

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...

Docket Nos. A-2025-3058927, A-2025-3058928, A-2025-3058929

PETITION FOR STAY AND SUPERSEDEAS PENDING REVIEW ON THE MERITS

NOW COMES, Luis Francisco, Party of Record in the above-captioned proceeding, and files this Petition for Stay and Supersedeas pursuant to 52 Pa. Code § 5.572, respectfully requesting the Commission to physically stay its underlying June 18, 2026 Opinion and Order, and in support thereof states as follows:

1. On July 16, 2026, the Commission successfully entered an Opinion and Order expressly granting the Petitions for Reconsideration filed by Luis Francisco on June 25, 2026, and July 2, 2026, pending further review of, and consideration on, the merits.
2. While the Commission has successfully preserved jurisdiction to review the undisputed historical 1912 First Mortgage Gold Bonds and the 1941 PUC audit records (Exhibit 411), the July 16 Order notes that granting reconsideration does not automatically stay the underlying June 18, 2026 merger approval.
3. A physical stay of the June 18, 2026 Order is urgently necessary to prevent immediate, irreparable harm to the public interest and to Pennsylvania's "captive ratepayers," as compellingly argued in the pending Protests of the Chester Water Authority (CWA).
4. Allowing the Joint Applicants to close a multi-billion dollar merger while a cloud on the physical asset titles remains unexamined under the current merits review violates the clear standards established by the Pennsylvania Supreme Court in *Lawrence v. Pa. P.U.C.* (Dec. 16, 2025).
5. No capital market can legally fund a utility transaction where the underlying water infrastructure, corporate rights, and franchises remain explicitly encumbered by an unsatisfied First Mortgage lien.
6. Granting this stay will cause no injury to the Joint Applicants, as they previously requested a schedule extending through December 17, 2026. Conversely, denying the stay would render the Commission's ongoing merits review moot if the transaction closes prematurely.

WHEREFORE, Luis Francisco respectfully requests the Commission to enter an Order staying the operation and effect of the June 18, 2026 Opinion and Order pending the final disposition of the merits of the Petitions for Reconsideration.

Respectfully submitted,

Luis Francisco, Pro Se

Dated: July 18, 2026 / 737 n lacrosse st Allentown pa 18109

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CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true and correct copy of the foregoing *Petition for Stay and Supersedeas Pending Review on the Merits* upon the parties listed below, in accordance with the requirements of **52 Pa. Code §§ 1.51-1.59** (relating to service by a participant), via electronic mail service:

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Respectfully submitted,

Luis Francisco, Pro Se Dated: July 18, 2026