

PUC Response Packet – Danielle Day v. Allied Utility Services, Inc.

Docket No. C-2025-3057638

October 21, 2025

Via eFile or First-Class Mail

Secretary

Pennsylvania Public Utility Commission

Commonwealth Keystone Building

400 North Street

Harrisburg, PA 17120

Dear Secretary:

Enclosed please find the complete filing submitted on behalf of Complainant Danielle Day in the above-captioned matter, including:

Complainant's Answer to Preliminary Objections

Complainant's Reply to New Matter

Certificate of Service

Exhibit E – Jim Wilson "New Sewer Lateral Permit" (March 2024)

Please accept this filing into the record for Docket No. C-2025-3057638.

Respectfully submitted,

Danielle Day

5070 Cassidy Drive

Schnecksville, PA 18078

danielleday414@gmail.com

COMPLAINANT’S ANSWER TO PRELIMINARY OBJECTIONS

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Danielle Day, Complainant

v.

Allied Utility Services, Inc. (AUSI), Respondent

Docket No. C-2025-3057638

I. Introduction

Complainant Danielle Day answers the Preliminary Objections of Allied Utility Services, Inc. (AUSI) dated October 14, 2025, and respectfully requests that the Commission overrule the objections and permit this matter to proceed to hearing.

II. Response to Statute-of-Limitations Objection

1. AUSI contends the complaint is time-barred because the sewer line was installed in 2004.
2. The violation is AUSI’s continuing omission to inspect and approve the building-sewer connections in Gateway North, contrary to its tariff and PUC regulations.
3. This failure remained concealed until the sewer line at Complainant’s home collapsed in January 2024, revealing that no inspection or approval had ever occurred.
4. Under Pennsylvania’s discovery rule, the limitations period begins when the injury and its cause are reasonably discoverable, not when a hidden violation first occurred.
5. Because the defect was latent and undiscoverable until 2024, the complaint filed in 2025 is timely.
6. AUSI’s own letter of March 30, 2024, admits the builder connected multiple homes to AUSI’s system without the required AUSI inspection and approval, and that AUSI failed to inspect Complainant’s line and three adjacent homes.
7. Such an omission constitutes a continuing violation that persisted until discovery.

III. Response to “Damages” Objection

8. Complainant is not seeking civil damages beyond the Commission’s jurisdiction.
9. Complainant seeks regulatory enforcement and equitable relief—investigation, corrective action, and such other orders as the Commission deems proper.
10. Accordingly, the objection mischaracterizes the relief sought and should be denied.

IV. Conclusion

For these reasons, Complainant respectfully requests that the Commission deny the Preliminary Objections and allow this case to proceed to hearing on the merits.

Respectfully submitted,

Danielle Day

5070 Cassidy Drive, Schnecksville, PA 18078

Email: danielleday414@gmail.com

Dated: October 21, 2025

COMPLAINANT'S REPLY TO NEW MATTER

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Danielle Day, Complainant

v.

Allied Utility Services, Inc. (AUSI), Respondent

Docket No. C-2025-3057638

I. General Denial

Except as expressly admitted below, Complainant denies each and every allegation in Respondent's New Matter and demands strict proof thereof.

II. Specific Responses

1. Admitted that the sewer line collapsed in January 2024 and that final repairs were completed on March 29, 2024. All remaining characterizations are denied.
2. Denied that AUSI bears no responsibility; admitted that AUSI's March 30, 2024 letter acknowledges the company failed to inspect Complainant's line and those of three neighbors, in violation of its PUC tariff.
3. Denied that the passage of time absolves AUSI of liability; the unsafe, uninspected installation was a latent defect only discovered upon failure in 2024.
4. Denied that AUSI lacked notice; AUSI had constructive notice and an ongoing regulatory duty to ensure that all service connections were inspected prior to acceptance into its system.
5. Denied that Complainant seeks damages beyond PUC jurisdiction; the requested relief is enforcement and corrective action under Commission authority.
6. Denied that AUSI's tariff shields it from responsibility for its own admitted non-compliance.

III. Additional Facts

AUSI's March 30, 2024 letter (Exhibit A to Complaint) states the builder violated AUSI's PUC regulations by connecting without required inspection and approval, and that AUSI did not inspect Complainant's line or three neighbors.

The sewer line contained non-code 90-degree elbows and collapsed under normal use, forming a pit that collected sewage for an unknown period before backing up.

John Anderson, 5080 Cassidy Drive, a neighboring homeowner, has confirmed in writing via text message that he personally viewed a sewer inspection document bearing the signature of Jim Wilson, President of Allied Utility Services, for another Gateway North property. Although that document cannot currently be located, Mr. Anderson is willing to testify under oath before the Commission regarding its existence and contents.

These facts demonstrate a pattern of improper approvals and lack of required inspections within Gateway North, supporting Complainant's allegation of systemic regulatory non-compliance.

A copy of the document Mr. Wilson asked Complainant to sign, titled "New Sewer Lateral Permit," is attached as Exhibit E.

IV. Conclusion

Complainant respectfully requests that the Commission:

1. Reject Respondent's New Matter defenses;
2. Schedule this case for hearing; and
3. Grant such further relief as the Commission deems just and proper.

Respectfully submitted,

Danielle Day

5070 Cassidy Drive

Schnecksville, PA 18078

Email: danielleday414@gmail.com

Dated: October 21, 2025

CERTIFICATE OF SERVICE

I, Danielle Day, hereby certify that I have this day served a true and correct copy of the foregoing documents upon the following, in accordance with 52 Pa. Code § 1.54:

Todd S. Stewart

HMS Legal

501 Corporate Circle, Suite 302

Harrisburg, PA 17110

Date: October 21, 2025

Signature: 

Danielle Day

ALLIED UTILITY SERVICES, INC.
P.O. Box 1488, Skippack, PA 19474
O 610-584-3593 F 610-584-0596
alliedutilityservicesinc@gmail.com

**NEW SEWER LATERAL
CONNECTION PERMIT
APPLICATION**
EFFECTIVE 11/02/2022

Schnecksville North Sewer STP
4124 Schneck Road
Schnecksville, PA 18078
Sewer System: STP/Collection/Conveyance

Instructions

Please follow these instructions completely & check all boxes below or your application will not be processed further. All check boxes must be marked. All listed information & payments indicated must be provided upon submission.

1. An applicant desiring provision of sewer service by the Company shall first submit a copy of this application signed by the Property Owner for Company approval of any connection to a New Lateral extension from a Company main.
2. Company approval to the applicant is **only** granted when this application is signed by the Company or its authorized agent which then serves as the initial **Building Sewer Connection Permit** issued to the Property Owner.
3. For any New Development, all Company cost reimbursement sums (CCR fees) for extension of service per Company PUC Tariff must be paid in full & Company approved As-Builts sealed by the Sewer System Project Designer must be furnished by the developer or builder to the Company prior to submission of any connection application.
4. All connection applications must include one (1) plot plan for review by Company, its engineer &/or consultant. Plot Plan shall include plan & profile views with feature distances, piping, bedding, slope & other details required by current Company Specifications. Lateral location information below shall be provided by applicant from the As-Built drawings.
5. A Certificate of Insurance naming Company & its authorized inspector as additional named insured must be provided with each submission. A Certificate of Insurance shall be provided by the Property Owner & all subcontractors. Any claim for waiver from Workman's Compensation insurance shall be on a notarized form approved by the Company.
6. Two (2) open-trench observations & inspections by the Company's authorized agent are required: i.) During the first exposure of the lateral cap; and ii.) Once the customer service line piping is installed, ready for air testing & immediate backfill of stone pipe cover in the entire trench.
7. Customer service lines installed prior to full completion of construction activities by machinery on the unit exterior will require a second air test to verify that no damage occurred to the installed sewer piping from equipment operation.
8. For all New Home Construction by a developer or builder that will not be the final Company Service Customer, transfer of the initial **Building Sewer Connection Permit** from the current Property Owner to the first Home Buyer is required prior to making application to North Whitehall Township for a **Home Occupancy Permit**.
9. The Company **New Owner Transfer Application** form signed by the Property Owner and Home Buyer shall be submitted to the Company along with the \$50 application fee. A Company signed copy of the **New Owner Transfer Application** will then be furnished to the Home Buyer & North Whitehall Township to verify that proper sewer service is provided to the property by the Company prior to closing & immediately available to the Home Buyer at settlement.
10. All submissions shall include a check payable to the Company in the amount of \$50.00 for each individual application fee. All application fees are non-refundable.
11. All submissions shall include 2 checks payable to Barry Isett Associates, Inc.; 1 check in the amount of \$85.00 for each plot plan review/deposit fee & 1 check in the amount of \$170.00 for the two (2) inspections required.

Note: Additional fees may be due to the inspector at the time of permit issuance for any additional inspections on each unit.

- Service Connection Type: Residential Single Family Home Duplex Townhouse Apartment
 Commercial Restaurant – Note: Company approved Grease Trap Required Other _____
 Only sanitary sewage discharge is permitted - no sump pumps, roof drains or any other non-sanitary sources are connected
 Application & Inspection fees enclosed Plot plan enclosed COI's enclosed All CCR &/or EDU fees paid to date
 Application signed by the current equitable Property Owner. For a Developer, Builder or other non-individual entity, the signature of a partner, corporate officer, LLC member or other position of like responsibility in the entity is required.
 Applicant agrees to comply with all provisions of Company: Specifications, PAPUC Tariff, PADEP permits, Township ordinances or other regulations governing the provision of Company sewer service to applicant.

A. IDENTIFICATION: Development Name _____ Lot# _____ Appt# _____
Property Address _____ Parcel ID # _____
Owner _____ Address _____
Phone # _____ Email _____
Applicant _____ Address _____
Phone # _____ Email _____
Contractor _____ Address _____

B. LATERAL & BUILDING SEWER INFORMATION – Attach copy of Standard Building Sewer Detail DE-1, 06/07/22

NWT Building Permit # _____ Date _____ NWT Plumbing Permit # _____ Date _____

Street _____ Nearest Intersection _____

Upstream MH # _____ Distance, ft. _____ Downstream MH # _____ Distance, ft. _____

Lateral Pipe Size, in. _____ Type SDR35 PVC, Gasketed joints Cleanout & inspection tee @ Lateral Connection

SDR35 PVC – Sch40 PVC reducer Green paint mark on curb 1/2" x 2' iron rod inside curb 1/2" x 2' iron rod @ unit

Building Pipe Size, in. _____ Type Sch40 PVC Pressure, Solvent weld joints Running trap & cleanout @ unit connect

Green metallic tape along top of stone cover Tracer wire over pipe center for entire pipe run – bond to end rods set w/ ground lug

Maintain minimum horizontal & vertical isolation distance from unit potable water supply piping per applicable LCA regulations

Note: Submission of this application grants authorized Company representatives' access to the property at any reasonable time to inspect & verify all fixtures connected by, or on behalf of the applicant or Property Owner to the unit building sewer line that is, or will be, connected to Company's lateral. Pursuant to P.a. Code 52, §, the Company shall refuse further service to Property Owner if either the Applicant, Property Owner or Contractor fails to fully comply with any provision of Company PAPUC Tariff &/or Company PADEP permits.

C. VERIFICATION

THE INFORMATION PROVIDED ON THIS APPLICATION BY THE APPLICANT &/OR PROPERTY OWNER IS TRUE & CORRECT TO THE BEST OF OUR KNOWLEDGE AND BELIEF.

_____	_____	_____
PROPERTY OWNER SIGNATURE REQUIRED	TITLE	DATE
_____	_____	_____
APPLICANT SIGNATURE	TITLE	DATE

FOR COMPANY USE ONLY			
Date Received _____	Check # _____	Application Fee \$50.00 – Allied Utility Services, Inc.	
Date Received _____	Check # _____	Review/Deposit Fee \$85.00 – Barry Isett Associates, Inc.	
Date Received _____	Check # _____	Inspection Fees \$170.00 – Barry Isett Associates, Inc.	
Lateral Cap Exposure Date _____	Inspector Initials _____	Damage to lateral, Y/N _____	If yes, describe: _____

Connection Date _____	Inspector Initials _____	Pass, Y/N _____	If no, describe: _____

Re-inspect Date _____	Inspector Initials _____	Re-inspect \$70.00 fee paid date _____	Check # _____
AUSI Sewer Permit Approved by _____	Date _____	Permit # _____	
SIGNATURE BY AUSI OR REPRESENTATIVE LISTED REQUIRED FOR AUTHORIZATION TO CONNECT & BUILDING SEWER PERMIT ISSUANCE			
Authorized Representative Name _____	Company _____		