



COMMONWEALTH OF PENNSYLVANIA

September 4, 2025

E-FILED

Matthew L. Homsher, 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 Homsher:

Enclosed please find the Notice of Withdrawal of Protest, on behalf of the Office of Small Business Advocate (“OSBA”), in the above-captioned 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

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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**

**NOTICE OF WITHDRAWAL OF
PROTEST OF THE
OFFICE OF SMALL BUSINESS ADVOCATE**

I. INTRODUCTION

On August 16, 2024, Mainlines, Manholes & Wastewater Treatment Inc. (“MMWT” or the “Company”) filed an Application for Certificate of Public Convenience and All Necessary Approvals Nunc Pro Tunc 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 (“Application”). MMWT amended the Application on August 28, 2024.

On September 10, 2024, the Office of the Small business Advocate (“OSBA”) filed a Protest and Notice of Intervention in response to the Application.

II. LEGAL STANDARD

52 Pa. Code § 5.94(b) states, as follows:

A protest to an application may be withdrawn by filing a notice of withdrawal directed to the Commission or the presiding officer.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.

Pursuant to Section 5.94(b), the OSBA respectfully submits this Notice of Withdrawal of its September 10, 2024, Protest to Administrative Law Judge (“ALJ”) Katrina L. Dunderdale.

III. REASONS FOR WITHDRAWAL

The OSBA has conducted informal discovery in this matter and has engaged in discussions with MMWT. As a result of the information obtained, and in accordance with Section 5.94(b), the OSBA states the following reasons as the basis for this withdrawal.

First, the OSBA has concluded that the Application does not adversely affect the small business customers of MMWT.

Second, MMWT has agreed that it shall not file for a base rate increase until 24 months after the Commission issues a final order approving the Application.

Third, within 90 days of Commission issuing a final order approving of the Application, MMWT has agreed to send a mailer to small business customers with information regarding the OSBA. The OSBA will provide the text of the mailer to MMWT’s counsel.

WHEREFORE, based upon the reasons set forth above, the OSBA respectfully requests that ALJ Dunderdale permit the withdrawal of the OSBA's September 10, 2024, Protest as set forth in Section 5.94(b).

Respectfully submitted,

/s/ Rebecca Lyttle

Rebecca Lyttle
Assistant Small Business Advocate
Attorney I.D. 201399

For:
NazAarah Sabree
Small Business Advocate

Commonwealth of Pennsylvania
Office of Small Business Advocate
Forum Place
555 Walnut Street, 1st Floor
Harrisburg, PA 17101

Date: September 4, 2025

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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**

CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of the foregoing have been served via email (*unless otherwise noted below*) upon the following persons, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

The Honorable Katrina L. Dunderdale
Administrative Law Judge
Pennsylvania Public Utility Commission
301 Fifth Avenue, Suite 220
Pittsburgh, PA 15222
kdunderdal@pa.gov

Mary G. Swarner
mwarners@pa.gov

Whitney E. Snyder, Esquire
Aaron D. Rosengarten, Esquire
HMS Legal, LLP
501 Corporate Circle, Suite 302
Harrisburg, PA 17110
wesnyder@hmsleegal.com
adrosengarten@hmslegal.com

DATE: September 4, 2025

/s/ Rebecca Lyttle
Rebecca Lyttle
Assistant Small Business Advocate
Attorney I.D. No. 201399