

**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 : Docket Nos. A-2025-3058927
CONVENIENCE UNDER SECTIONS : A-2025-3058928
1102(A)(3) AND 2210(C) OF THE PUBLIC : A-2025-3058929
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 :

**EMERGENCY MOTION TO COMPEL SERVICE, DEFENSE OF DUE PROCESS, AND
MOTION TO STAY OR DEFER PROCEEDINGS**

NOW COMES, Luis Francisco, a formal Party of Record in the above-captioned proceedings, and files this Emergency Motion to Compel Service and Defer Proceedings against the Joint Applicants, respectfully representing as follows:

1. **Party Status and Notice:** On July 2, 2026, the Secretary of the Pennsylvania Public Utility Commission ("PUC") issued an official Secretarial Letter explicitly placing the undersigned into the record as an active Party of Record and serving notice electronically to all parties. Consequently, all participants are legally bound to serve the undersigned with any and all filings under 52 Pa. Code §§ 1.51-1.59.
2. **Violation of Procedural Rules:** On July 29, 2026, counsel for the Joint Applicants, Mark Lazaroff, Esq. (Morgan, Lewis & Bockius LLP), filed a cover letter with the Commission stating that Statement Nos. 1-RJ through 6-RJ (Rejoinder Testimony of Cheryl Norton, David Bowler, Colleen Arnold, Michael Huwar, Daniel J. Schuller, and Matthew W. Prine) were served upon all parties of record.
3. **Total Failure of Service and Omission from Certificate:** Contrary to the explicit representation made by counsel for the Joint Applicants, the undersigned Party of Record was completely excluded from the Joint Applicants' official Certificate of Service dated July 29, 2026. A review of their filed Certificate reveals that while fifteen (15) separate legal entities, agencies, and counsel were served via electronic mail, the name and electronic mail address of Luis Francisco were entirely omitted. The Joint Applicants have completely isolated the undersigned from critical financial and operational testimony.
4. **Severe Prejudice and Constitutional Violations:** The Joint Applicants are attempting to rush a multi-billion-dollar merger through the final evidentiary phase while actively withholding testimonies from a party raising valid title defects, 1941 mortgage liens, and corporate accounting clouds. This constitutes an egregious and bad-faith violation of procedural due process.



WHEREFORE, Luis Francisco respectfully requests that the Honorable Administrative Law Judges Emily I. DeVoe and Ann Quimby:

- **COMPEL** the Joint Applicants to immediately serve the complete and unredacted text of Statement Nos. 1-RJ through 6-RJ to Luis Francisco within twenty-four (24) hours;
- **STAY or DEFER** all procedural schedules, upcoming evidentiary hearings, and brief deadlines for a minimum of fifteen (15) days from the actual date of successful service to allow the undersigned time to review the hidden testimony and formulate a reply; and
- **SANCTION** the Joint Applicants for submitting a false Certificate of Service to the Commission claiming all parties were served when they deliberately bypassed a known record holder.

Respectfully submitted,

Dated: August 3, 2026

By: /s/ Luis Francisco

Luis Francisco, Pro Se Party of Record

[737 n lacrosse st Allentown pa 18109

[providence1133@gmail.com

A handwritten signature in black ink, appearing to read "Luis Francisco", is written over a horizontal line.

[PROPOSED] ORDER

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

JOINT APPLICATION OF AMERICAN	:	
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PENNSYLVANIA, INC., AQUA	:	
PENNSYLVANIA WASTEWATER, INC.,	:	
PEOPLES NATURAL GAS COMPANY	:	
LLC AND ALPHA MERGER SUB, INC.	:	Docket Nos. A-2025-3058927
	:	A-2025-3058928
	:	A-2025-3058929

ORDER

AND NOW, this 3 day of AUGUST, 2026, upon consideration of the Emergency Motion to Compel Service, Defense of Due Process, and Motion to Stay or Defer Proceedings filed by Party of Record Luis Francisco, it is hereby **ORDERED** that:

1. The Motion to Compel Service is **GRANTED**. The Joint Applicants shall serve a complete, true, and unredacted electronic copy of Joint Applicants' Statement Nos. 1-RJ through 6-RJ upon Luis Francisco within twenty-four (24) hours of this Order.
2. The Motion to Stay or Defer Proceedings is **GRANTED**. All remaining procedural schedules, evidentiary hearings, and briefing deadlines in these consolidated dockets are stayed for a period of fifteen (15) days from the date Luis Francisco receives successful service of the aforementioned Rejoinder Testimony.

BY THE COMMISSION:

Administrative Law Judge Emily I. DeVoe

Administrative Law Judge Ann Quimby

Luis Francisco

CERTIFICATE OF SERVICE

I hereby certify that I have on this 3rd day of August, 2026, served a true and correct copy of the foregoing **Emergency Motion to Compel Service, Defense of Due Process, and Motion to Stay or Defer Proceedings** upon the individuals listed below via Electronic Mail in accordance with the requirements of 52 Pa. Code § 1.54:

VIA ELECTRONIC MAIL

- **Office of Consumer Advocate**
Harrison W. Breitman, Joel Cheskis, Johnathan M. Longhurst, Crystal Zook
PAWCAquaExternal@paoca.org
- **Office of Administrative Law Judge**
Hon. Emily I. DeVoe, Hon. Ann Quimby
edevoe@pa.gov, aquimby@pa.gov
- **Bureau of Investigation and Enforcement**
Scott B. Granger, Prosecutor
sgranger@pa.gov
- **Office of Small Business Advocate**
Steven C. Gray, Assistant Small Business Advocate
sgray@pa.gov
- **Pennsylvania Utility Law Project**
Ria M. Pereira, Lauren N. Berman, Elizabeth R. Marx, John W. Sweet, Levi A. Phillips
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- **Township of Lower Makefield**
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- **Obermayer Rebmann Maxwell & Hippel LLP** (Counsel for City of Butler, et al.)
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- **Morgan, Lewis & Bockius LLP** (Counsel for Joint Applicants)
Kenneth M. Kulak, Mark A. Lazaroff, Catherine G. Vasudevan, Brooke E. McGlinn
ken.kulak@morganlewis.com, mark.lazaroff@morganlewis.com, catherine.vasudevan@morganlewis.com, brooke.mcglinn@morganlewis.com
Dated: August 3, 2026

By: /s/ *Luis Francisco*
Luis Francisco, Party of Record

A handwritten signature in black ink that reads "Luis Francisco". The signature is written in a cursive style with a large, stylized "L" and "F".