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BEFORE  
THE PUBLIC UTILITIES COMMISSION OF OHIO

APPLICATION NOT FOR AN INCREASE IN RATES, PURSUANT TO SECTION  
4909.18, REVISED CODE

In the Matter of the Application of )  
Aqua Ohio, Inc. to Amend Tariff )  
Pages to its Lake Erie Division Tariff. )

Case No. 11-~~683~~WW-ATA

1. APPLICANT RESPECTFULLY PROPOSES:

<input type="checkbox"/> New Service	<input type="checkbox"/> Change in Rule/Regulation
<input type="checkbox"/> New Classification	<input type="checkbox"/> Reduction in Rates
<input type="checkbox"/> Change in Classification	<input type="checkbox"/> Correction of Error
<input type="checkbox"/> Other, not involving Increase in rates	<input checked="" type="checkbox"/> Various related and unrelated textual revisions, without change in intent

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2. DESCRIPTION OF PROPOSAL

This Application is made to amend Aqua Ohio, Inc.'s Lake Erie Division Tariff ("Tariff") that identifies the rules and regulations governing the disconnection of service in which two or more customers are supplied through one service line.

3. TARIFF AFFECTED: Aqua Ohio, Inc., Lake Erie Division Tariff, Section 3-2, First Revised Sheet No. 4 and Section 2, Eleventh Revised Sheet No. 4.

4. ATTACHED HERETO AND MADE A PART HERE OF ARE: (Check applicable Exhibits)

☒ Exhibit A – existing schedule sheet (to be superseded if applicable);  
☒ Exhibit B – proposed schedule sheet;  
☒ Exhibit B-1 – redline tariff sheet showing proposed schedule relative to current schedule

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business.  
Technician AN Date Processed FEB 07 2011

\_\_\_\_ Exhibit C-1 –

- (a) if new service is proposed, describe;
- (b) if new equipment is involved, describe (preferable with a picture, brochure, etc.) and where appropriate, a statement distinguishing proposed service from existing services;
- (c) if proposed service results from customers requests, so state giving if available, the number and type of customers requesting proposed service;
- (d) if a change in classification, rule or regulation is proposed, a statement explaining reason for change;
- (e) statement explaining reason for any proposal not covered in the attached exhibits.

5. This application will not result in an increase in any rate, joint rate, toll, classification, charge, or rental.

Respectfully submitted,



John W. Bentine (0016888)

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Mark S. Yurick (0039176)

Attorney of Record

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CHESTER WILLCOX & SAXBE, LLP

65 E. State Street, Suite 1000

Columbus, Ohio 43215

Telephone: 614.221.4000


Facsimile: 614.221.4012

**Attorneys for Aqua Ohio, Inc.**

## VERIFICATION

STATE OF OHIO )  
COUNTY OF MAHONING ) ss.

I, Edmund P. Kolodziej, Jr., President of Aqua Ohio, Inc., verify that the information contained in this application not for an increase is true and correct to the best of my knowledge and belief.

  
Edmund P. Kolodziej, Jr.

Sworn and subscribed before me this 4<sup>th</sup> day of February, 2011.

Thelma C Russell II  
Notary Commission

**THEODORE C. RUSSELL II, Notary Public**  
**State of Ohio**  
**My Commission Expires July 6, 2013**

# EXHIBIT A

(CURRENT TARIFF SHEET)

**P.U.C.O. TARIFF NO. 1**

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**GENERAL REGULATIONS GOVERNING SERVICE (continued)**

- C. Those Company employees who normally perform the termination of service will be authorized to either:
- 1) Accept payment in lieu of termination;
  - 2) Be able to dispatch an employee to the premises to accept payment; or
  - 3) Be otherwise able to make available to the customer a means to avoid disconnection.

Such employees at the premises may or may not be authorized to make extended payment arrangement at the discretion of the Company.

12. In any case in which two or more customers are supplied through one service line and the Company is entitled under Subsection 10, above, to discontinue service to any or all of them, the Company shall notify the customer (s) of non-compliance with the provisions of Section 3-5, Sheet No. 1, paragraph 3 and Section 3-6, paragraph 3 of this tariff. Customer shall have thirty (30) days to comply with said provisions or be subject to disconnection. The Company shall have the right to access the customer service line and meter to isolate the customer (s) whose actions/inactions subject the customer to disconnection.
13. If a customer whose service has been disconnected for non-payment of bills or for violation of or failure to comply with regulations of the Company desires a reconnection, such reconnection may only be made after the customer:
  - a) Has paid the full amount of arrears for which service was disconnected; or
  - b) Has made a deferred payment plan between the customer and the Company; and
  - c) Has paid a reconnection or turn-off fee as set forth on each Division's rate schedule included in Section 4 of this Tariff; and

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Issued: May 15, 2008

Effective: May 15, 2008

Issued by Walter J. Pishkur, President, Aqua Ohio, Inc.  
In accordance with the Public Utilities Commission of Ohio  
Order Dated May 14, 2008 for Case No.07-564-WW-AIR

**P.U.C.O. TARIFF NO. 1**

SUBJECT INDEX (Continued)

<u>Description</u>	<u>Section</u>	<u>Sheet No.</u>	<u>Effective Date</u>
R			
Rates	4	See "Sch. of Rates"	5/15/08 5/23/09 9/2/10 12/20/10
Reconnection of Service)	3-2	4	11/8/02 5/15/08
Requirements for }	3-6	4	11/8/02
Related Facilities	3-7	2	11/8/02 4/1/04
Repair of Customer Facilities	3-2	1	11/8/02 12/01/03
Restoring of Service - Requirements	3-2	4, 5	11/8/02 5/15/08
Restoring of Service - Requirements	3-6	4	11/8/02
S			
Schedule of Rates	4	1-8	5/15/08 5/23/09 9/2/10 12/20/10
Service - Application	3-4	1	11/8/02 12/01/03
Service - Building Construction	3-2	1	11/8/02 12/01/03
Service - Calls After Hours	3-2	5	11/8/02 12/01/03
Service - Company Lines	3-5	1	11/8/02
Service - Company Operating Control	3-5	1	11/8/02
Service - Cross Connections	3-2	1	11/8/02 12/01/03
Service - Curb Stops	3-5	1	11/8/02
Service - Customer Lines	3-5	1	11/8/02
Service - Deficiency or Failure	3-2	1	11/8/02 12/01/03
Service - Discontinuance	3-2	2	11/8/02
Service - Emergency Call Charges	3-2	5	11/8/02 12/01/03
Service - Installation Dates	3-5	2	11/8/02
Service - Maintenance and Repair	3-5	1	11/8/02
Service - Private Fire	3-8	1	11/8/02
Service - Reconnection	3-2	1	11/8/02 12/01/03
Service - Regulations	3-5	All	11/8/02
Service - Separate Meter Requirement	3-6	1	11/8/02
Service - Size and Type	3-5	1	11/8/02

Issued: November 17, 2010

Effective: December 20, 2010

Issued by Robert A Kopas, Vice President, Aqua Ohio, Inc.  
In accordance with the Public Utilities Commission of Ohio  
Order Dated October 27, 2010 for Case No. 10-1254-WW-PWA

# EXHIBIT B

(PROPOSED TARIFF SHEET)

**P.U.C.O. TARIFF NO. 1**

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GENERAL REGULATIONS GOVERNING SERVICE (continued)

- C. Those Company employees who normally perform the termination of service will be authorized to either:

- 1) Accept payment in lieu of termination;
- 2) Be able to dispatch an employee to the premises to accept payment; or
- 3) Be otherwise able to make available to the customer a means to avoid disconnection.

Such employees at the premises may or may not be authorized to make extended payment arrangement at the discretion of the Company.

12. In any case in which two or more customers are supplied through one service line and the Company is entitled under Subsection 11, above, to discontinue service to any or all of them, the Company shall notify the property owner that he must do one of the following:

- (1) Within 30 days, install separate outside shut-offs, in a location approved by the Company, for each of the meters so that the Company can discontinue service to only the offending customer(s);
- (2) Within 21 days, install a setting for a single meter, in a location approved by the Company, to service the property and request service be placed in his name;
- (3) Pay the outstanding bill on account of the offending customer(s) and put the account in his name going forward;
- (4) Provide access to Company personnel to the offending customer(s) meter or separate shut-off during normal business hours in order to assure service to the offending customer(s) can be disconnected.

In the event the property owner selects one of the above options and that option fails to work, the property owner may select one of the three remaining options in lieu of disconnection of service to the building.

The property owner shall notify the Company, within 7 days of receiving the above notification, of which option he is choosing. In the event the property owner does not comply with the above, at least 10 days notification will be given to both the property owner and tenants prior to discontinuing service to the property.

13. If a customer whose service has been disconnected for non-payment of bills or for violation of or failure to comply with regulations of the Company desires a reconnection, such reconnection may only be made after the customer:

- a) Has paid the full amount of arrears for which service was disconnected; or
- b) Has made a deferred payment plan between the customer and the Company; and
- c) Has paid a reconnection or turn-off fee as set forth on each Division's rate schedule included in Section 4 of this Tariff; and

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Issued: \_\_\_\_\_, 2011

Effective: \_\_\_\_\_, 2011

Issued by Edmund P. Kolodziej, Jr., President, Aqua Ohio, Inc.

In accordance with the Public Utilities Commission of Ohio

Order Dated \_\_\_\_\_, 2011 for Case No. \_\_\_\_ - \_\_\_\_ -WW- \_\_\_\_



**P.U.C.O. TARIFF NO. 1**

SUBJECT INDEX (Continued)

<u>Description</u>	<u>Section</u>	<u>Sheet No.</u>	<u>Effective Date</u>
R			
Rates	4	See "Sch. of Rates"	5/15/08 5/23/09 9/2/10 12/20/10
Reconnection of Service}	3-2	4	11/8/02 5/15/08 <u>  /  /  </u>
Requirements for    }	3-6	4	11/8/02
Related Facilities	3-7	2	11/8/02 4/1/04
Repair of Customer Facilities	3-2	1	11/8/02 12/01/03
Restoring of Service - Requirements	3-2	4, 5	11/8/02 5/15/08
Restoring of Service - Requirements	3-6	4	11/8/02
S			
Schedule of Rates	4	1-8	5/15/08 5/23/09 9/2/10 12/20/10
Service - Application	3-4	1	11/8/02 12/01/03
Service - Building Construction	3-2	1	11/8/02 12/01/03
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Service - Company Operating Control	3-5	1	11/8/02
Service - Cross Connections	3-2	1	11/8/02 12/01/03
Service - Curb Stops	3-5	1	11/8/02
Service - Customer Lines	3-5	1	11/8/02
Service - Deficiency or Failure	3-2	1	11/8/02 12/01/03
Service - Discontinuance	3-2	2	11/8/02
Service - Emergency Call Charges	3-2	5	11/8/02 12/01/03
Service - Installation Dates	3-5	2	11/8/02
Service - Maintenance and Repair	3-5	1	11/8/02
Service - Private Fire	3-8	1	11/8/02
Service - Reconnection	3-2	1	11/8/02 12/01/03
Service - Regulations	3-5	All	11/8/02
Service - Separate Meter Requirement	3-6	1	11/8/02
Service - Size and Type	3-5	1	11/8/02

Issued: \_\_\_\_\_, 2011

Effective: \_\_\_\_\_, 2011

Issued by Edmund P. Kolodziej, Jr., President, Aqua Ohio, Inc.  
In accordance with the Public Utilities Commission of Ohio  
Order dated \_\_\_\_\_, 2011 for Case No. \_\_\_\_\_ - WW- \_\_\_\_\_

# EXHIBIT B-1

(REDLINED CURRENT TARIFF SHEET)

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P.U.C.O. TARIFF NO. 1

GENERAL REGULATIONS GOVERNING SERVICE (continued)

C. Those Company employees who normally perform the termination of service will be authorized to either:

- 1) Accept payment in lieu of termination;
- 2) Be able to dispatch an employee to the premises to accept payment; or
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Such employees at the premises may or may not be authorized to make extended payment arrangement at the discretion of the Company.

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- (1) Within 30 days, install separate outside shut-offs, in a location approved by the Company, for each of the meters so that the Company can discontinue service to only the offending customer(s);
- (2) Within 21 days, install a setting for a single meter, in a location approved by the Company, to service the property and request service be placed in his name;
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In the event the property owner selects one of the above options and that option fails to work, the property owner may select one of the three remaining options in lieu of disconnection of service to the building.

The property owner shall notify the Company, within 7 days of receiving the above notification, of which option he is choosing. In the event the property owner does not comply with the above written notification provision, at least 10 days notification will be given to both the property owner and tenants prior to discontinuing service to the property.

13. If a customer whose service has been disconnected for non-payment of bills or for violation of or failure to comply with regulations of the Company desires a reconnection, such reconnection may only be made after the customer:

- a) Has paid the full amount of arrears for which service was disconnected; or
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Aqua Ohio, Inc.  
Lake Erie Division

Section 2  
Twelfth Revised Sheet No. 4  
Canceling Eleventh Revised Sheet No. 4

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**P.U.C.O. TARIFF NO. 1**

**SUBJECT INDEX (Continued)**

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