

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

JOINT APPLICATION OF YMG)
CORPORATION AND TIDEWATER)
ENVIRONMENTAL SERVICES,)
INC. FOR APPROVAL OF THE)
SALE OF ASSETS AND TRANSFER) PSC DOCKET NO. 12-497
OF CPCN FROM YMG CORPORATION)
TO TIDEWATER ENVIRONMENTAL)
SERVICES, INC.)
(FILED NOVEMBER 7, 2012))

IN THE MATTER OF THE APPLICATION OF)
TIDEWATER ENVIRONMENTAL SERVICES,)
INC. FOR A GENERAL RATE INCREASE)
FOR WASTEWATER SERVICES FOR THE) PSC DOCKET NO. 12-498WW
CUSTOMERS OF THE PLANTATIONS)
RESIDENTIAL COMMUNITY WASTEWATER)
SYSTEM (FILED NOVEMBER 7, 2012))

ORDER NO. 8274

FOR ADMISSION AS AN INTERVENOR

AND NOW, this 10th day of January, 2013, pursuant to the authority granted to this Hearing Examiner in PSC Order Nos. 8248 and 8250 dated November 29, 2012, and having considered the Petition for Leave to Intervene ("the Petition") filed by the Joint Wastewater Committee of The Plantations and The Plantations East Communities ("the Plantations Wastewater Committee" or "the Committee"), this Hearing Examiner determines the following:

1. The Plantations Wastewater Committee filed a Petition to Intervene, by its Chairman Robert Dickey, in the above-captioned Docket on December 19, 2012.

2. In PSC Order No. 8250, the Commission ordered that the deadline for filing petitions for intervention was December 27, 2012. (See Order, ¶5.)

3. Thus, the Plantations Wastewater Committee's Petition to Intervene was timely filed.

4. In its December 19, 2012 Petition to Intervene, the Plantations Wastewater Committee alleges that it represents six hundred and eleven (611) homeowners in The Plantations and The Plantations East Communities subject to the rate increase and sale/transfer of wastewater facility assets proposed by the Applicant in this docket. (Petition to Intervene, ¶¶2.9.1.1; 2.9.1.2; 2.9.1.3) The Committee alleges that it has personal information about these issues which no other party to this docket has. (*Id.* at ¶2.9.1.3.)

5. Despite notice of the proposed intervention by the Plantations Wastewater Committee, no party has disputed the merits of its Petition to Intervene.

6. The Public Advocate has requested that the Committee only have one (1) contact person to facilitate communication.

7. Thus, for purposes of considering the merits of the Committee's Petition, I assume as true the representations made in its Petition by its Chairman Robert Dickey. Specifically, in good faith, the Committee has adequately alleged that it has particularized facts relating to its community which may be valuable to the Commission in deciding the issues in this Docket. Thus, I find that the Plantations Wastewater Committee has satisfied the intervention requirements of Rule 21 of the Commission's *Rules of Practice and Procedure*.

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

1. Accordingly, the Petition for Intervention filed by the Plantations Wastewater Committee is **GRANTED**. This intervention shall not affect the Procedural Schedule already agreed upon by the parties.

2. The Plantations Wastewater Committee shall be added to the Service List for this Docket. The sole contact will be Chairman Robert Dickey at the address designated in the Petition to Intervene.

3. The Plantations Wastewater Committee is hereby placed on notice that it is hereinafter required to comply in all respects with the Commission's *Rules of Practice and Procedure* and Delaware law pertinent to this case. No email filings will be permitted. All of the Committee's future filings, if any, shall comply with the Commission's *Rules of Practice and Procedure*, including the original filing must be signed, an original and ten (10) copies filed with the Commission Secretary, and copies must be mailed to all parties on the Service List. If a Committee filing does not comply with any of the *Commission's Rules*, it will not be deemed "filed," and shall be returned to the Committee.

BY ORDER OF THE COMMISSION

/s/ Mark Lawrence
Mark Lawrence,
Hearing Examiner