

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of The York Water Company- :  
Wastewater for approval of the right to: (1) acquire :  
certain wastewater system assets of Margarett : Docket No. A-2024-3049695  
MHP, LLC; and (2) begin to offer, render, furnish :  
or supply wastewater service to the public in an :  
additional portion of Lower Windsor Township, :  
York County, Pennsylvania :

ORDER REASSIGNING APPLICATION

On June 24, 2024, The York Water Company (York Water or the Company) filed the Application for approval of the right to (1) acquire certain wastewater system assets of Margarett MHP, LLC; and (2) begin to offer, render, furnish or supply wastewater service to the public in an additional portion of Lower Windsor Township, York County, Pennsylvania. York County, Pennsylvania York County, Pennsylvania.

On June 24, 2024, a Secretarial Letter was issued directing the Company to publish a notice once a week for two consecutive weeks in a newspaper having a general circulation in the area involved and file proof of publication with the Commission on or before July 22, 2024. The Secretarial letter also provided that pursuant to 52 Pa. Code §5.14, the Commission would proceed with publishing notice in the Pennsylvania Bulletin to appear in the July 6, 2024, issue, providing that formal protests and petitions to intervene must be filed in accordance with Title 52 of the Pennsylvania Code, on or before July 22, 2024. The Notice was published in the Pennsylvania Bulletin on July 6, 2024. The Company also caused notice of the filing and deadlines to be published in the York Daily Record on July 5 and 8, 2024.

On July 1, 2024, the Office of Small Business Advocate (OSBA) filed a Notice of Appearance on July 1, 2024, and a Notice of Intervention on July 9, 2024.

On July 10, 2024, the Pennsylvania Public Utility Commission's (Commission) Bureau of Technical Utility Services (TUS) served its first set of data requests.

The OSBA filed a Petition for Leave to Withdraw its Intervention in this proceeding on July 17, 2024. OSBA stated that following further investigation, and consultation with Counsel for the York Water Company, OSBA resolved its concerns in this matter. Therefore, OSBA stated it was withdrawing its Intervention in this matter and stated it was OSBA's understanding that York Water did not object to the withdrawal request.

No objection to the letter Petition to Withdraw OSBA's Intervention was filed in this proceeding.

On March 3, 2025, the Company filed a letter status report indicating that it filed answers to TUS's data requests on August 29, 2024 and requested that this matter either be transferred to TUS for review (in light of OSBA's Petition for Leave to Withdraw its Intervention) or set for a prehearing conference before an administrative law judge to address OSBA's Petition for Leave to Withdraw its Intervention and any other matters.

On March 3, 2025, this case was assigned to the undersigned presiding officer.

52 Pa. Code § 5.94 addresses the withdrawal of pleadings in a contested proceeding and provides, as follows:

(a) Except as provided in subsection (b), a party desiring to withdraw a pleading in a contested proceeding may file a petition for leave to withdraw the appropriate document with the Commission and serve it upon the other parties. The petition must set forth the reasons for the withdrawal. A party may object to the petition within 10 days of service. After considering the petition, an objection thereto and the public interest, the presiding officer or the Commission will determine whether the withdrawal will be permitted.

(b) A protest to an application may be withdrawn by filing a notice of withdrawal directed to the Commission or the

presiding officer. The notice must state that the protest is withdrawn and provide the reasons for the withdrawal.

(c) Withdrawal or termination of an uncontested proceeding is governed by § 1.82 (relating to withdrawal or termination).

(d) Subsections (a)—(c) supersede 1 Pa. Code § 35.51 (relating to withdrawal of pleadings).

Notices of the filing of the Application and of the July 22, 2024 deadline to file protests and petitions to intervene were published once a week for two consecutive weeks in a newspaper having a general circulation in the area involved and notice was published in the Pennsylvania Bulletin on July 6, 2024. No protests were filed. The only Notice of Intervention was filed by OSBA on July 9, 2024.

Given the representations of OSBA in its Petition for Leave to Withdraw its Intervention that OSBA has resolved its concerns in this matter and that OSBA was withdrawing its Intervention in this matter, without objection from the Company, the Application is not contested. The Parties and public have had sufficient notice and time to protest, intervene or object and has not taken action to raise objection to the Application. Under the circumstances, this application is now uncontested. The notice to intervene has been withdrawn and there has been no request by any person or entity to intervene in this proceeding or to participate in any hearing in this proceeding. Therefore, under the circumstances, a transfer of the Application to the Bureau of Technical Utility Services is appropriate.

### ORDER

THEREFORE,

IT IS ORDERED:

That the Application of the York Water Company for approval of the right to (1) acquire certain wastewater system assets of Margaretta MHP, LLC; and (2) begin to offer,

render, furnish or supply wastewater service to the public in an additional portion of Lower Windsor Township, York County, Pennsylvania. York County, Pennsylvania York County, Pennsylvania, filed at PUC Docket No. A-2024-3049695, is reassigned from the Pennsylvania Public Utility Commission's Office of Administrative Law Judge to the Bureau of Technical Utility Services.

Date: March 19, 2025

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Jeffrey A. Watson  
Administrative Law Judge

**A-2024-3049695 - APPLICATION OF THE YORK WATER COMPANY, UNDER SECTIONS 1102(A)(1) AND 1102(A)(3) OF THE PUBLIC UTILITY CODE, FOR APPROVAL OF THE RIGHT OF THE YORK WATER COMPANY TO: (1) ACQUIRE CERTAIN WASTEWATER FACILITIES OF MARGARETTA MHP, LLC; AND (2) BEGIN TO OFFER, RENDER, FURNISH AND SUPPLY WASTEWATER SERVICE TO THE PUBLIC IN AN ADDITIONAL PORTION OF LOWER WINDSOR TOWNSHIP, YORK COUNTY, PENNSYLVANIA.**

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