

**BEFORE THE PUBLIC SERVICE COMMISSION**  
**OF THE STATE OF DELAWARE**

IN THE MATTER OF THE COMPLAINT BY THE )  
COMMISSION STAFF REQUESTING THE )  
REVOCAION OF CERTIFICATES OF PUBLIC )  
CONVENIENCE AND NECESSITY PREVIOUSLY ) PSC COMPLAINT DOCKET  
GRANTED TO UTILITY SYSTEMS, INC., AND ) NO. 342-06  
THE GRANT OF FURTHER RELIEF TO ASSIST )  
THE SYSTEMS PREVIOUSLY OPERATED BY )  
UTILITY SYSTEMS, INC. )  
(FILED AUGUST 7, 2006) )

IN THE MATTER OF THE APPLICATION OF )  
UTILITY SYSTEMS, INC. FOR A )  
CERTIFICATE OF PUBLIC CONVENIENCE AND )  
NECESSITY TO CONTINUE PROVIDING ) PSC DOCKET NO. 04-WW-003  
WASTEWATER SERVICES TO THE WOODLANDS )  
OF MILLSBORO, LOCATED WEST OF THE )  
TOWN OF MILLSBORO, SUSSEX COUNTY, )  
DELAWARE PURSUANT TO THE PROVISIONS )  
OF 26 DEL. C. § 203D(a)(2) )  
(FILED OCTOBER 1, 2004) )

**ORDER NO. 7203**

**AND NOW**, this 19<sup>th</sup> day of June, 2007, the Delaware Public Service Commission ("Commission") determines and Orders as follows:

**WHEREAS**, on August 22, 2006, the Commission entered Order No. 7014, in PSC Complaint Docket No. 342-06. In the Order (pg. 14, ¶ 1), the Commission ordered Utility Systems, Inc. ("USI") to file a written response to Order No. 7014 showing good cause, if any it had, why the Certificate of Public Convenience and Necessity ("CPCN") for the Woodlands of Millsboro Community, previously granted to USI (Order No. 6521 (Nov. 23, 2004), Docket No. 04-WW-003) should not be revoked for the reasons set forth in Order No. 7014. USI was directed to file a written response to Order No. 7014 on or before September 11, 2006;

**AND WHEREAS**, Order No. 7014 also provided that if USI failed to file, in a timely fashion, a written response to the Order, the Commission would revoke USI's CPCN without a hearing and without further notice to USI;

**AND WHEREAS**, USI failed to file a written response to Order No. 7014.

Now, therefore, **IT IS ORDERED:**

1. That, for the reasons stated in Order No. 7014, which Order is incorporated by reference herein, and because Utility Systems, Inc. has failed to file a written response to the Order, the Commission hereby revokes Utility Systems, Inc.'s Certificate of Public Convenience and Necessity for the wastewater system at the Woodlands of Millsboro, which was awarded in Order No. 6521, Docket No. 04-WW-003.

2. That the Commission retains jurisdiction in this matter, including the authority to enter such further Orders and conduct such further proceedings as it deems just, proper, or appropriate.

BY ORDER OF THE COMMISSION:

/s/ Arnetta McRae  
Chair

/s/ Joann T. Conaway  
Commissioner

/s/ Jaymes B. Lester  
Commissioner

PSC Complaint Docket No. 342-06 and PSC  
Docket No. 04-WW-003, Order No. 7203 Cont'd.

/s/ Dallas Winslow  
Commissioner

/s/ Jeffrey J. Clark  
Commissioner

ATTEST:

/s/ Karen J. Nickerson  
Secretary