send a copy of the response to James Kennedy, in the Water/Wastewater Section of the Bureau of Technical Utility Services via e-mail at jameskenne@pa.gov. Please also direct any questions to James Kennedy at telephone number (717) 783-3971. Thank you in advance for your cooperation.

Sincerely,



Rosemary Chiavetta
Secretary

Enclosure: TUS Data Request Set 1

cc: Patrick Cicero, Office of Consumer Advocate (w/enclosure), ra-oca@paoca.org
Melanie El Atieh, Office of Consumer Advocate (w/enclosure), melatieh@paoca.org
NazAarah Sabree, Office of Small Business Advocate (w/enclosure), ra-sba@pa.gov
Allison Kaster, Bureau of Investigation & Enforcement (w/enclosure), akaster@pa.gov

TUS Data Request Set 1

Application of the City of DuBois for approval of the right to abandon water service to the public outside of its corporate limits at Docket No. A-2024-3052728

Note: Please restate the data request prior to providing a response. In addition, provide the name and title of the person(s) providing the response and/or information for each data request.

- A-1. Please confirm that the City of DuBois (Dubois) is seeking a certificate of public convenience pursuant to Section 1102(a)(3) of the Pennsylvania Public Utility Code, 66 Pa.C.S. § 1102(a)(3), for Commission approval of the right of DuBois to transfer, by consolidation with Sandy Township (Sandy), the title, possession, and use of all of its water system assets to a new municipal corporation formed by the consolidation of Sandy and DuBois (New City).
- A-2. The Application's Section 5 indicated that DuBois serves 4,372 customers, including 3,688 residential customers in its municipal boundaries, and 684 customers in Sandy. However, in its 2023 annual financial report filed with the Commission, DuBois identified 4,556 customers, including 3,811 inside-municipality customers and 745 outside-municipality customers, as of December 31, 2023. Please reconfirm the number of customers, by customer class (e.g., residential, commercial, etc.) and by Commission-jurisdictional status (i.e., inside and outside of DuBois's corporate limits), served by DuBois.
- A-3. The Application's Section 5 indicated that DuBois provides certain water services to Sykesville Township (Sykesville) and Falls Creek Borough (Falls Creek), but does not indicate whether these services will be provided by New City at points of service within its corporate limits. Please clarify whether water services to Sykesville and Falls Creek will be provided by New City at points of service within its corporate limits.
- A-4. Please confirm whether New City will acquire, construct or begin to operate any plant, equipment, or other facilities for the rendering or furnishing to the public of public utility water service beyond its corporate limits.
- A-5. The Application's Exhibit A included a copy of a Consolidation Agreement dated November 7, 2022 (Consolidation Agreement). The Consolidation Agreement's Section 5.(a) referenced a plan attached as Appendix A as being incorporated as part of the Consolidation Agreement. However, the Consolidation Agreement did not include a copy of this document. Please provide a copy of the Consolidation Agreement's Appendix A.
- A-6. The Consolidation Agreement's Section 11 specified that water services in Sandy are provided by the Sandy Township Municipal Authority, and that upon consolidation, New City will provide water service to all New City residents upon uniform terms, conditions, and rates. However, it is unclear whether, upon consolidation, New City will adopt DuBois water tariff rates, Sandy Township Municipal Authority adopted water rates, or other rates for customers served by DuBois in Sandy as of the consolidation date (i.e., Commission-jurisdictional customers). Please either confirm that New City will adopt DuBois' effective water tariff rates for DuBois customers in Sandy as of the consolidation date or provide a comparison of DuBois and New City water service rates,

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by customer class, that reflects the anticipated changes in rates for DuBois customers in Sandy.

- A-7. Please explain how the consolidation will impact water services for DuBois customers in Sandy, including whether DuBois anticipates future service improvements from consolidation.
- A-8. Please explain how the consolidation will impact water rates for DuBois customers in Sandy, including whether DuBois anticipates future efficiencies or cost savings from consolidation.
- A-9. Please identify the required permits and approvals for DuBois to transfer its water system assets to New City and specify the status of each permit or approval and its estimated cost.
- A-10. Please provide copies of letters from Sandy and Clearfield County indicating whether the Application is consistent with adopted municipal and county comprehensive plans and zoning ordinances.
- A-11. Please explain how customers served by DuBois in Sandy receive wastewater service.