

22 THE MORNING CALL, TUESDAY, MAY 27, 1986

SECOND

Whitehall wants water lawsuit moved to Lehigh

By JOE DUCKETT
Of The Morning Call

Whitehall Township and its water authority have asked Northampton County Court to dismiss or evict to Lehigh County Court a lawsuit by the Northampton Borough Municipal Authority over alleged duplication of water service in the township's northern tier.

In preliminary objections filed separately by each defendant in Northampton County Court last week, the township and authority claim that the suit belongs in Lehigh County Court because both defendants are in Lehigh County.

and the actions protested by the NEMA allegedly are occurring in Lehigh. While the first goal of the preliminary objections is for a change of venue, the township and authority also are asking the court to dismiss the suit on the grounds that the NEMA has no claim upon which the court can grant relief.

They say they were within their rights to enter into an agreement last year under which the township commissioners gave the authority the right of first refusal to provide water service to consumers in the township's northern tier.

They dispute the NEMA's claims

that the authority is illegally duplicating service, stating that the authority has not built a water line along Mackinac Road that the NEMA claims is the source of duplication.

The township and authority also say there is no way the court can respond to an NEMA request for an injunction against the township and its authority because the authority has taken no action that has resulted in the irreparable harm claimed by the NEMA.

The NEMA claims in its suit, filed in April, that the northern tier is its own service area because it was part of the service area of the former Clear

Springs Water Service Company, which the NEMA bought in 1981.

It claims it has the exclusive right to serve water in the area and that it spent \$6 million to update its water system in order to do so.

The township and the authority have two other requests for the court if the suit is not dismissed.

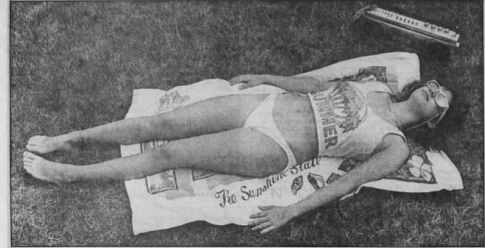
They have asked the court to direct the NEMA to amend its complaint to include more information regarding the location of its alleged service area and the area it serves.

The two defendants also have asked the court to join the borough of North-

ampton as a party to the suit because "the powers and response of the NEMA can be limited at any time by action of the borough."

The preliminary objections of both the township and the water authority are nearly identical except for an additional claim by the water authority to enter the facilities, the equipment or the water supply to provide water to the township's northern tier.

"The avaricious... are scandalous and impertinent," states the authority, seeking a court order requiring the NEMA to delete those references from its complaint.



Morning Call photo—Don Boone

Living' is easy

Katie Fetzer, 14, of Kintnersville, shows her uasher in the summer season at Nockamixon State Park by holding down a towel. At right, two guests take a gender at the boats in the marina.



Eric Kravtchov, 2½, of New Hope, and his aunt, Susan Carr, 12, of Yardley, splash around.

Bethlehem student has top score in Pa. for math contest

William Brewster, a senior at Liberty High School in Bethlehem, won the Pennsylvania Invitational Mathematics Contest at Shippensburg University last week.

He had the top score among 28 high school students from across Pennsylvania who were there because of their unusually high results in the annual national math competition.

This marked a sweep for Brewster in seven math contests in Pennsylvania where there was individual competition. "That's pretty remarkable," said David Wink, coach of the Liberty math team.

"That's the first time a student from the lo-

cal area won the individual part," Wink said. "He's captain of my team. He's been on the team three years. He's extremely outstanding."

Three other local students were in the Shippensburg event — David Bader of Liberty and Kenneth Schultz and Benjamin Berger of Freedom High School in Bethlehem.

In two other recent competitions:

- Brewster was tops among 200 high school math students and for Liberty team was best among 41 teams at an contest from Pennsylvania competition at Millersville University.
- Schools of Freedom was second. Bradley Mann of Salisbury, fourth, and Haven Ma of Liberty, honorable mention, among the individuals.

The winning Liberty team included Brewster, Ma, Christopher Bolanos and Matthew Reynolds, all seniors.

A Liberty one day annual oral math contest among 18 high schools for the eighth time in 11 years in East Stroudsburg University. It defeated Freedom 13-4 in the final round.

The Liberty team there was Brewster, Bader and Bolanos. The runner-up Freedom team comprised Bolanos as captain, Carter Bader and Christina Liu.

Bader, Liberty and Freedom, those serving in the semifinal round were Bethlehem Catholic and Elmora.



Morning Call photo—Don Boone

Show and tell

Petty Officer Marco Tustanovsky (left) and Larry Beigholt, an air crewman, man an information booth in front of their F-3 Orion aircraft during the 75th anniversary celebration of the Willow Grove Naval Air Station. The event was Saturday and Sunday.

Reagan sends praise to Kurtz Industries for aid to handicapped

The Lehigh Valley Association for Retarded Citizens last week received a letter of commendation from President Reagan citing the Industrial Advisory Council for Kurtz Industries as "a shining example of the positive role the private sector can play in contributions to the well-being of the community."

The Industrial Advisory Council has representatives of nine local firms and Allentown. Originally organized by Joseph Sestak, president and chief executive officer of ALPO Pet Foods, the council is responsible for the organization and operation of the Kurtz Industries program for the handicapped. Steven Bailey of SH Handling Systems, Forks Township, is council chairman.

In his citation, the president noted the council's outstanding commitment to helping the handicapped and recognized the members for "adding to the cherished American tradition" of volunteer public services and making a big difference in the lives of some of the citizens of the Lehigh Valley.

Kurtz Industries, an Allentown, is designed to be self-sufficient, with costs covered through subcontract work done for local business.

Through the advisory council, a direct relationship has been established between the business sector and the Lehigh Association for Retarded Citizens (LARC), a community service agency.

John Lapadakis, president and chief executive officer of LARC, noted the assistance of U.S. Sen. Arlen Specter, R-Pa., in bringing the program to the attention of the President's Council on Private Initiatives.

Members of the industrial advisory council are Sestak; Bailey; Frank Brown of Termet; Whitwell Township; Terry Briscoe of Bethlehem Steel Corp.; Robert Browning of Fuller Co.; Bethlehem; Donald Caldwell of ALPO; Pat Campolongo, Shane Sealing and Howard Kamak, all of the City of Allentown; James Pacey of Kraft; Upper Merion Township; Robert Gorman of Mack Trucks; Stacy Klebe of Air Products and Chemicals; and Allen Wolfe of the Call-Chronicle Newspapers.