

March 30, 2026

Via Electronic Filing
Matthew L. Homsher, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Re: Application of CAN DO, Inc. (Water Division) for approval of Expansion of Water Service Territory and Abandonment of Portions of Existing Service Territory in Hazle Township, Sugarloaf Township, West Hazleton Borough, and East Union Township; Docket No. A-2026-3059809, et al.

Dear Secretary Homsher,

Attached for electronic filing, please find Answer of Lisa Logan, Pro Se Protestant in opposition to CAN DO's Petition for Protective Order. Copies have been served on the parties as indicated on the enclosed Certificate of Service.

Respectfully submitted,

Lisa Logan

Lisa Logan
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Enclosure(s)

cc: Administrative Law Judge Emily A. Farren via email efarren@pa.gov
Administrative Law Judge Steven K. Haas via email sthaas@pa.gov

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Greater Hazleton Community :
Area New Development Organization Inc. t/a :
CAN DO, Inc. (Water Division), Pursuant to :
Section 1102(a) of the Pennsylvania Public : Docket No. A-2026-3059809
Utility Code, for Approval of (1) the Right to :
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) the Abandonment of Portions of its Water :
Service Territory in Hazle Township, Luzerne :
County, Pennsylvania and East Union :
Township, Schuylkill County, Pennsylvania :

CERTIFICATE OF SERVICE

I hereby certify that I have this 30th day of March, 2026 filed electronically on the Commission's electronic filing system and served a true copy of the foregoing answer of Lisa Logan, Pro Se Protestant in opposition to CAN DO's Petition for Protective Order 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).

Service Via E-mail and First-Class Mail

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Respectfully submitted,



Lisa Logan
Pro Se Protestant

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Greater Hazleton Community :
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County, Pennsylvania and East Union :
Township, Schuylkill County, Pennsylvania :

**ANSWER OF LISA LOGAN, PRO SE PROTESTANT
IN OPPOSITION TO CAN DO'S PETITION FOR PROTECTIVE ORDER**

I. INTRODUCTION

I, Lisa Logan, Pro Se Protestant, in the above-captioned matter, respectfully file this Opposition to CAN DO, Inc.'s Petition for Protective Order. CAN DO has not met its burden under 52 Pa. Code § 5.365(a) to demonstrate that the potential harm from disclosure of the information it seeks to protect outweighs the public's interest in transparency in this proceeding. For reasons set forth below, CAN DO's Petition for Protective Order should be denied.

II. PROCEDURAL HISTORY

On January 13, 2026, CAN DO filed an application with the Pennsylvania Public Utility Commission (Commission), pursuant to Section 1102(a) of the Public Utility Code (Code), 66 Pa.C.S. § 1102(a), for approval of (1) the right to 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) abandonment of portions of its water service territory in Hazle Township, Luzerne County, Pennsylvania and East Union Township, Schuylkill County, Pennsylvania. Notice of the application was published in the January 31, 2026 edition of

the Pennsylvania Bulletin, 56 Pa.B. 737. The notice specified a protest deadline of February 16, 2026. On February 13, 2026, I, Lisa Logan filed a protest in opposition to the application. On February 25, 2026, the Commission issued an initial telephonic prehearing conference notice to alert the parties that a prehearing conference would be held on March 25, 2026. Also on February 25, 2026, Administrative Law Judges (ALJs) Emily A. Farren and Steven K. Haas issued a prehearing order. On March 5, 2026, CAN DO filed a preliminary objection to my Protest. A notice to plead accompanied the preliminary objection. On March 9, 2026, I, Lisa Logan filed an answer to CAN DO's preliminary objection. On March 19, 2026, CAN DO filed an Amended Application in this proceeding. On March 20, 2026, CAN DO requested a continuance of the March 25, 2026 Prehearing Conference; that request was denied by Interim Order by the ALJs issued the same day. The ALJs directed all parties to submit prehearing memoranda in advance of the conference. CAN DO has also filed multiple Preliminary Objections, to which I, Lisa Logan as Protestant filed a timely Answer. On March 25, 2026, the ALJs held the Prehearing Conference at 1:00 p.m. On the same day, communication was received via email from Dawn Kurtz Crompton, Esq. of Cozen O'Connor (CAN-DO attorney) requesting consideration of CAN DO's Petition for Protective Order and accompanying Proposed Order. It was stated in this communication that these documents establish the rules for designation and use of confidential information. On March 27, 2026 CAN DO filed their Petition for Protective Order with the PUC.

III. THE PETITION FAILS TO IDENTIFY SPECIFIC CONFIDENTIAL MATERIAL

CAN DO's Petition does not identify which documents, pages, data, or exhibits contain alleged confidential information. Instead, it seeks a blanket protective order covering broad categories of materials, including "correspondence, documents, data, information, excerpts, summaries, studies, methodologies and other materials" produced in this proceeding. This is overbroad and inconsistent with § 5.365, which requires a document-specific showing of confidentiality—not a generalized assertion.

IV. CAN DO HAS NOT DEMONSTRATED SUBSTANTIAL COMPETITIVE HARM

Under § 5.365(a)(1)-(5), CAN DO must show that disclosure would cause substantial unfair economic or competitive damage. The Petition provides no evidence, only conclusory statements that the information is "valuable," "not generally known," or "could be valuable to competitors." (Petition ¶ 28). No competitor is identified. No specific harm is described. No explanation is provided as to how any portion of the Application or Bureau of Technical Utility Service responses would create competitive disadvantage.

A protective order cannot be granted on speculation.

V. CAN DO HAS ALREADY PUBLICLY FILED MUCH OF THE INFORMATION

CAN DO's Application, amended Application, and multiple filings are already publicly available on the Commission's docket. Information already disclosed to the public cannot be retroactively designated confidential.

VI. THE PETITION ATTEMPTS TO SHIELD NON-CONFIDENTIAL INFORMATION

The Petition seeks to protect materials that are not trade secrets, not proprietary, and not security-sensitive. For example, CAN DO seeks protection for all "correspondence," "summaries," and "materials...provided as a courtesy." (Protective Order ¶ 2). These are not categories recognized as confidential under § 5.365 and would improperly restrict public access to routine regulatory information.

VII. PUBLIC INTEREST STRONGLY FAVORS TRANSPARENCY

This proceeding concerns the expansion of a public utility's certificated service territory and the abandonment of service in other areas. This proceeding involves:

- Expansion of water service territory,
- Land-use conflicts,
- Environmental and Stormwater impacts,
- Multiple municipalities and affected residents.

The public has a right to understand the basis for CAN DO's requests, the data supporting them, and the impacts on existing and future customers.

A blanket protective order would undermine the public's ability to participate meaningfully in this case.

VIII. CAN DO'S PROPOSED ORDER IS EXCESSIVE AND UNNECESSARY

The proposed order would:

- Allow CAN DO to unilaterally designate information as confidential,
- Restrict public inspection of materials that should remain open,
- Require me, Lisa Logan, Protestant Pro Se, to sign acknowledgments to view routine filings,
- Limit me, Lisa Logan, Protestant Pro Se, to prepare testimony or cross-examination,
- Seal portions of the record without a specific showing of need.

This exceeds what § 5.365 contemplates and is not justified by the Petition. Moreover, the commission has emphasized that protective orders must not impair a party's ability to participate.

IX. CAN DO HAS NOT DEMONSTRATED ANY SECURITY RISK

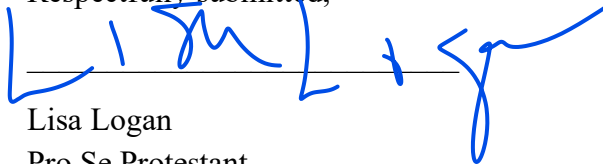
CAN DO asserts that disclosure “could expose or create vulnerability” in its water system. (Petition ¶ 29). However, the Petition identifies no specific security-sensitive document, no infrastructure maps, and no operational schematics requiring protection. Generalized references to “location” or “configuration” are insufficient. If CAN DO believes a particular exhibit contains security-sensitive information, it must identify it and justify protection on a document-by-document basis.

X. CONCLUSION

For the reasons stated above, I Lisa Logan, Protestant Pro Se, respectfully request that Administrative Law Judges Emily A. Farren and Steven K. Haas:

1. Deny CAN DO's Petition for Protective Order in its entirety; or, in the alternative,
2. Require CAN DO to file a narrowly tailored petition identifying each specific document or page for which protection is sought, along with evidence satisfying 52 Pa. Code § 5.365.

Respectfully submitted,



Lisa Logan
Pro Se Protestant