



December 16, 2025

VIA E-FILE

David P. Zambito

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

Re: **Office of Small Business Advocate v. Veolia Water Pennsylvania, Inc.; Docket No. C-2025-3058757**

Office of Consumer Advocate v. Veolia Water Pennsylvania, Inc.; Docket No. C-2025-3058865

MOTION FOR CONSOLIDATION OF DOCKET NOS. C-2025-3058757 AND C-2025-3058865 BY VEOLIA WATER PENNSYLVANIA, INC.

Dear Secretary Homsher:

Enclosed for filing with the Pennsylvania Public Utility Commission is the Motion for Consolidation of Docket Nos. C-2025-3058757 and C-2025-3058865 of Veolia Water Pennsylvania, Inc. to the above-referenced Complaint proceedings.

Copies are being served in accordance with the attached Certificate of Service.

Thank you for your attention to this matter. If you have any questions, please do not hesitate to contact me.

Sincerely,

Cozen O'Connor

Counsel for
Veolia Water Pennsylvania, Inc.

DPZ:kmg
Enclosure

cc: Pert Certificate of Service
Phoebe Youhanna, Esq., Veolia North America
Larry Finnicum, Regional President, VWPA

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Office of Small Business Administration	:	
and Office of Consumer Advocate	:	
	:	Docket Nos.
v.	:	C-2025-3058757
	:	C-2025-3058865
Veolia Water Pennsylvania, Inc.	:	

CERTIFICATE OF SERVICE

I hereby certify that I have this 16th day of December, 2025 served a true copy of the foregoing **Motion to Consolidate of Veolia Water Pennsylvania, Inc.** upon the parties, listed below and in the manner described below in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a party).

Via E-mail and First Class Mail

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Counsel for *Office of Consumer Advocate*

Respectfully submitted,

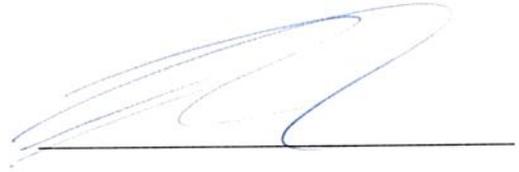


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VERIFICATION

I, Larry Finicum, hereby state that the facts set forth above are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).

Date: 12/15/2025

A handwritten signature in blue ink, appearing to be "Larry Finicum", written over a horizontal line.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Office of Small Business Administration	:	
and Office of Consumer Advocate	:	
	:	Docket Nos.
v.	:	C-2025-3058757
	:	C-2025-3058865
Veolia Water Pennsylvania, Inc.	:	

NOTICE TO PLEAD

Pursuant to 52 Pa. Code § 5.103, you are hereby notified that you have twenty (20) days from the service of the enclosed Motion to Consolidate of Veolia Water Pennsylvania, Inc. (“VWPA”) to answer or object to the Motion to Consolidate. All pleadings, such as an answer or an objection, must be filed with the Secretary of the Pennsylvania Public Utility Commission, with a copy served to counsel for VWPA, and where applicable the Administrative Law Judge presiding over the case.

File with:

Matthew L. Homsher, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
P.O. Box 3265
Harrisburg, PA 17105-3265

With a copy to:

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Date: December 16, 2025



David P. Zambito, Esq.
Counsel for *Veolia Water Pennsylvania, Inc.*

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Office of Small Business Administration	:	
and Office of Consumer Advocate	:	
	:	Docket Nos.
v.	:	C-2025-3058757
	:	C-2025-3058865
Veolia Water Pennsylvania, Inc.	:	

**MOTION FOR CONSOLIDATION OF DOCKET NOS. C-2025-3058757
AND C-2025-3058865 BY VEOLIA WATER PENNSYLVANIA, INC.**

Pursuant to Sections 5.103 and 5.81 of the Rules of Practice and Procedure of the Pennsylvania Public Utility Commission (“Commission”), Veolia Water Pennsylvania, Inc. (“VWPA”) respectfully moves that the Commission formally consolidate the above-referenced proceedings for adjudication and disposition because: (1) the proceedings involve common questions of law and fact; and (2) a consolidated proceeding will avoid unnecessary costs and delay by providing for the efficient adjudication of these proceedings which will promote judicial economy by enabling interested stakeholders to address the integrally related issues in one comprehensive proceeding. *See id.* § 5.81(a).

In support of this consolidation motion, VWPA represents as follows:

I. Background

1. VWPA provides water service to approximately 69,800 customers in the following counties in Pennsylvania: Columbia, Cumberland, Dauphin, Delaware, Franklin, Luzerne, Montour, Perry, Schuylkill, Wyoming, York.

2. VWPA is certificated by the Commission to provide both water and wastewater service. The formal complaints (“Complaints”) of the Office of Small Business Advocate

(“OSBA”) and the Office of Consumer Advocate (“OCA”) as referenced herein implicate only VWPA’s water service (utility code 210013).

3. As a result of a series of events starting in June of 2025 that impacted portions of VWPA’s water system in the Harrisburg area, certain VWPA customers reported discolored water (the “Abnormal Series of Incidents”). In response, VWPA took certain actions including, without limitation: conducting flushing processes; advising customers about flushing activities to mitigate the discoloration; sending field technicians to investigate reports of discoloration; providing notifications to customers on the VWPA website, by media interviews and press releases, through social media, as well as via texts, calls, and emails; engaging customers and other members of the public over the phone, online via social media, and in-person during VWPA sponsored open houses; and issuing customer credits under certain conditions.

4. On November 21, 2025, VWPA was served with OSBA’s Complaint regarding the Abnormal Series of Incidents, which was assigned Docket No. C-2025-3058757. On November 25, 2025, OCA filed a Notice of Intervention in this proceeding.

5. On November 26, 2025, VWPA was served with OCA’s Complaint regarding the Abnormal Series of Incidents, which was assigned Docket No. C-2025-3058865.¹

6. The OSBA and OCA Complaints request similar relief, including, *inter alia*, requests that VWPA: (i) hold public input meetings; (ii) engage in certain remedial measures; (iii) issue bill credits; (iv) develop public communication and notice plans; and (v) pay civil penalties.

7. In seeking relief in its Complaint, the OCA also requested that the Commission “[c]onsolidate all complaints filed regarding the quality of service experienced due to the events referenced in the instant complaint.” OCA Complaint at 5.B.

¹ One other formal complaint was filed regarding the Abnormal Series of Incidents, but that complaint has been resolved through the filing of a Certificate of Satisfaction. *Amy Reinhart v. VWPA*, Docket No. C-2025-3057850.

8. Counsel for VWPA conferred with counsel for OSBA and OCA and neither object to consolidation of the Complaints referenced herein.

9. On December 11, 2025, VWPA filed a Preliminary Objection to the OSBA Complaint along with an Answer and New Matter at Docket No. C-2025-3058757.

10. On December 16, 2025, VWPA filed an Answer and New Matter to the OCA Complaint at Docket No. C-2025-3058865.

11. Pursuant to 52 Pa. Code § 5.63, Replies to VWPA's New Matter are due within 20 days of service of the New Matter. Therefore, OSBA's Reply to New Matter is due December 31, 2025, and OCA's reply to New Matter is due January 5, 2026.

II. Request for Consolidation of Proceedings.

12. For the reasons set forth herein, VWPA respectfully requests that the above-captioned proceedings be formally consolidated into a single proceeding.

13. The Commission's Rules of Practice and Procedure authorize consolidation of proceedings, stating in part:

§ 5.81. Consolidation (a) The Commission or presiding officer, with or without motion, may order proceedings involving a common question of law or fact to be consolidated. The Commission or presiding officer may make orders concerning the conduct of the proceeding as may avoid unnecessary costs or delay.

52 Pa. Code § 5.81(a).

14. Among the considerations for consolidation are: (a) whether additional issues exist that could cloud the determination of common issues; (b) whether consolidation will reduce litigation costs and decision-making for the parties and the Commission; (c) whether the issues in one proceeding go to the heart of an issue in the other proceeding; (d) whether consolidation will unduly protract a hearing or produce a disorderly or unwieldy record; (e) whether different

statutory and legal issues are involved; (f) whether the party with the burden of proof differs in the proceedings; (g) whether consolidation will unduly delay the resolution of one of the proceedings; and (h) whether supporting data in both proceedings will be repetitive. *See Pa. Pub. Util. Comm'n v. City of Lancaster Sewer Fund*, Docket No. R-2012-2310366, at p. 3-4 (Second Prehearing Order Nov. 26, 2012). As the Commission has previously determined, no single consideration, nor group of these considerations, is dispositive of consolidation. Rather, all factors must be evaluated, and a balancing of those favoring and disfavoring consolidation is required. *Id.* at 3. The question of consolidation is left to the sound discretion of the Commission or presiding officer. *Id.* at 2.

15. The OSBA and OCA Complaints are interrelated and raise common issues of law and fact. Both complaints address the Abnormal Series of Incidents, allege similar facts, claim similar violations of the Code, and seek common relief. Therefore, the relevant information is likely to be the same for both matters and the same statutory and legal issues will be addressed. Under the circumstances, a consolidated proceeding would allow for the efficient filing of responsive pleadings and, if necessary, the efficient administration of motions practice, discovery, and hearings. Moreover, a consolidated proceeding would ensure consistency in the Commission's final dispositions of the Complaints.

16. Lastly, as set forth above, neither OSBA nor OCA object to consolidation of the Complaints, which further supports the Commission granting this Motion to Consolidate.

III. Conclusion.

WHEREFORE, for all the reasons set forth above, VWPA respectfully requests that the Commission consolidate the above-referenced proceedings for purposes of adjudication and disposition.

Respectfully submitted,



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Date: December 16, 2025