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VIA eFiling

July 9, 2026

Matthew L. Homsher, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17105-3265

In re: Application of Pennsylvania-American Water Company under Sections 1102(a) and 1329 of the Pennsylvania Public Utility Code, 66 Pa C.S. §§ 1102(a) and 1329, for approval of (1) the transfer, by sale, to Pennsylvania-American Water Company, of substantially all of the assets, properties and rights related to the water treatment and distribution system owned and operated by the Indian Creek Valley Water Authority, and (2) the rights of Pennsylvania-American Water Company to begin to offer or furnish water service to the public in all of the Borough of Ohiopyle and portions of the Townships of Saltlick, Springfield, Bullskin, Connellsville and Stewart, Fayette County and all of the Borough of Donegal and portions of the Townships of Donegal and Mount Pleasant, Westmoreland County, Pennsylvania ("Application")

Docket No: A-2025-3055741

Dear Secretary Homsher:

Enclosed for filing in the above-referenced proceeding is the Statement in Support of the Indian Creek Valley Water Authority and corresponding Certificate of Service.

As indicated in the Certificate of Service, copies have been served upon all parties of record. This document was previously served on the parties yesterday, July 8, 2026, but not filed with the Secretary given the timing.

Thank you, in advance, for your assistance.

Matthew L. Homsher, Secretary
July 9, 2026
Page 2

Very truly yours,

/s/

Timothy J. Witt, Esquire

Cc: Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Administrative Law Judges Katrina L. Dunderdale and Ann Quimby

Application of Pennsylvania-American Water Company under Sections 1102(a) and 1329 of the Pennsylvania Public Utility Code, 66 Pa C.S. §§ 1102(a) and 1329, for approval of (1) the transfer, by sale, to Pennsylvania-American Water Company, of substantially all of the assets, properties and rights related to the water treatment and distribution system owned and operated by the Indian Creek Valley Water Authority, and (2) the rights of Pennsylvania-American Water Company to begin to offer or furnish water service to the public in all of the Borough of Ohiopyle and portions of the Townships of Saltlick, Springfield, Bullskin, Connellsville and Stewart, Fayette County and all of the Borough of Donegal and portions of the Townships of Donegal and Mount Pleasant, Westmoreland County, Pennsylvania

Docket A-2025-3055741

**STATEMENT IN SUPPORT OF
INDIAN CREEK VALLEY WATER AUTHORITY**

The Indian Creek Valley Water Authority (the “Authority”), by and through its counsel, submits that the terms of the Joint Petition for Approval of Settlement of All Issues (“Joint Petition” or “Settlement”) filed with the Pennsylvania Public Utility Commission (“PUC” or “Commission”) in the above-captioned proceeding, reflect a full settlement of all issues as set forth below.

As a result of settlement discussions, the Authority, Pennsylvania-American Water Company ("PAWC" or the "Company"); and the Office of Consumer Advocate ("OCA") (singularly, a "Petitioner" and collectively, the "Joint Petitioners") have agreed upon the terms embodied in the foregoing Joint Petition. The Authority offers this Statement in Support to further demonstrate that the Settlement is in the public interest. Accordingly, the ICVWA requests that the Commission approve the Joint Petition without modification.

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I. INTRODUCTION

1. The Settlement pertains to the application (the "Application") filed by PAWC pursuant to Sections 507, 1102(a), 1103 and 1329 of the Pennsylvania Public Utility Code ("Code"), 66 Pa. C.S. §§ 507, 1102(a), 1103 and 1329, requesting that the Commission issue Certificates of Public Convenience for PAWC's acquisition of the System (the "Transaction"). This Application also sought to set the fair market value of the acquisition for rate-base ratemaking purposes.

2. The Settlement resolves all issues raised by the Joint Petitioners and is the result of considerable effort, action, and experience. Collectively, the Joint Petitioners engaged in considerable dialogue and negotiation to reach a Settlement that is both reasonable and in the public interest in addressing the various issues raised within the six-month deadline mandated by the General Assembly in Section 1329 of the Code, 66 Pa. C.S. § 1329.

3. As stated hereinbelow, the Settlement is in the public interest and should be approved.

II. PROCEDURAL BACKGROUND

4. The Authority incorporates by reference Paragraphs 1 through 23 of the Settlement.

III. THE TRANSACTION

5. The Commission has a strong policy favoring settlements. As set forth in the Commission's regulations, "[t]he Commission encourages parties to seek negotiated settlements of contested proceedings in lieu of incurring the time, expense and uncertainty of litigation." 52 Pa. Code § 69.391; *see also* 52 Pa. Code § 5.231. Consistent with the Commission's Policy, the Joint Petitioners engaged in extensive negotiations to settle the issues raised in this proceeding. These ongoing discussions produced the foregoing Settlement.

6. The Joint Petitioners agree that approval of the proposed Settlement is in the best interest of the Parties involved. The Settlement reflects a reasonable balance and appropriate compromise of the Joint Petitioners' litigation positions.

7. The Joint Petition is in the public interest and is supported by affirmative public benefits for the following reasons:

- a. As a result of the Joint Petition, expenses incurred by the Joint Petitioners and the Commission for completing this proceeding will be substantially less than they would have been if the proceeding had been fully litigated.
- b. Uncertainties regarding further expenses associated with possible appeals from the final order of the Commission are avoided as a result of the Joint Petition.

c. The Joint Petition reflects compromises on all sides presented without prejudice to any position any Joint Petitioner may have advanced so far in this proceeding.

d. The Joint Petition is presented without prejudice to any position any party may advance in future proceedings involving the Authority.

8. Further, the Joint Petition specifically satisfies the concerns of the Authority, including, without limitation, rate relief, System operational improvements, and System capital investments.

9. Additionally, the net proceeds of the Transaction will be applied to repay or defease the System debt and the remaining proceeds then will be transferred to the creating municipalities upon Closing of the Transaction and dissolution of the Authority. These remaining proceeds will be available to address critical public service needs in the community.

10. Finally, the Authority further joins and incorporates by reference paragraphs 7 through 34 of PAWC's Statement in Support to establish the public interest benefits resulting from the approval of the Transaction.

IV. SETTLEMENT TERMS

11. The Authority further joins and incorporates by reference paragraphs 35 through 61 of PAWC's Statement in Support to establish the public interest and benefits resulting from approval of the Settlement terms.

V. **CONCLUSION**

WHEREFORE, the Authority respectfully requests that the Administrative Law Judges and the Pennsylvania Public Utility Commission approve the foregoing Joint Petition for Approval of Unanimous Settlement of All Issues without modification.

Respectfully submitted,

/s/

Timothy J. Witt, Esquire (Pa I.D. No. 308914)

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*Counsel for Indian Creek Valley Water
Authority*

July 8, 2026

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participants, listed below, in accordance with the requirements of Section 1.54 (relating to service by a participant).

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/s/ Timothy J. Witt
Timothy J. Witt

Counsel to Indian Creek Valley Water
Authority

Dated this 8th day of July, 2026.