



**SIXTH STATUS REPORT TO THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

DEER HAVEN, LLC (SEWER)
AQUA PENNSYLVANIA WASTEWATER, INC., AS RECEIVER

DOCKET NO. P-2024-3050549

Dated: January 12, 2026

A. BACKGROUND

On August 1, 2024, Deer Haven, LLC (Sewer) (“DH Sewer”) filed a Petition requesting that the Pennsylvania Public Utility Commission (“PUC” or the “Commission”) issue an *Ex Parte* Emergency Order Allowing Aqua Pennsylvania, Inc. to Act as a Receiver to Operate the Deer Haven Water and Sewer Systems.¹ The Commission issued a Secretarial Letter on August 7, 2024 denying DH Sewer’s request for an *Ex Parte* Emergency Order. Aqua Pennsylvania, Inc. (“AP”) filed a letter on August 13, regarding the Deer Haven, LLC (Water) (“DH Water”) system, but noted that:

Aqua would also note that while Aqua is aware the Commission denied Deer Haven’s Petition for an *Ex Parte* Emergency Order to name Aqua Pennsylvania Wastewater, Inc. as the Receiver for the Wastewater System, Aqua understands that the operator is no longer performing operations oversight for the Wastewater System as of Saturday, August 10, 2024. Aqua is informing the Commission to ensure that operations oversight is restored as soon as possible to protect the customers of Deer Haven.²

Also on August 13, 2024 DH Sewer filed a response to the Commission’s August 7, 2024 Secretarial Letter wherein DH Sewer stated that its current operator was terminating service effective August 9, 2024 due to past due balances owed. When the operator terminated service the DH Sewer wastewater plant (“WWTP”) also lost its Pennsylvania Department of Environmental Protection (“DEP”) licensed operator of record.

On August 15, 2024, the Commission issued an *Ex Parte* Emergency Order naming AP as Receiver of the DH Sewer system.³ Although the Commission named AP as the Receiver for the DH Sewer system, Aqua Pennsylvania Wastewater, Inc. (“APW”) is acting as the Receiver as DH Sewer is a wastewater system (AP and APW shall be referred to as “Aqua” collectively).

The DH Sewer system serves approximately 62 customers in Palmyra Township, Pike County, Pennsylvania. The DH Sewer system abuts Lake Wallenpaupack and is near several of AP’s water systems including Tanglewood North and Tanglewood Lakes. The Receivership Order was ratified by the Commission through its Ratification Order entered on August 22, 2024. Aqua was directed to assume its Receivership role on August 15, 2024. Included within the Commission’s Receivership Order, the Company was directed to “[s]ubmit an initial status report to the Commission within 60 days of assuming operations and then quarterly thereafter to detail any relevant updates pursuant to duties and responsibilities assigned through receivership.”⁴ APW submitted its Initial Status Report on DH Sewer on October 15, 2024. APW submitted its Second Status Report on DH Sewer on January 13, 2025. APW submitted its Third Status Report on April 14, 2025. APW submitted an Updated Third Status Report on June 17, 2025. APW submitted its

¹ *Petition of Deer Haven, LLC Requesting an Ex Parte Emergency Order Allowing Aqua Pennsylvania, Inc. to Act as a Receiver to Operate the Deer Haven Water and Sewer Systems*, Docket No. P-2024-3050549. (“DH Petition”).

² Letter of AP Re: DH Petition, Docket No. P-2024-3050545 (Aug. 13, 2024).

³ DH Petition, Docket No. P-2024-3050549, *Ex Parte* Emergency Order, Ordering Paragraph No. 5 (Aug. 15, 2024) (“Receivership Order”).

⁴ *Id.* Ordering Paragraph No. 5, Appendix A, Paragraph 1.o.

Fourth Status Report on July 14, 2025. APW submitted an Updated Fourth Status Report on August 7, 2025. APW submitted its Fifth Status Report on October 14, 2025.

APW now submits its Sixth Status Report (“Status Report”) on the operations of DH Sewer as directed by the Commission.

B. SIXTH STATUS REPORT

1. Operations and Capital Expenditures

On August 15, 2024, APW began its Receivership duties for the DH Sewer system. As discussed in the Initial Status Report, APW has continued to pump and haul wastewater that enters the DH Sewer wastewater treatment plant (“WWTP”).

Since the Fifth Status Report, APW did not have any significant capital or operational improvements to the system. The DH Sewer system experienced discharges to Lake Wallenpaupack during December due to heavy rain and snow pack melt which contributes to substantial inflow and infiltration that overloads the treatment plant and the pumping and hauling operation. A summary of the discharges to Lake Wallenpaupack are included in this Status Report as **Attachment A**. Aqua reported the discharges to DEP. Aqua also experienced a sanitary sewer overflow (“SSO”) on January 9, 2026 due to a broken pipe from the splitter box to the process tank, which was repaired that same day. No discharge to Commonwealth waters occurred and Aqua reported the SSO to DEP.

As discussed in the Initial Status Report, PL Utilities, LLC (“PLU”) owns a new wastewater treatment plant (“PLU WWTP”) that was designed and constructed to connect to the DH Sewer system upon approval of the joint application to transfer the DH Sewer assets to PLU (“Joint Application”).⁵ APW and DH Sewer filed a Joint Motion to Lift the Stay of Proceedings (“Joint Motion”) in the Joint Application proceeding as APW and DH Sewer believed that “the best path forward for the parties and customers, is through approval of the Joint Application.” Joint Motion at 4. On December 18, 2024, the Office of Consumer Advocate (“OCA”) filed a letter indicating that they did not oppose the Joint Motion to lift the stay. The Commission’s Bureau of Investigation and Enforcement (“I&E”) filed a Letter in Support of the Joint Motion on December 30, 2024. The Commission lifted the stay of the Joint Application proceeding through its Order issued February 20, 2025. The Commission then entered an Opinion and Order March 7, 2025 conditionally approving the Joint Application (“March 7 Order”).

On August 26, 2025, APW, PLU, and DH Sewer submitted a Joint Motion for an Extension of the Commission’s August 31, 2025 deadline set forth in the Commission’s March 7 Order to September 30, 2025. The Joint Motion was to allow time for DEP to review additional material submitted by PLU stemming from the DEP’s August 7, 2025 letter outlining deficiencies in what PLU provided. The Joint Motion for an Extension was granted by Commission Order on August

⁵ *Joint Application of Deer Haven, LLC and PL Utilities, LLC for the approval of: (1) PL Utilities, LLC’s acquisition of certain wastewater system assets of Deer Haven, LLC; (2) the abandonment by Deer Haven, LLC of wastewater service to the public in Palmyra Township, Pike County, Pennsylvania; and (3) authorization of PL Utilities, LLC to offer, render, furnish, and supply wastewater service to the public in a portion of Palmyra Township, Pike County, Pennsylvania, Docket Nos. A-2024-3049587 and A-2024-3049591 (Jun. 17, 2024). (“Joint Application”).*

28, 2025. APW, PLU, and DH Sewer then filed a Joint Motion for a further extension of the September 30, 2025 deadline for PLU to comply with the requirements of the March 7 Order. The further extension was granted by the Commission to December 1, 2025 by Order dated September 26, 2025. On November 20, 2025, APW, PLU, and DH Sewer then filed a Joint Motion for further extension of the deadline for PLU to comply with the requirements of the March 7 Order to January 16, 2026.

PLU has provided updates to the progress on the PUC's requirements in the March 7, 2025 Order. Updates were provided on May 30, 2025 (which was included in APW's Updated Third Status Report), June 27, 2025 (which was included in APW's Fourth Status Report), and July 31, 2025 (which is included in APW's Updated Fourth Status Report). PLU provided a report to the Commission on December 11, 2025 and supplemental information on December 16, 2025 and December 19, 2025. **With this information PLU and DH Sewer believe they have fulfilled the requirements of the March 7 Order.**

APW established a website to provide information to customers concerning the DH Sewer system: <https://www.aquawater.com/deerhaven>. APW initially sent a letter to customers informing them that APW was now acting as Receiver of the DH Sewer system and provided a second notice of how customers could participate in the Section 529 Proceeding.

APW is developing a recommended capital plan for the DH Sewer system and will provide recommendations on capital improvements in a subsequent status report.⁶

As APW continues to operate the system to ensure compliance with the Receivership Order, APW will make improvements necessary to provide quality and reliable service. APW will have further information on operational issues in later reports.

2. Financial

The Receivership Order directed APW to establish the financial position of DH Sewer at the time Aqua assumed its Receivership role.⁷ APW is working to establish the financial position of DH Sewer as of the start of APW's Receivership. APW does note that the current revenue for the DH Sewer system does not meet the current costs of operation. APW will continue to track expenses and capital improvements related to the DH Sewer system through deferred accounting treatment via establishment of a regulatory asset in accordance with APW's Receivership duties.⁸

C. CONCLUSION

APW will continue to investigate the system's operations and financial status and will make necessary improvements to operate the DH Sewer system to ensure quality service to the DH Sewer customers for the period of its Receivership duties during the 529 proceeding. APW will provide an update to this Status Report on or before April 13, 2026.

⁶ *Receivership Order*, Ordering Paragraph 5, Appendix A, Paragraph 1.c.

⁷ *Id.* Ordering Paragraph 5, Appendix A Paragraph 1.r.

⁸ *Id.* Ordering Paragraph 5, Appendix A, Paragraphs 1.s and 2.b.

Attachment A

Date	Tank Level	# of Loads Hauled	Gallons Hauled	Precip (in)	Effluent Meter Reading	Effluent to Lake (gals)
12/20/2025	8.2'	5	25,000	0"	19,369	19,202
12/21/2025	7.8'	5	30,000	0"	21,639	2,270
12/24/2025	4.6'	5	25,000	0"	22,305	667
12/25/2025	4.8'	5	25,000	0"	22,312	7

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

The Honorable Christopher P. Pell, Presiding

Petition of Deer Haven, LLC Requesting an : **Docket Nos. P-2024-3050545;**
***Ex Parte* Emergency Order Allowing Aqua** : **I-2024-3051540; P-2024-3050549;**
Pennsylvania, Inc. to Act as a Receiver to : **I-2024-3051541**
Operate the Deer Haven Water and :
Wastewater Systems

CERTIFICATE OF SERVICE

I hereby certify that I have, this 12th day of January, 2026, served a true and correct copy of Aqua Pennsylvania, Inc.'s Sixth Status Report, upon the persons and in the manner indicated below:

VIA E-FILE AND ELECTRONIC MAIL

PA PUC

E-file Only

Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17105
Matthew L. Homsher, Secretary
mhomsher@pa.gov

E-mail

Adeolu A. Bakare, Esq.
McNees Wallace & Nurick LLC
abakare@mcneeslaw.com
Counsel for Deer Haven, LLC

Joseph R. Bonamico, Sr., President
Pocono Water Works Inc.
jbbona@aol.com

Scott B. Granger, Esq.
Bureau of Investigation and Enforcement
sgranger@pa.gov

Barrett C. Sheridan, Esq.
Melanie El Atieh
Office of Consumer Advocate
bsheridan@paoca.org
melatieh@paoca.org

Steven C. Gray, Esq.
Office of Small Business Advocate
sgray@pa.gov

Mark Shaw, Esq.
Macdonald Illig
mshaw@mijb.com
*Counsel for Pocono Lakefront Inc, Pocono
Utilities LLC*

Palmyra Township
administrator@palmyrapike.org

Department of Environmental Protection
Northeast Regional Office
RA-epwater@pa.gov
RA-epwaste@pa.gov

Via E-mail

Alexander Stahl, Esq.
Kimberly Joyce, Esq.
Aqua Pennsylvania, Inc.
762 West Lancaster Avenue
Bryn Mawr, PA 19010
astahl@aquaamerica.com
KAJoyce@essential.co

Pike County Commissioners
mosterberg@pikapa.org
rschmalzle@pikapa.org
ccaceres@pikapa.org
Pike County Planning Commission
planning@pikapa.org

/s/ Courtney L. Schultz
Courtney L. Schultz, Esq.
Saul Ewing LLP
1500 Market Street, 38th Floor
Philadelphia, PA 19102
(215) 972-7735
courtney.schultz@saul.com
Courtney.schultz@saul.com
*Counsel for Aqua Pennsylvania, Inc. and Aqua
Pennsylvania Wastewater, Inc.*