



17 North Second Street
12th Floor
Harrisburg, PA 17101-1601
717-731-1970 Main
717-731-1985 Main Fax
www.postschell.com

Christopher T. Wright

cwright@postschell.com
717-612-6013 Direct
717-731-1985 Direct Fax
File #: 150995

August 20, 2013

VIA ELECTRONIC FILING

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
P.O. Box 3265
Harrisburg, PA 17105-3265

**Re: Application of PPL Electric Utilities Corporation filed Pursuant to 52 Pa. Code Chapter 57, Subchapter G, for Approval of the Siting and Construction of Transmission Lines Associated with the Northeast-Pocono Reliability Project in Portions of Luzerne, Lackawanna, Monroe, and Wayne Counties, Pennsylvania
Docket Nos. A-2012-2340872, et al.**

Dear Secretary Chiavetta:

Enclosed for filing is the Petition for Leave to Withdraw the Application of PPL Electric Utilities Corporation to Exercise the Power of Eminent Domain to Acquire an Easement and Right-of-Way Across the Property of James L. & Michaelene J. Butler, in the above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

Respectfully submitted,

Christopher T. Wright

CTW/jl

Enclosures

cc: Honorable David A. Salapa
Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been served upon the following persons, in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

VIA E-MAIL & FIRST CLASS MAIL

Darryl Lawrence, Esquire
Amy E. Hirakis, Esquire
Office of Consumer Advocate
555 Walnut Street
5th Floor, Forum Place
Harrisburg, PA 17101-1925
PPL-NERP@paoca.org

Michael F. Faherty, Esquire
225 Market Street, Suite 304
PO Box 1245
Harrisburg, PA 17108-1245
mfaherty@laverylaw.com
*Counsel for Lawrence Duda; and
John F. and Veronica B. Iskra*

Scott DeBroff, Esquire
Alicia R. Duke, Esquire
Rhoads & Sinon LLP
One South Market Square, 12th Fl
PO Box 1146
Harrisburg, PA 17108-1146
sdebroff@rhoads-sinon.com
aduke@rhoads-sinon.com
Counsel for Pennsylvania Glacial Till LLC

Elizabeth U. Witmer, Esquire
Saul Ewing LLP
1200 Liberty Ridge Drive, Suite 200
Wayne, PA 19087-5569
ewitmer@saul.com
*Counsel for Transcontinental Gas Pipe Line
Company, LLC; Duke Realty Limited
Partnership; FR E2 Property Holding, LP; and
FR First Avenue Property Holding, LP*

Paul M. Schmidt, Esquire
Zarwin Baum DeVito Kaplan Schaer
& Toddy P.C.
1818 Market Street, 13th Floor
Philadelphia, PA 19102-1981
pmschmidt@zarwin.com
Counsel for NP CARE

Margaret A. Morris, Esquire
Marlane R. Chestnut, Esquire
Reger Rizzo & Darnall LLP
Cira Centre, 13th Floor
2929 Arch Street
Philadelphia, PA 19104
mmorris@regerlaw.com
mchestnut@regerlaw.com
Counsel for Blue Ridge Real Estate Company

Brian Yeager, Esquire
116 N. Washington Avenue, Suite 400
PO Box 234
Scranton, PA 18501-0234
by@lenahandempsey.com
Counsel for Township of Covington

R. Anthony Waldron, Esquire
8 Silk Mill Drive – Suite 215
Hawley, PA 18428
waldlaw@ptd.net
*Counsel for John C. and Linda S. Justice; and
Ronald G. and Gloria Sidover*

Joseph M. Blazosek, Esquire
341 Wyoming Avenue, Suite 9
West Pittston, PA 18643
jblazatty@aol.com
*Counsel for Anthony Lupas, Jr. & Lillian Lupas,
et al*

John Lasak, Esquire
Kania, Lindner, Lasak and Feeney
560 East Lancaster Avenue, Suite 108
St. Davids, PA 19087-5049
Jlasak2@aol.com
International Consolidated Investment Company

Jeffrey J. Norton, Esquire
Eckert Seamans Cherin & Mellott, LLC
213 Market Street, 8th Floor
Harrisburg, PA 17101
jnorton@eckertseamans.com
International Consolidated Investment Company

VIA FIRST CLASS MAIL

Margaret G. Arthur (Deceased) and
Barbara A. Saurman, Trustees of the Residuary
Trust of James C. Arthur
11 Brownstone Dr.
Horsham, PA 19044

Clifton Acres Inc
C/O Wayne Moore
159 East Walton Place, Apt. 23
Chicago, IL 60611

Sylvester J. Coccia
310 W Mary St.
Old Forge, PA 18518

Dietrich Hunting Club
PO Box 39 Hooper John
Clifford, PA 18413

Dianne L. Doss
390 Nelson Rd
Monroe, NY 10950-4248

Donald W. Henderson & Louis V. Bellucci
7044 Se Harbor Circle
Stuart, FL 34996

Bradley D. Hummel
PO Box 216
Clifford, PA 18413

Donald Januszewski
517 Ledgedale Rd.
Lake Ariel, PA 18436-5571

Michael A. & Sue K. Mitch
PO Box 428
Treichlers, PA 18086-0428

NLMS Inc
1170 Winola Rd
Clarks Summit, PA 18411

Michael & Joanne Palermo
52 Rowan Ave
Staten Island, NY 10306-5273

Peter & Francine Palermo
36 Rowan Ave
Staten Island, NY 10306-5273

William Petrouleas & Joanna Petrouleas
5 Helena Road
Staten Island, NY 10304

Edward R Schultz
RR 1 Box 1360
Gouldsboro, PA 18424

Eylla Hughes Est
C/O Judy Searfoss
38 Buck Blvd.
White Haven, PA 18661-2130

Ronald Solt
1200 Thornhurst Rd.
Bear Creek Twp., PA 18702-8212

Three Griffins Enterprises Inc.
PO Box 136
Hamlin, PA 18427-0136

James L & Michaelene J Butler
9414 South Gary Avenue
Tulsa, OK 74137

Susan Butler Reigeluth
Avenue Des Chasseurs 20
Waterloo 1410
Belgium

Grumble Knot LLC
2642 Route 940
Pocono Summit, PA 18346

Blueberry Mountain Realty LLC
57 Seaview Blvd
Port Washington, NY 11050

Joe & Vanessa Caparo
12 Langan Road
Covington Township, PA 18444

Lillian Lupas
5A Lenape Court
Wilkes Barre, PA 18702-7833

John and Judy Lupas
68 Bards Way
Pottstown, PA 19464

Grace Lupas
292 Grand Manor Drive
Marrietta, GA 30068

Eugene A. Bartoli
A.J. Lupas Insurance
220 S. River Street
Wilkes Barre, PA 18705

Robert J. Fankelli
711 Pittston Blvd.
Wilkes Barre, PA 18702

Date: August 20, 2013



Christopher T. Wright

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of PPL Electric Utilities : Docket No. A-2012-2340872
Corporation filed Pursuant to 52 Pa. Code :
Chapter 57, Subchapter G, for Approval of the :
Siting and Construction of Transmission Lines :
Associated with the Northeast-Pocono :
Reliability Project in Portions of Luzerne, :
Lackawanna, Monroe, and Wayne Counties, :
Pennsylvania :

Petition of PPL Electric Utilities Corporation : Docket No. P-2012-2340871
for a Finding that a Building to Shelter Control :
Equipment at the North Pocono 230-69 kV :
Substation in Covington Township, :
Lackawanna County, Pennsylvania is :
Reasonably Necessary for the Convenience or :
Welfare of the Public :

Petition of PPL Electric Utilities Corporation : Docket No. P-2012-2341105
for a Finding that a Building to Shelter Control :
Equipment at the West Pocono 230-69 kV :
Substation in Buck Township, Luzerne :
County, Pennsylvania is Reasonably Necessary :
for the Convenience or Welfare of the Public :

Application Of PPL Electric Utilities :
Corporation Under 15 Pa.C.S. §1511(c) For A :
Finding And Determination That The Service :
To Be Furnished By The Applicant Through :
Its Proposed Exercise Of The Power Of :
Eminent Domain To Acquire Right-of-Way :
And Easement Over A Certain Portion Of The :
Lands Of The Following For Siting And :
Construction Of Transmission Lines :
Associated With The Proposed Northeast- :
Pocono Reliability Project Is Necessary Or :
Proper For The Service, Accommodation, :
Convenience Or Safety Of The Public: :
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Margaret G. Arthur and Barbara A. Saurman, Trustees of the Residuary Trust of James C. Arthur	:	Docket No. A-2012-2341115
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Blue Ridge Real Estate	:	Docket No. A-2013-2341277
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Clifton Acres, Inc.	:	Docket No. A-2013-2341236
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Sylvester J. Coccia	:	Docket No. A-2013-2341267
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Dietrich Hunting Club	:	Docket No. A-2013-2341237
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Dianne L. Doss	:	Docket No. A-2013-2341214
	:	
Lawrence Duda	:	Docket No. A-2013-2341271
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Fr E2 Property Holding LP	:	Docket No. A-2013-2341263
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FR First Avenue Property Holding, LP	:	Docket No. A-2012-2341123
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Donald W. Henderson and Louis V. Bellucci	:	Docket No. A-2013-2341262
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Bradley D. Hummel	:	Docket No. A-2013-2341220
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International Consolidated Investment Company	:	Docket No. A-2013-2341216
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John F. and Veronica B. Iskra	:	Docket No. A-2013-2341233
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Donald Januszewski	:	Docket No. A-2013-2341215
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John C. Justice and Linda S. Justice	:	Docket No. A-2012-2341107
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Anthony J. Lupas, Jr. and Lillian Lupas, John Lupas and Judy Lupas, Grace Lupas, Eugene A. Bartoli and Robert J. Frankelli	:	Docket No. A-2012-2341118
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Michael A. Mitch and Sue K. Mitch	:	Docket No. A-2013-2341234
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NLMS, Inc.	:	Docket No. A-2013-2341239
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Michael Palermo and Joanne Palermo	:	Docket No. A-2013-2341221
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Peter Palermo and Francine Palermo	:	Docket No. A-2013-2341211
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William Petrouleas and Joanna Petrouleas	:	Docket No. A-2013-2341209
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Edward R. Schultz	:	Docket No. A-2013-2341253
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Roberta Searfoss a/k/a Judy Searfoss, Executrix of the Estate of Euylla Hughes a/k/a Eylla Hughes	:	Docket No. A-2013-2341232
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Ronald G. Sidovar and Gloria J. Sidovar	:	Docket No. A-2012-2341120
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Ronald Solt	:	Docket No. A-2013-2341249
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Three Griffins Enterprises Inc.	:	Docket No. A-2012-2341114
	:	
Transcontinental Gas Pipe Line Corporation	:	Docket No. A-2013-2341208
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US Industrial Reit II	:	Docket No. A-2013-2341241
	:	
James L & Michaelene J Butler,	:	Docket No. A-2013-2344353
	:	
Susan Butler Living Trust,	:	Docket No. A-2013-2344604
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Grumble Knot LLC,	:	Docket No. A-2013-2344612
	:	
Pennsylvania Glacial Till LLC, and	:	Docket No. A-2013-2344616
	:	
Blueberry Mountain Realty LLC.	:	Docket No. A-2013-2344605

Joe & Vanessa Caparo	:	Docket No. C-2011-2276731
v.	:	
PPL Electric Utilities Corporation	:	

**PETITION FOR LEAVE TO WITHDRAW THE
APPLICATION OF PPL ELECTRIC UTILITIES CORPORATION
TO EXERCISE THE POWER OF EMINENT DOMAIN TO ACQUIRE AN
EASEMENT AND RIGHT-OF WAY ACROSS THE PROPERTY OF
JAMES L & MICHAELENE J BUTLER**

**TO ADMINISTRATIVE LAW JUDGE
DAVID A. SALAPA:**

PPL Electric Utilities Corporation (“PPL Electric”) hereby petitions for leave to withdraw and terminate the Application of PPL Electric Utilities Corporation to Exercise the Power of Eminent Domain to Acquire an Easement and Right-of-Way Across the Property of James L & Michaelene J Butler (“Butler”), pursuant to 52 Pa. Code §§ 1.82 and 5.94(c). In support thereof, PPL Electric states:

1. PPL Electric is a public utility and electric distribution company subject to the regulatory jurisdiction of the Commission. PPL Electric furnishes electric distribution, transmission, and supplier of last resort services to approximately 1.4 million customers in a service area that includes approximately 10,000 square miles covering all or portions of twenty-nine counties in eastern and central Pennsylvania. PPL Electric’s principal offices are located at Two North Ninth Street, Allentown, PA 18101-1179.

2. On December 28, 2012, PPL Electric filed the “Application of PPL Electric Utilities Corporation filed Pursuant to 52 Pa. Code Chapter 57, Subchapter G, for Approval of the Siting and Construction of Transmission Lines Associated with the Northeast-Pocono Reliability Project in Portions of Luzerne, Lackawanna, Monroe, and Wayne Counties, Pennsylvania” (“Siting Application”), which was docketed at Docket No. A-2012-2340872.

3. On January 18, 2013, PPL Electric filed the “Application Of PPL Electric Utilities Corporation Under 15 Pa.C.S. §1511(c) For A Finding And Determination That The Service To Be Furnished By The Applicant Through Its Proposed Exercise Of The Power Of Eminent Domain To Acquire Right-of-Way And Easement Over A Certain Portion Of The Lands Of James L. & Michaelene J. Butler In Tobyhanna Township, Monroe County, Pennsylvania For Siting And Construction Of Transmission Lines Associated With The Proposed Northeast-Pocono Reliability Project Is Necessary Or Proper For The Service, Accommodation, Convenience Or Safety Of The Public,” which was docketed at Docket No. A-2013-2344353 (“Butler Application”). The parcel that is the subject of the Butler Application is Parcel No. WP2, as set forth in the Siting Application, Attachment 4 Figures, Map Extent 3.

4. On January 8, 2013, the Honorable Administrative Law Judge David A. Salapa issued a Prehearing Order No. 1 that, *inter alia*, advised parties that they must file a protest or a petition to intervene by February 27, 2013, in order to participate in this matter.

5. As of the date of this petition, no party has intervened, protested, or otherwise formally opposed the Butler Application.

6. On January 25, 2013, PPL Electric filed a motion to consolidate the Butler Application with the above-captioned matters.

7. On January 29, 2013, Administrative Law Judge David A. Salapa issued Prehearing Order No. 2 that, *inter alia*, consolidated the Butler Application with the above-captioned matters.

8. On August 16, 2013, PPL Electric and James L & Michaelene J Butler executed an agreement by which James L & Michaelene J Butler conveyed Parcel No. WP2 in fee to PPL Electric.

9. The above-mentioned agreement and conveyance renders the Butler Application unnecessary.

10. Pursuant to Sections 1.82 and 5.94(c) of the Regulations of the Pennsylvania Public Utility Commission, 52 Pa. Code §§ 1.82 and 5.94(c), PPL Electric seeks to withdraw and terminate the Butler Application in its entirety.

WHEREFORE, PPL Electric Utilities Corporation respectfully requests that Pennsylvania Public Utility Commission permit PPL Electric to withdraw the Butler Application and terminate the proceeding docketed at Docket A-2013-2344353.

Respectfully submitted,



David B. MacGregor (I.D. #28804)
Post & Schell, P.C.
Four Penn Center
1600 John F. Kennedy Boulevard
Philadelphia, PA 19103-2808
Voice: 215.587.1197
Fax: 215.320.4879
E-mail: dmacgregor@postschell.com

Paul E. Russell (I.D. #21643)
Associate General Counsel
PPL Services Corporation
Two North Ninth Street
Allentown, PA 18101
Voice: 610.774.4254
Fax: 610.774.6726
E-mail: perussell@pplweb.com

John H. Isom (ID # 16569)
Christopher T. Wright (ID #203412)
Post & Schell, P.C.
12th Floor, 17 North Second Street
Harrisburg, PA 17101-1601
Voice: 717.731.1970
Fax: 717.731.1985
E-mail: jisom@postschell.com
E-mail: cwright@postschell.com

Of Counsel:

Post & Schell, P.C.

Dated: August 20, 2013

Attorneys for PPL Electric Utilities Corporation

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of PPL Electric Utilities : Docket No. A-2012-2340872
Corporation filed Pursuant to 52 Pa. Code :
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Lackawanna County, Pennsylvania is :
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Substation in Buck Township, Luzerne :
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Application Of PPL Electric Utilities :
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Dietrich Hunting Club	:	Docket No. A-2013-2341237
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Dianne L. Doss	:	Docket No. A-2013-2341214
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Lawrence Duda	:	Docket No. A-2013-2341271
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Fr E2 Property Holding LP	:	Docket No. A-2013-2341263
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Donald W. Henderson and Louis V. Bellucci	:	Docket No. A-2013-2341262
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John C. Justice and Linda S. Justice	:	Docket No. A-2012-2341107
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Michael A. Mitch and Sue K. Mitch	:	Docket No. A-2013-2341234
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Ronald G. Sidovar and Gloria J. Sidovar	:	Docket No. A-2012-2341120
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Pennsylvania Glacial Till LLC, and	:	Docket No. A-2013-2344616
	:	
Blueberry Mountain Realty LLC.	:	Docket No. A-2013-2344605

Joe & Vanessa Caparo	:	Docket No. C-2011-2276731
v.	:	
PPL Electric Utilities Corporation	:	

PROPOSED ORDER

On August 20, 2013, PPL Electric Utilities Corporation (“PPL”) filed a Petition to Withdraw the Eminent Domain Application at Docket No. A-2013-2344353 regarding the property owned by James L & Michaelene J Butler (“Butler”). The Petition stated that James L & Michaelene J Butler conveyed the subject property in fee to PPL Electric, and that the Eminent Domain Application was no longer necessary.

The Commission’s Rules of Practice and Procedure permit the withdrawal of a pleading in an uncontested matter. 52 Pa. Code §§ 1.82 and 5.94(c). As of the date of this order, no party has filed any document opposing PPL Electric’s Butler Application. Furthermore, no party has filed any document opposing PPL Electric’s Petition to Withdraw the Butler Application. The Petition will therefore be granted.

THEREFORE,

IT IS ORDERED:

1. That the petition of PPL Electric Utilities Corporation to withdraw its application regarding the property of James L & Michaelene J Butler at A-2013-2344353, being unopposed, is granted and the application shall be terminated.
2. The application at A-2013-2344353 shall be removed from the caption of this proceeding and James L & Michaelene J Butler shall be removed from the service list of this proceeding.

Date

David A. Salapa
Administrative Law Judge