



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

IN REPLY PLEASE
REFER TO OUR FILE

April 22, 2026

Docket No. P-2024-3050263

Utility Code 212285

ERIN K FURE ESQUIRE
PENNSYLVANIA-AMERICAN WATER COMPANY
852 WESLEY DRIVE
MECHANICSBURG PA 17055
ERIN.FURE@AMWATER.COM

RE: Petition of Pennsylvania-American Water Company for Approval of its Lead Service Line Replacement Program, related Tariff Changes, and Modification of its Long-Term Infrastructure Improvement Plan at Docket No. P-2024-3050263

Dear Attorney Fure:

On July 22, 2024, Pennsylvania-American Water Company (PAWC) filed the above-captioned document (Petition) with the Pennsylvania Public Utility Commission (Commission). 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 efiling with the Secretary of the Commission by opening an efiling account through the Commission website and accepting eservice at <https://efiling.puc.pa.gov>. The Commission is accepting all public documents through our efiling 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 Matthew T. Lamb, P.E. in the Water/Wastewater Section of the Bureau of Technical Utility Services via e-mail at mlamb@pa.gov. Please also direct any questions to Matthew Lamb at telephone number (717) 783-1001. Thank you in advance for your cooperation.

Sincerely,



Matthew L. Homsher
Secretary

Enclosure: TUS Data Request Set 2

cc: Darryl Lawrence, Office of Consumer Advocate (w/enclosure), ra-oca@paoca.org
Melanie El Atieh, Office of Consumer Advocate (w/enclosure), melatieh@paoca.org
Harrison Breitman, Office of Consumer Advocate (w/enclosure), hbreitman@paoca.org
Denell Lewis, Office of Consumer Advocate (w/enclosure), dlewis@paoca.org
NazAarah Sabree, Office of Small Business Advocate (w/enclosure), ra-sba@pa.gov
Steven C. Gray, Office of Small Business Advocate (w/enclosure), sgray@pa.gov
Allison Kaster, Bureau of Investigation & Enforcement (w/enclosure), akaster@pa.gov

TUS Data Request Set 2

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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.

- P-12. Pursuant to the Commission's Opinion and Order entered August 14, 2025, PAWC filed with the Commission on September 12, 2025, a copy of its revised Long-Term Infrastructure Improvement Plan (LTIP), revised Lead Service Line Replacement Plan (LSLR Plan), and revised *pro forma* tariff supplement (Pro Forma Tariff). The LSLR Plan's Footnote No. 1 indicated that PAWC's effective tariff contains a definition (Lead Service Pipe Definition) for "lead service pipe" as any service pipe constructed with lead or galvanized pipe located downstream from a service pipe constructed of lead. However, the Lead Service Pipe Definition does not comply with Commission LSLR regulations. Pursuant to 52 Pa. Code § 65.52, a lead service line (LSL) is a service line made of lead that connects the water main to a building inlet and a lead pigtail, gooseneck or other fitting that is connected to the lead line. A galvanized service line is considered a lead service line if it ever was or is currently downstream of any lead service line or service line of unknown material. Please provide a revised LSLR Plan and revised Pro Forma Tariff that include a Lead Service Pipe Definition that complies with 52 Pa. Code § 65.52.
- P-13. PAWC's LSLR Plan was followed by a document, labeled as Exhibit A, that appears to be a prior version of PAWC's LSLR plan. PAWC does not reference Exhibit A in the rest of the filing and its inclusion appears to cause unnecessary confusion as to the LSLR plan under review and consideration by the Commission. Please clarify PAWC's intent in providing in the filing Exhibit A.
- P-14. In the Prioritization Criteria Considered When Developing LSLR Schedule Section (Prioritization Criteria Section) of the LSLR Plan, PAWC indicated that customer requested LSLs will be confirmed and replaced as part of either a main replacement project or during the normal course of work. However, pursuant to 52 Pa. Code § 65.62(a)(1), PAWC is required to replace the entity-owned LSL concurrent with replacement of the customer-owned LSL within 90 days of the date of a request, or on the LSLR date specified, by the customer or property owner, if the customer is not the property owner, whichever is later. Please provide a revised LSLR Plan that clarifies, in the Prioritization Criteria Section, that PAWC will replace the entity-owned LSL concurrent with the replacement of the customer-owned LSL within 90 days of the date of the request, where a customer or property owner, if the customer is not the property owner, elects to replace a customer-owned LSL.
- P-15. In the Processes and Procedures Based on Acceptance of an LSLR Section (LSLR Acceptance Section) of the LSLR Plan, PAWC indicated when it is performing a main replacement project, once the main replacement is completed, the service line work begins by uncovering the curb stop and identifying the service line material. Further, PAWC-WD indicated that the company-owned service line replacement is installed first from the new main to the curb stop. PAWC described that if the customer-owned service

TUS Data Request Set 2

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line is an LSL, it will attempt to contact the customer and provide them with a consent agreement, information packet, and a water pitcher. Finally, PAWC indicated that once all services in the main replacement project area have replaced, the Company will shut down the old main and switch service to the new main. However, this process may not comply with Commission LSLR regulations. Pursuant to 52 Pa. Code § 65.52, a partial LSLR is defined as a lead service line replacement that does not replace both the entity-owned and customer-owned portions of a lead service line. Please provide a revised LSLR Plan, Acceptance Section, that clarifies once all lead service lines, both company-owned and customer-owned, have been replaced prior to switching service to the new main.

- P-16. The Pro Forma Tariff does not appear to include the required tariff language providing a definition of customer-owned LSL. Pursuant to 52 Pa. Code § 65.56(b)(1), an entity's pro forma tariff or tariff supplement must include a definition for customer-owned LSL for the purposes of the entity's LSLR program that is consistent with 52 Pa. Code § 65.52 (relating to definitions). Please provide a revised Pro Forma Tariff, in redline format, that includes a definition of customer-owned LSL that complies with 52 Pa. Code §§ 65.52 and 65.56(b)(1).
- P-17. The Pro Forma Tariff's Section 4.9.1.1 indicated PAWC will replace Lead Service Pipes pursuant to its LSLR Plan, subject to a budgeted allotment of \$35.0 million per year for all Lead Service Pipe replacements under its LSLR Plan. Additionally, PAWC indicated that it will replace Lead Service Pipes it encounters when replacing its mains and/or Service Lines up to 3,200 Lead Service Pipe replacements per year with a maximum amount of approximately \$35.0 million per year. However, pursuant to 66 Pa.C.S. § 1311(b)(2)(vi), a new tariff or supplement to an existing tariff approved by the Commission under subparagraph (v) shall include a cap on the maximum number of customer-owned lead water service lines that can be replaced annually. Additionally, Commission regulations under 52 Pa. Code § 65.58(a) require an entity's pro forma tariff or tariff supplement include a cap on the number of customer-owned LSLs that can be replaced annually. The Commission notes that neither the Commonwealth Statute nor Commission regulation makes provision for the inclusion of a budgetary cap on LSLRs in the Pro Forma Tariff. In the Commission-approved Opinion and Order for the Columbia Water Company's LSLR Program entered October 9, 2025, the Commission found that the inclusion of budgetary figures for LSLRs in both the LSLR Plan and Pro Forma Tariff is unnecessarily duplicative and may lead to confusion as to whether it is the maximum number of LSLRs or the maximum budget per year that is the controlling element in the Pro Forma Tariff. Further, the Commission directed the Columbia Water Company to file a tariff supplement that removed the budgetary tariff language.¹ Please

¹ See, *Petition of Columbia Water Company for Approval of its Lead Service Line Replacement Program*, at Docket No. P-2023-3041845.

TUS Data Request Set 2

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provide a revised Pro Forma Tariff, in redline format, that removes PAWC's inclusion of a budgetary cap on LSLRs (e.g., \$35.0 million) from Section 4.9.1.1.

- P-18. The Pro Forma Tariff's Section 4.9.1.3 includes the tariff language terminology "partial Lead Service Pipe Replacement" that does not appear to be defined in the Pro Forma Tariff. Pursuant to 52 Pa. Code § 65.52, a partial LSLR is defined as a lead service line replacement that does not replace both the entity-owned and customer-owned portions of a lead service line. Please provide a revised Pro Forma Tariff, in redline format, that includes a definition for a partial LSLR that complies with 52 Pa. Code § 65.52.