

BEFORE THE PENNSYLVANIA PUBLIC UTILITY 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

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 PETITION TO INTERVENE WITHIN TWENTY (20) DAYS OF THE DATE OF SERVICE HEREOF. YOUR ANSWER TO THE 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 FOR THE COUNTY OF MONTGOMERY.

/s/ Matthew Olesh

Thomas Wyatt, Esquire (PA I.D. 89342)
Matthew S. Olesh, Esquire (PA I.D. 206553)
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Matthew.Olesh@obermayer.com

Dated: February 18, 2026

BEFORE THE PENNSYLVANIA PUBLIC UTILITY 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

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PETITION TO INTERVENE

Pursuant to 52 Pa. Code §§ 5.71, 5.72 and 5.74, the County of Montgomery (the “County”), by and through its attorneys, Obermayer Rebmann Maxwell & Hippel LLP, hereby files with the Pennsylvania Public Utility Commission (the “Commission”) this Petition to Intervene in the above-captioned 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. The Application directly affects the interests of the County, which are not adequately represented by any existing party. For the reasons that follow, the County respectfully requests that the Commission grant its Petition to Intervene, and in support thereof avers as follows:

1. Petitioner, the County, is a duly organized and validly existing County of the Second Class A with a business address of One Montgomery Plaza, 425 Swede Street, Norristown, PA 19401.

2. The County is interested in the above-captioned docket because the County and significant numbers of the County's residents receive water services from Essential Utilities, Inc. and/or its subsidiaries ("Essential"), as well as Pennsylvania-American Water Company ("PAWC"). Moreover, Essential's current headquarters are located in the County.

3. The County seeks to intervene to represent and protect the interests of its residents and constituents who currently are customers of Essential and PAWC and may become customers of any resulting merged entity. Specifically, the County seeks to ensure that these customers retain the same benefits and protections provided for by their current service. The County is also interested in the long-term plans for Essential's current headquarters in the County.

4. 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:

(1) A right conferred by statute of the United States or of the Commonwealth;

(2) 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;

(3) Another interest of such nature that participation of the petitioner may be in the public interest.

5. The County seeks intervention in the proceeding for due cause shown for the following reasons:

(a) Many of the County's residents currently receive water services from Essential and PAWC, and the County seeks to ensure that those residents are afforded fair and reasonable treatment in connection with the instant proposed transaction, and that the service being provided will not be negatively impacted, particularly in view of a lack of clarity of how such service may be impacted by the "implementation team" resulting from the transaction; and

(b) The County seeks to protect the interests of all County residents who could be affected by the proposed transaction set forth in the Joint Application, including any potential rate impact.

6. The County has a substantial and bona fide interest in the subject matter of this docket, and its interests are unique to its service area and cannot be represented or protected adequately by other existing parties to this docket.

7. As a county whose residents are receiving critical services from Essential and PAWC, the County submits that its intervention is in the public interest.

8. The County intends to play an active role in the PUC's decision-making process and its participation herein will not unduly prejudice any party.

9. The County submits this application after the December 29, 2025 deadline because of delays in getting the necessary authority to seek to intervene and pursuant to representations made by the Joint Applicants during the Prehearing Conference that they would not oppose late-filed applications, and respectfully submits that no party has been prejudiced by the delay in its filing of the instant petition.

WHEREFORE the County of Montgomery respectfully requests that the Commission grant the instant Petition to Intervene in this proceeding.

Respectfully submitted,

/s/ Matthew Olesh

Thomas Wyatt, Esquire (PA I.D. 89342)

Matthew S. Olesh, Esquire (PA I.D. 206553)

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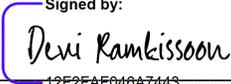
Matthew.Olesh@obermayer.com

Dated: February 18, 2026

VERIFICATION

I, Devi Ramkissoon, Chief Sustainability Officer for the County of Montgomery, hereby verify that the statements of fact made in the foregoing petition 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 made herein are subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).

Dated: 2/18/2026

Signed by:

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Devi Ramkissoon

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CERTIFICATE OF SERVICE

I, Matthew Olesh, Esq., hereby certify that I have served a true and correct copy of the foregoing Petition to Intervene upon on all interested parties via the Commission's e-filing system on the date indicated below.

/s/ Matthew Olesh
Matthew Olesh, Esquire

Dated: February 18, 2026