

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE JOINT :  
APPLICATION OF THE YORK WATER :  
COMPANY AND CMV SEWAGE CO. :  
INC., Under Sections 1102(a)(1)-(3) of the :  
Public Utility Code, for (1) approval of the : Docket Nos. A-2025-3054555  
right to transfer certain public wastewater : A-2025-3054556  
facilities and rights from CMV Sewage Co. :  
Inc. to The York Water Company; (2) the :  
abandonment by CMV Sewage Co. Inc. of :  
wastewater service to the public in its service :  
territory in Chanceford Township, York :  
County, Pennsylvania; and (3) approval for :  
the York Water Company to begin to offer, :  
render, furnish or supply wastewater service :  
to the public in a portion of Chanceford :  
Township, York County, Pennsylvania :  
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PREHEARING CONFERENCE  
MEMORANDUM OF CMV SEWAGE CO. INC.

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Joint Applicant, CMV Sewage Co. Inc, (“CMV”) submits this Memorandum in the above-captioned Joint Application pursuant to the Prehearing Conference Order dated May 28, 2025 of Administrative Law Judge Emily A. Farren and 52 Pa. Code §5.224(c).

**BACKGROUND**

1. CMV operates a private wastewater treatment plant in Chanceford Township, York County, Pennsylvania serving 280 residential customers.
2. On April 9, 2025, The York Water Company (“York Water”) and CMV filed the above-captioned Joint Application pursuant to Sections 1102(a)(1)-(3) of the Public Utility Code, requesting the Public Utility Commission’s (“PUC”) approval for: (1) the transfer of CMV’s wastewater facilities to York Water; (2) CMV’s abandonment of wastewater service in Chanceford Township, York County, PA; and (3) approval for York Water to being to offer,

render, furnish or supply wastewater service to the public in a portion of Chanceford Township, York County, PA.

3. Notice of the Joint Application was published in the Pennsylvania Bulletin on April 26, 2025, and stated that Protests and Petitions to Intervene must be filed on or before May 12, 2025.

4. The Joint Application was contested by the Office of Consumer Advocate by the filing of a protest on May 12, 2025.

5. On May 28, 2025, a Telephonic Prehearing Conference Notice was issued by the Commission, scheduling a telephonic prehearing conference for Monday, June 16, 2025, before Administrative Law Judge Emily A. Farren (“ALJ”).

6. Also, on May 28, 2025, the ALJ issued a Prehearing Conference Order, directing the parties to file a Prehearing Memoranda by Noon on June 13, 2025.

Approval of Abandonment of its wastewater services in Chanceford Township.

#### **ISSUES**

7. The issue at hand is whether the Joint Application is necessary or proper for service, accommodation, convenience and safety to the public.

#### **SERVICE LIST**

8. CMV wishes to have the following individual on the service list: John J. Baranski, Jr., Esquire, for CMV Sewage Co Inc., MPL LAW FIRM, LLP, 96 South George Street, Suite 400, York, PA 17401.

#### **SETTLEMENT**

9. CMV intends to participate in any settlement discussions concern all issues, but most transfer of the facilities to York Water.

#### **DISCOVERY**

10. CMV intends to cooperate with all parties and the Administrative Law Judges to develop a schedule and a procedure for discovery in accordance with the PUC’s regulations.

#### **LITIGATION SCHEDULE**

11. CMV intends to cooperate with all parties and the Administrative Law Judges to

develop a schedule for litigation in accordance with the PUC's regulations and present same to the Administrative Law Judges.

### **WITNESSES**

12. CMV intends to present the following as witnesses:

a. Samuel Juffe – President, CMV Sewage Co. Inc.

200 Bailey Springs Drive  
Suite 202  
Stewartstown, PA 17363

**as to the present operations of the CMV facilities**

b. John Huenke – Vice-President, CMV Sewage Co. Inc.

200 Bailey Springs Drive  
Suite 202  
Stewartstown, PA 17363

**as to the present operations of the CMV facilities**

13. CMV reserves the right to cross-examine the other parties' witnesses.

### **POSITION OF CMV ON ALL ISSUES**

14. CMV takes the following positions on all issues:

a. That CMV's request for transfer of service to York Water be approved.

Respectfully submitted,

*John J. Baranski, Jr.*  
John J. Baranski, Jr., Esquire  
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York, PA 17401  
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CERTIFICATE OF SERVICE

I hereby certify that I have served a true and correct copy of the foregoing document, CMV Sewage Co Inc.'s Prehearing Conference Memorandum, upon 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 person listed below on this 13<sup>th</sup> day of June 2025

Emily A. Farren Administrative Law Judge PA Public Utility Commission P.O. Box 3265 Harrisburg, PA 17105-3265 <a href="mailto:efarren@pa.gov">Efarren@pa.gov</a>	
Megan E. Rulli, Esquire POST & SCHELL, PC 17 N. Second Street 12 <sup>th</sup> Floor Harrisburg, PA 17101 <a href="mailto:mrulli@postschell.com">mrulli@postschell.com</a>	
Christy Appleby, Esquire PA Office of Consumer Advocate 555 Walnut Street, 5 <sup>th</sup> Floor, Forum Place Harrisburg, PA 17101 <a href="mailto:cappleby@paoca.org">cappleby@paoca.org</a>	

Respectfully submitted,

    /s/ John J. Baranski, Jr.