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Whitney E. Snyder
717.703.0807
wesnyder@hmslegal.com

501 Corporate Circle, Suite 302, Harrisburg, PA 17110 Phone: 717.236.1300 Fax: 717.236.4841 www.hmslegal.com

July 25, 2025

VIA ELECTRONIC FILING

Matthew L. Homsher, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor (filing room)
Harrisburg, PA 17120

Re: Joint Application of American Water Works Company, Inc., Pennsylvania-American Water Company, Nexus Regulated Utilities, LLC and Community Utilities of Pennsylvania Inc., Pursuant to Sections 1102 and 1103 of the Public Utility Code, for all of the necessary authority, approvals, and certificates of public convenience to approve the transfer of control of Community Utilities of Pennsylvania Inc. from Nexus Regulated Utilities, LLC to American Water Works Company, Inc.; Docket Nos. A-2025-3055551, et al.; **CUPA AND NEXUS PREHEARING ONFERENCE MEMORANDUM**

Dear Secretary Homsher:

Attached for filing is the Prehearing Conference Memorandum of Community Utilities of Pennsylvania Inc. ("CUPA") and Nexus Regulated Utilities, LLC ("Nexus") in the above-referenced proceedings. Copies of this document have been served in accordance with the attached Certificate of Service.

If you have any questions about this filing, please contact me. Thank you for your attention to this matter.

Very truly yours,

/s/ Whitney E. Snyder

Whitney E. Snyder

*Counsel for Community Utilities of Pennsylvania
Inc. and Nexus Regulated Utilities, LLC*

WES/das

Enclosures

cc: Administrative Law Judge Erin Gannon (egannon@pa.gov)
Per Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Joint Application of American Water Works	:	
Company, Inc., Pennsylvania-American	:	
Water Company, Nexus Regulated Utilities,	:	Docket Nos. A-2025-305551
LLC and Community Utilities of	:	A-2025-305552
Pennsylvania Inc., Pursuant to Sections 1102	:	A-2025-305553
and 1103 of the Public Utility Code, for all	:	A-2025-305554
of the necessary authority, approvals, and	:	
certificates of public convenience to approve	:	
the transfer of control of Community	:	
Utilities of Pennsylvania Inc. from Nexus	:	
Regulated Utilities, LLC to American Water	:	
Works Company, Inc.	:	

**PREHEARING CONFERENCE MEMORANDUM OF
COMMUNITY UTILITIES OF PENNSYLVANIA, INC.
AND NEXUS REGULATED UTILITIES, LLC**

TO ADMINISTRATIVE LAW JUDGE ERIN L. GANNON:

Community Utilities of Pennsylvania Inc. (“CUPA”) and Nexus Regulated Utilities, LLC (“Nexus”), by and through their attorney in this matter, HMS Legal LLP, hereby submits this Prehearing Conference Memorandum.

I. ISSUES

The key issue in this proceeding is whether the Application should be granted, which will *inter alia* result in PAWC obtaining CUPA’s assets and service territory and providing water and wastewater services therein.¹ The standard for grant of the Application and granting the necessary certificates of public convenience is whether the Application necessary or proper for the service, accommodation, convenience, or safety of the public. 66 Pa. C.S. § 1103. As the Application

¹ All required approvals to accomplish grant of the Application are listed on page 19-21 of the Application.

explains at length and as will be demonstrated in testimony, granting the Application is necessary and proper and in the public interest. Application at 11-17.

CUPA reserves its rights to present additional issues in this proceeding.

II. WITNESSES

CUPA will present the testimony of Steven M. Lubertozi, Senior Vice President Rates, Regulatory and Legislative Affairs. Mr. Lubertozi will provide testimony in support of the Application on behalf of Nexus and CUPA.

CUPA reserves its rights to present additional witnesses in this proceeding.

III. PUBLIC INPUT HEARINGS

CUPA submits that public input hearings are not necessary or warranted for this Application. The Office of Small Business Advocate and the Office of Consumer Advocate are the only parties that have protested the Application. CUPA is not aware of any customer protests, complaints, or comments regarding or opposing the Application. PAWC filed a proof of publication evidencing that it has published the Commission's required notice of the Application in four generally circulated newspapers in CUPA's service territory for two weeks. This Application is not a rate proceeding and there are no written policies, regulations, or statutory procedures requiring public input hearings.

IV. PROCEDURAL SCHEDULE

CUPA supports the procedural schedule PAWC proposes. CUPA is willing to work with the other parties to reach mutual agreement on a procedural schedule.

V. DISCOVERY MODIFICATIONS

CUPA supports the procedural schedule PAWC proposes. CUPA is willing to work with the other parties to reach mutual agreement on a procedural schedule.

VI. SETTLEMENT

CUPA supports the procedural schedule PAWC proposes. CUPA is willing to work with the other parties to reach mutual agreement on a procedural schedule.

WHEREFORE, Community Utilities of Pennsylvania Inc. and Nexus Regulated Utilities, LLC respectfully submit this Prehearing Conference Memorandum.

Respectfully submitted,

/s/ Whitney E. Snyder

Whitney E. Snyder, Attorney ID No.

HMS Legal LLP

501 Corporate Circle, Suite 302

Harrisburg, PA 17110

717.236.1300

wesnyder@hmslegal.com

Counsel for

Community Utilities of Pennsylvania, Inc.

and Nexus Regulated Utilities, LLC

Date: July 25, 2025

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the parties, listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

VIA ELECTRONIC MAIL ONLY

Elizabeth Rose Triscari Esquire
Erin K Fure Esquire Pennsylvania-American
Water Co. 852 Wesley Drive Mechanicsburg
PA 17055
Elizabeth.Triscari@amwater.com
erin.fure@amwater.com

(Counsel for American Water Works Co., Inc.
and Pennsylvania-American Water Co.)

David P Zambito Esquire
Jonathan P Nase Esquire Cozen O'Connor
17 North Second Street Suite 1410
Harrisburg PA 17101
dzambito@cozen.com
jnase@cozen.com

(Counsel for American Water Works Co., Inc.
and Pennsylvania-American Water Co.)

Christy Appleby Esquire
Jacob Guthrie Esquire
Office Of Consumer Advocate
555 Walnut Street
5th Floor Forum Place
Harrisburg PA 17101
cappleby@paoca.org
jguthrie@paoca.org

(Counsel for Office of Consumer Advocate)

Allison Kaster, Esquire
Bureau of Investigation & Enforcement
400 North Street
Commonwealth Keystone Building
Harrisburg, PA 17120
akaster@pa.gov

Rebecca Lyttle Esquire
Office Of Small Business Advocate
555 Walnut Street 1st Floor
Harrisburg PA 17101
relyttle@pa.gov

/s/ Whitney E. Snyder
Whitney E. Snyder

Dated this 25th day of July, 2025.