

BEFORE THE PENNSYLVANIA PUBLIC UTILITIES COMMISSION

Joint Application of American Water Works Company, Inc., Essential Utilities, Inc., Aqua Pennsylvania, Inc., Aqua Pennsylvania Wastewater, Inc., Peoples Natural Gas Company LLC, and Alpha Merger Sub, Inc. for a Certificate of Public Convenience under Sections 1102(a)(3) and 2210(c) of the Public Utility Code and All Other Necessary Approvals to Effect a Change of Control of Aqua Pennsylvania, Inc., Aqua Pennsylvania Wastewater, Inc., and Peoples Natural Gas Company LLC

Case Nos.:

A-2025-3058927

A-2025-3058928

A-2025-3058929

NOTICE TO PLEAD

YOU ARE HEREBY ADVISED THAT, PURSUANT TO 52 PA. CODE § 5.66, YOU MAY ANSWER THE ENCLOSED JOINT PETITION TO INTERVENE OUT OF TIME WITHIN TWENTY (20) DAYS OF THE DATE OF SERVICE HEREOF. YOUR ANSWER TO THE JOINT PETITION TO INTERVENE MUST BE FILED WITH THE SECRETARY OF THE PENNSYLVANIA PUBLIC UTILITY COMMISSION, P.O. BOX 3265, HARRISBURG, PA 17105-3265. A COPY SHOULD ALSO BE SERVED ON THE UNDERSIGNED COUNSEL.

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JOINT PETITION TO INTERVENE OUT OF TIME

Pursuant to 52 Pa. Code §§ 5.71, 5.72 and 5.74, the Pennsylvania Laborers' District Council, by and through its counsel, Domenic A. Bellisario, and the Metropolitan Area of Philadelphia, Baltimore, Washington Laborers' District Council, by and through its counsel, Joel P. Trigiani, files with the Pennsylvania Public Utility Commission (the "Commission") this Joint Petition to Intervene Out of Time in the above-captioned Joint Application of American Water Works Company, Inc. (hereinafter "American Water"), Essential Utilities, Inc., Aqua Pennsylvania, Inc. (hereinafter "Aqua"), Aqua Pennsylvania Wastewater, Inc., Peoples Natural Gas Company LLC (hereinafter "Peoples"), and Alpha Merger Sub, Inc., for a Certificate of Public Convenience under Sections 1102(a)(3) and 2210(c) of the Public Utility Code and All Other Necessary Approvals to Effect a Change of Control of Aqua Pennsylvania, Inc., Aqua Pennsylvania Wastewater, Inc., and Peoples Natural Gas Company LLC. The Application directly affects the interests of the Pennsylvania Laborers' District Council and the Metropolitan Area of Philadelphia, Baltimore, Washington Laborers' District Council (collectively the "Laborers" or "Petitioners") which are

not adequately represented by any existing party. For the reasons that follow, the Laborers respectfully request that the Commission grant this Joint Petition to Intervene, and in support thereof aver as follows:

1. Petitioner Pennsylvania Laborers' District Council is a democratic labor organization comprising fifteen (15) local unions throughout 62 counties in Pennsylvania that represent approximately 27,000 union members in Pennsylvania. Its offices are located at 12 Eighth Street, Pittsburgh, PA 15222.
2. Petitioner Metropolitan Area of Philadelphia, Baltimore, Washington Laborers' District Council is a democratic labor organization comprising three (3) local unions in southeast Pennsylvania that represent approximately 5,600 members in Pennsylvania. Its offices are located 665 N. Broad Street, 5th Floor, Philadelphia, Pa 19123.
3. Petitioners' constituent local unions are individual local labor organizations that serve the various geographic areas within their respective jurisdiction. Petitioners provide administrative and organizational services to its members and member unions.
4. The Petitioners have a substantial interest in these proceedings. For numerous years the Pennsylvania Laborers' District Council, the successor in interest to the Laborers' District Council of Western Pennsylvania and the Eastern Pennsylvania Laborers' District Council, and the Metropolitan Area of Philadelphia, Baltimore, Washington Laborers' District Council have entered into collective bargaining agreements with numerous employer/contractors in Pennsylvania which contract with Peoples, Aqua and American Water on pipe replacement and installation projects.
5. Petitioners estimate that there are approximately 2,300 of their members employed on a regular basis annually on Peoples, Aqua and American Water installation and restoration projects.
6. Union members who are employed on these projects participate in extensive training in safety and

construction processes and standards prior to and in the course of employment.

7. Petitioners own and operate training centers in Pennsylvania which provide an 80 hour pipeline technology class and certification to laborers seeking employment in the field.
8. Peoples, Aqua and American Water rely on outside construction contractors for performance of infrastructure improvement, including mainline pipe replacement and the removal of “at risk” pipes consistent with the Commission-approved Combined Distribution Long-Term Infrastructure Improvement Plan (“LTIIP”). Despite the importance of outside construction contractors and their employees in providing these services, and the possible acceleration of infrastructure replacement activities, the Applicants have not disclosed how contractor employees, contractor standards, or contract procurement will be affected by the transaction. Many of these outside contractors have collective bargaining agreements with Petitioners for provision of qualified laborers.
9. The potential determinations in this proceeding may have a direct impact on Petitioners’ members with respect to their wages, hours and working conditions, and issues including, but not limited to, workforce development, investments, safety and training requirements.
10. As the collective bargaining representatives of workers employed by Peoples’, Aqua’s, and American Water’s contractors on these construction projects, the Petitioners’ intervention serves the public interest as well as the interests of the members. Petitioners can provide the Commission relevant and necessary information related to the proceedings, including wage rates, training requirements, construction standards, local employment impacts, and workforce development investments that may affect safe and reliable natural gas and other distribution services. No other party in this proceeding can represent the interests of the Petitioners and their members.

11. Petitioners seek to intervene to represent and protect the interests of its members as employees of the contractors utilized by Peoples, Aqua, and American Water.
12. 52 Pa. Code § 5.72 sets forth the eligibility requirements for a party to intervene and provides in part as follows:
 - a. Persons. A petition to intervene may be filed by a person claiming a right to intervene or an interest of such nature that intervention is necessary or appropriate to the administration of the statute under which the proceeding is brought. The right or interest may be one of the following:
 - i. A right conferred by statute of the United States or of the Commonwealth;
 - ii. An interest which may be directly affected and which is not adequately represented by existing participants, and as to which the petitioner may be bound by the action of the Commission in the proceeding;
 - iii. Another interest of such nature that participation of the petitioner may be in the public interest.
13. Petitioners seek to protect the interests of all individuals who could be affected by the proposed transaction set forth in the Joint Application, including any potential rate impact since Petitioners have extensive knowledge regarding the manner in which Peoples, Aqua, and American Water conduct their business, which knowledge will be of significant assistance in providing for efficient delivery of natural gas and other service to the customers of any succeeding organization.
14. Petitioners have a substantial and *bona fide* interest in the subject matter of this docket and its interests cannot be represented or protected adequately by other existing parties to this docket.
15. As the representative of the employees who will be directly involved in providing utility services

to the residents and entities who will receive those services, Petitioners submit that their intervention is in the public interest.

16. Petitioners will actively participate in all proceedings in this matter affecting their interests.
17. Petitioners intend to play an active role in the PUC's decision-making process and their participation herein will not unduly prejudice any party, nor cause any undue delay in these proceedings.
18. Petitioners do not routinely monitor PUC filings because they typically do not impact their interests.
19. Petitioners only learned on January 30, 2026, that the Joint Applicants filed their Joint Application over the Thanksgiving/Christmas holidays and that the Commission had published a notice of this Joint Application and gave notice that Petitions for Intervention were to be filed by December 29, 2025.
20. Upon learning of the Joint Application, Petitioners promptly assessed the Joint Application and determined that their interests and the interests of their members would be impacted by any decision of the Commission, determined that it was necessary to intervene in these proceedings, and immediately filed the within Joint Petition to Intervene.
21. Had Petitioners learned before December 29, 2025 that this Joint Application had been filed, they would have filed their Joint Petition to Intervene before that date.
22. While this Joint Petition is being filed beyond December 29, 2025, Petitioners aver that a late filing of this Joint Petition to Intervene will not prejudice any party.
23. Petitioners further aver that allowing the filing of this Joint Petition beyond December 29, 2025, is in the public interest because it will result in additional and important information being made available to all parties and to the Commission in resolving this application.

24. Petitioners are fully aware of the deadlines established in this case and will take prompt action to ensure that there will be no delay due to its intervention.
25. Petitioners fully accept the schedule set forth in this case and will not seek to alter that schedule.
26. Pursuant to 52 Pa. Code §§ 1.53 and 1.54, counsel consents to service of all documents by electronic mail.

WHEREFORE the Pennsylvania Laborers' District Council and the Metropolitan Area of Philadelphia, Baltimore Washington Laborers' District Council respectfully request that the Commission grant the instant Joint Petition to Intervene in this proceeding.

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PROPOSED ORDER

AND NOW this _____ day of _____ 2026, upon consideration of the Joint Petition to Intervene Out of Time filed by the Pennsylvania Laborers' District Council and the Metropolitan Area of Philadelphia, Baltimore, Washington Laborers' District Council, it is hereby ordered that said Joint Petition is hereby granted.

Dated: _____

Mary D. Long
Administrative Law Judge

VERIFICATION

I do hereby depose and state that the facts contained in the foregoing are true and correct to the best of my knowledge, information and belief. This verification is made subject to the penalties of 18 Pa.C.S. §4904, relating to unsworn falsification to authorities.

Date: February 4, 2026

Joseph Laquatra

A handwritten signature in black ink, appearing to be 'JL', written over a horizontal line. The signature is stylized and somewhat cursive.

CERTIFICATE OF SERVICE

I, Domenic A. Bellisario, certify that I caused to be served a true and correct copy of the foregoing Notice of Entry of Appearance on all interested parties in accordance with the requirements of 52 Pa. Code §§ 1.54 by electronic mail to the individuals listed below.

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Dated: February 5, 2026

Domenic A. Bellisario

Domenic A. Bellisario