



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
400 NORTH STREET, HARRISBURG, PA 17120

IN REPLY PLEASE
REFER TO OUR FILE

February 18, 2026

Docket No. A-2026-3059809
Utility Code 211135

JONATHAN P NASE ESQUIRE
COZEN O CONNOR
17 NORTH SECOND STREET SUITE 1410
HARRISBURG PA 17101
JNASE@COZEN.COM

RE: Application of Greater Hazleton Community-Area New Development Organization, Inc. t/a CAN DO, Inc. for approval of the right to: (1) offer, render, furnish or supply water service to the public in an additional portion of Hazle Township, together with portions of Sugarloaf Township and West Hazleton Borough, Luzerne County, Pennsylvania; and (2) abandon water service to the public in portions of Hazle Township, Luzerne County, Pennsylvania, and East Union Township, Schuylkill County, Pennsylvania at Docket No. A-2026-3059809

Dear Attorney Nase:

On January 13, 2026, Greater Hazleton Community-Area New Development Organization, Inc. t/a CAN DO, Inc. (CAN DO) filed the above-captioned document (Application) with the Pennsylvania Public Utility Commission (Commission). Subsequently, on January 22, 2026, CAN DO filed an amended Application (Amended Application) with the Commission that revised Exhibit 6's designation from Confidential Security Information to Confidential Information. For the Commission to complete its analysis of the filing, please respond with the information requested in the attached document.

Please forward the information to the Secretary of the Commission at the address listed below **within ten (10) business days** from the date of this letter. All documents requiring notary stamps must have original signatures. The Commission strongly encourages submission through efilings with the Secretary of the Commission by opening an efilings account through the Commission website and accepting eservice at <https://efiling.puc.pa.gov>. The Commission is accepting all public documents through our efilings system at this time.

If your filing contains confidential material, you are required to either file by overnight delivery or submit to the Secretary's Share Point File system to ensure the timely filing of your submission. Filers should contact the Secretary's Bureau in advance to gain access to the Share Point File system. Make sure to reference the docket number listed above when filing your response. The overnight address for hard-copy or confidential responses is:

Matthew L. Homsher, Secretary
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, PA 17120

Please note your answers must be verified per 52 Pa. Code § 1.36. Accordingly, you must provide the following statement with your responses:

I, [print name of appropriate company representative], hereby state that the facts above set forth 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).

Signature _____

Title _____

Date _____

Please contact the below staff person if any problems should arise that prevent a full response within ten business days or if any clarification of these data requests is needed. Please mark the materials “CONFIDENTIAL” in bold or highlighted manner if any of the requested information is deemed to be of a confidential nature.

In addition, to expedite completion of the review, please send a copy of the response to Paul Zander in the Water/Wastewater Section of the Bureau of Technical Utility Services via email at pzander@pa.gov. Thank you in advance for your cooperation.

Sincerely,



Matthew L. Homsher
Secretary

Enclosure: TUS Data Request Set 1

cc: Darryl Lawrence, Office of Consumer Advocate (w/enclosure), ra-oca@paoca.org
NazAarah Sabree, Office of Small Business Advocate (w/enclosure), ra-sba@pa.gov
Allison Kaster, Bureau of Investigation & Enforcement (w/enclosure), akaster@pa.gov

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Note: Please restate the data request prior to providing a response. In addition, provide the name and title of the person(s) providing the response and/or information for each data request.

- A-1. In the Amended Application's Exhibit 6, CAN DO provided a copy of its proposed main extension (Main Extension) route from a point of connection with CAN DO's existing system to a new meter vault on the property of NP Hazleton Holdings 1, LLC (Developer). Additionally, the Amended Application's Exhibits 2 and 3 included copies of a map (Requested Territory Map) of the requested service territory (Requested Territory) comprised of various parcels of land owned by the Developer and a metes and bounds description of the Requested Territory, respectively. Please provide a copy of a map that depicts an area of land limited to a 100-foot corridor that is centered on the proposed route of the Main Extension inclusive of the meter vault, and a metes and bounds description along with the area of land, quantified in acres.
- A-2. The Amended Application's Sections 26 and 27 identified that CAN DO requested to abandon water public utility service to portions of its certificated service territory in Hazle Township, Luzerne County and in East Union Township, Schuylkill County (Abandonment Areas) and that the Abandonment Areas include properties that currently receive water service from private wells (Private Well Parcels). Additionally, the Amended Application's Exhibit 8 included a copy of a map (Abandonment Area Map) that depicted seven noncontiguous areas of land that comprise the Abandonment Areas. However, the Amended Application did not include metes and bounds descriptions for each Abandonment Area depicted in the Abandonment Area Map. Further, the Commission notes the Amended Application is unclear as to whether removal of the Abandonment Areas from CAN DO's certificated territory is necessary or impacts CAN DO's ability to provide water service to the Requested Territory. Please provide responses for the following:
- a. Provide a metes and bound description for each Abandonment Area along with each area of land quantified in acres;
 - b. Clarify whether CAN DO can provide adequate water supply, treatment, storage and distribution capacity to meet present and future customer demands for customers in the Requested Territory regardless of the Commission's consideration of the Abandonment Areas;
 - c. Explain how Commission approval of CAN DO's Abandonment Areas would impact owners and occupants of parcels included in CAN DO's Abandonment Areas; and

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- d. Explain how Commission approval of CAN DO's requested Abandonment Areas would benefit current and future CAN DO customers.
- A-3. In the Amended Application's Section 28, CAN DO indicated that in the future, if Private Well Parcels request to connect to CAN DO's water system, CAN DO will evaluate the request and, if it is approved, will file an application to expand its service territory to serve that parcel. Please provide responses to the following:
 - a. Explain why CAN DO included the Private Well Parcels in the Abandonment Areas if CAN DO anticipates the potential filing of future applications to expand its service territory to serve parcels that are currently within its certificated service territory;
 - b. Explain if the Private Well Parcels remain as part of CAN DO's existing service territory, whether there will be any impacts on CAN DO's ability to provide water service to the Requested Territory and/or the Private Well Parcels; and
 - c. Provide a copy of a revised Abandonment Area Map that removes the Private Well Parcels from the Abandonment Areas along with revised metes and bounds descriptions for each noncontiguous area of land.
- A-4. Please provide an estimate of the number of customer connections and water usage, by customer class (e.g., commercial, public fire protection, private fire protection, etc.), in the Requested Territory for the first, fifth, and tenth years after Commission approval of the Amended Application.
- A-5. Please provide an estimate of annual revenues and expenses, by customer class (e.g., commercial, public fire protection, private fire protection, etc.), in the Requested Territory for the first, fifth, and tenth years after Commission approval of the Amended Application.
- A-6. The Amended Application's Section 24 indicated that CAN DO will charge its existing rates in the Requested Territory, and that the Amended Application's Exhibit 7 included a copy of a *pro forma* tariff (Pro Forma Tariff). However, the Pro Forma Tariff did not clearly identify CAN DO's proposed metered and fire protection service rates. Please provide a revised Pro Forma Tariff that includes the rates CAN DO intends to charge for metered and fire protection services in the Requested Territory and confirm that CAN DO used these rates in its response to Data Request A-5 to estimate its annual revenues.

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- A-7. The Amended Application's Exhibit 5 included a copy of a letter dated December 19, 2025, from CAN DO to Northpoint Development. In this letter, CAN DO indicated that its water system has adequate capacity to support Northpoint Development's request of 30,000 gallons per day and that this allotment shall expire if the applicant does not use a reasonable portion of the capacity within 36 months after the date of the letter. Also, CAN DO's Water Tariff, Rule 17.1 requires that a potential customer who wishes to reserve a certain amount of CAN DO's water capacity shall be required to enter into an agreement (Take or Pay Agreement) by which CAN DO will be paid a certain minimum amount each month, as determined by CAN DO, regardless of the amount of water received from CAN DO. Please provide responses for each of the following:
- a. Provide a copy of the executed or *pro forma* Take or Pay Agreement between CAN DO and Northpoint Development and/or the Developer, clarify how CAN DO determined the Take or Pay Agreement rates and terms and explain why the rates and terms are just, reasonable and in the public interest; or
 - b. Explain why Northpoint Development and/or the Developer are not required to enter a Take or Pay Agreement pursuant to CAN DO's effective tariff.
- A-8. Please provide a breakdown of estimated pipe sizes, material types, and lengths for proposed water mains and service lines, and descriptions and quantities for related land, facilities, and appurtenances (e.g., real estate parcels, meters, fire hydrants, storage tanks, booster stations, etc.).
- A-9. The Amended Application's Section 15 indicated that the Developer will be financially responsible for the Main Extension. Please confirm that the Developer will be financially responsible for all facilities identified in CAN DO's response to Data Request A-8 or identify the facilities and costs that will be funded by CAN DO (e.g., water meters, etc.).
- A-10. Please explain how CAN DO will fund its costs for providing water service to the Requested Territory, including costs for water meters (e.g., short-term debt, equity, etc.).
- A-11. Please identify any permits, easements, and rights-of-way that will be required to construct the proposed facilities, quantify the cost of those permits, easements, and rights-of-way, and indicate which entity will be responsible for those costs.

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- A-12. The Amended Application did not include copies of letters from Hazle Township, Sugarloaf Township, West Hazleton Borough, Luzerne County, and Schuylkill County that indicated whether the Amended Application is consistent with adopted municipal and county comprehensive plans and zoning designations. Please provide responses to the following:
- a. Provide evidence that CAN DO sent land use planning consistency verification letters to Hazle Township, Sugarloaf Township, West Hazleton Borough, Luzerne County, and Schuylkill County that requested confirmation of whether the Amended Application is consistent with adopted municipal and county comprehensive plans and zoning designations;
 - b. Provide copies of the responses to CAN DO's land use planning consistency verification letters from Hazle Township, Sugarloaf Township, West Hazleton Borough, Luzerne County, and Schuylkill County; and
 - c. If responses to CAN DO's letters have not been provided by Hazle Township, Sugarloaf Township, West Hazleton Borough, Luzerne County, and Schuylkill County, provide verification of whether the Amended Application is consistent with adopted municipal and county comprehensive plans and zoning ordinances.
- A-13. Please explain how Commission approval of CAN DO's Requested Territory would benefit current and future CAN DO customers.
- A-14. The Requested Territory Map identified that several parcels of land in the Requested Territory are part of a subdivision known as the Project Hazelnut Subdivision (Development). Additionally, the Requested Territory Map's Document Reference No. 7 identified a document entitled "Project Hazelnut – Preliminary/Final Major Subdivision" prepared by Vicent J. Stranch, P.L.S. last revised September 4, 2025, which indicated that it was under review by Hazle Township. Please identify the status of the municipal approval of the preliminary and/or final subdivision land use plans for the Development and provide copies of current subdivision plans in electronic vector graphic format along with any associated municipal approval letters.
- A-15. If municipal approval of subdivision land use plans for the Development have not been granted by Hazle Township, Sugarloaf Township, and West Hazleton Borough, provide the Developer's timeline for requesting and receiving municipal approval of the Development from each municipality.

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- A-16. Please clarify the status of the municipal approval of the preliminary and/or final subdivision land use plans for the remaining area (Outside Development Area) outside of the Development included in CAN DO's Requested Territory and provide copies of current subdivision plans in electronic vector format along with any associated municipal approval letters.
- A-17. If municipal approval of subdivision land use plans for the Outside Development Area has not been provided by Hazle Township, Sugarloaf Township, and West Hazleton Borough, provide the Developer's timeline for requesting and receiving municipal approval of subdivision land use plans for the Outside Development Area included in CAN DO's Requested Territory from each municipality.
- A-18. Please state whether CAN DO has contacted each public utility, municipality and municipal authority that operates a public water system that is within one mile of CAN DO's Requested Territory (e.g., Aqua Pennsylvania, Inc., Hazleton City Authority, etc.) to determine whether other public water suppliers are willing and able to provide water service in the Requested Territory and identify each public water supplier that has expressed interest in providing water service in the Requested Territory.
- A-19. Please provide evidence that, when considering both the cost of service and the quality of service, future customers in the Requested Territory would be better served by CAN DO than other public water suppliers.
- A-20. Provide a map of suitable scale that depicts the location or route of CAN DO's existing water distribution system, and that identifies pipe sizes and material types for water mains.