

Kurt Scheller
P.O. Box. 827
Effort, PA 18330

September 30, 2010

Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

RE: Docket No. A-2010-2152104

Dear Secretary:

Enclosed is my Answer to PPL Electric Utilities Corporation's Answer and New Matter Plea, which was filed towards my Protest of the Application for Approval of the Siting and Construction of the Effort Mountain #1 & #2 138 kV Taps in Chestnuthill and Polk Townships, Monroe County, Pennsylvania- Docket No. A2010-2152104.

Respectfully Submitted,



Kurt Scheller

RECEIVED
2010 OCT -4 AM 10:47
PA P.U.C.
SECRETARY'S BUREAU

cc: Honorable Wayne L. Weismandel
Certificate of Service

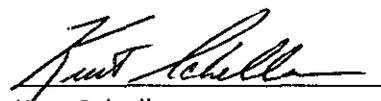
CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the my **Reply to the Answer and New Matter of PPL Electric Utilities Corporation to Protest of Kurt Scheller** has been served upon the following persons, in the manner indicated, in accordance with the requirements of 52 Pa. Code 1.55.

VIA FIRST CLASS MAIL

John H. Isom
Post & Schell, P.C.
17 North Second Street
12th Floor
Harrisburg, PA 17101-1601

September 30, 2010


Kurt Scheller

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SECRETARY'S BUREAU

RECEIVED
Sept 29 2010

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Application of PPL Electric Utilities :
Corporation Filed Pursuant To 52 Pa Code :
Chapter 57, Subchapter G, For Approval of : Docket No. A2010-2152104
The Siting And Construction OF The Effort
Mountain #1 & #2 138 kV Taps In
Chestnuthill And Polk Townships, Monroe
County, Pennsylvania

**REPLY TO THE ANSWER AND NEW MATTER OF PPL ELECTRIC UTILITIES
CORPORATION TO PROTEST OF KURT SCHELLER**

TO ADMINISTRATIVE LAW JUDGE WAYNE L. WEISMANDEL:

Kurt Scheller hereby submits a Reply to the Answer and New Matter filed on September 16, 2010, by PPL Electric Utilities Corporation, in respect my Protest to the Application for the Siting and Construction of the Effort Mountain #1 & #2 138kV Taps Project at Docket No. A2010-2152104. My Answers will be addressed in chronological order of paragraphs filed by PPL Electric Utilities Corporation.

PPL Paragraph #2 – 3, I have originally filed a Formal Complaint, which was assigned by the Pennsylvania Public Utilities Commission as a Protest, on September 2, 2010. My document included protest of inaccuracies of PPL Electric Utilities Corporation's Briefs Document filed on August 11, 2010, therefore, I could not have filed a Complaint/Protest document to a document PPL Electric Utilities Corporation has filed on August 11, 2010, by April 4, 2010. I have also been informed by PPUC personnel that my document would be given the same consideration and process as if it were a formal complaint when it was assigned a Protest. Therefore, the PPL Electric Utilities Corporation stated expired Protest deadline of April 4, 2010 is irrelevant in their Preliminary Objections Document.

Paragraph #4, PPL Electric Utilities Corporation has stated any consideration to my Protest would unreasonably and unnecessarily delay their project enabling them to provide adequate and reliable service. In reality, PPL Electric Utilities Corporation has already started construction on this project by beginning their contracted tree clearing on the proposed route, despite this project not being deemed approved by Your Honor, Pennsylvania Public Utilities Commission.

Paragraphs #5 - #7, PPL Electric Utilities has acknowledged that my land and others were not shown on the Exhibit in question as residential properties due to the designation of

the Monroe County Planning Commission. This is understood, however, by using this Geographic Information System, they fail to portray an accurate picture to the PPUC as to the impact this project will have on several residences. My intention was to make the PPUC aware of this issue and the close proximity the route has to my property as well as others, which are not indicated by that Exhibit.

Paragraph #8, PPL Electric Utilities Corporation, "More importantly" states they applied an avoidance plan to insure the proposed route did not cross through certain properties. They further state my residence was identified as an avoidance area, and therefore, a buffer of the lesser of 100 meters or the edge of my property line was placed around my residence. I have attempted to address PPL Electric Utilities Corporation's failure to adjust their intended route by a distance of approximately 300 feet away from my property line by corresponding with PPL representatives at meetings and exchanging electronic mail. If PPL Electric Utilities would have applied their 100 meter rule to my property line, these current proceedings may not have been necessary on my part.

Paragraphs #9 - #12, PPL Electric Utilities Corporation has indicated they are not sure as to the specific body of water I feel is not accurately depicted due to my failure to disclose the body of water specifically. That is correct, however, I believed that was to be handled at further proceedings, and therefore, I was not specific. The specific body of water I am speaking of is a sand spring on the property of a Boy Scout Camp, which will be located directly below their 138 kV line. It appears questionable as to why this body of water is not accounted for given it is an active body of water for the entire year. Furthermore, the sand spring is a popular area for the boy scouts who visit that camp, and therefore, I question the safety of having this line directly over that area. PPL Electric Utilities Corporation has indicated that they will employ adjustments to pole placements as such areas are discovered, however, the safety issue to the youth who visit that area should still be of concern to the PPUC.

Paragraph #13 - #14, PPL Electric Utilities Corporation has stated to the contrary to my complaint /protest that Polk Township Volunteer Fire Company Sub-Station is not included in the Government Services section of the Exhibits to Support Application 3.1.6. To be sure, I looked at the document again, it is not mentioned in the paragraph for which I have filed protest. Secondly, PPL Electric Utilities Corporation states the Polk Township Fire Company Sub-Station was not discussed because this facility is situated outside the study area reviewed for this project. In fact, this facility is the closest facility to this project given the others that were mentioned in that section. Additionally, it is my understanding that a return feed line from this project will pass directly in front of the Polk Township Volunteer Fire Company Sub-Station.

Paragraph # 15, This protester accepts PPL Electric Utilities Corporation's statement that Polk Township ordinances defer to the PPUC and that local municipalities are exempt of authority to regulate them. However, in their briefs document, they did not make mention to Polk Township, when they mentioned the other government agencies

Paragraph # 16, PPL Electric Utilities Corporation has made several statements regarding my request to move their line further away from my property line that I feel are false in nature. First, they claim the movement of the line would interfere with camping activities on Camp Trexler Boy Scout Reservation and make the line more visible. My request was to have the line moved further away from my property line on the opposite side of the road from the camp, therefore, it is unclear how this would further interfere with camping activities. Additionally, as previously stated, the proposed line travels directly overhead of a sand spring area which includes hiking trails of this camp they make mention, therefore, I again question that statement. PPL representative have stated during a previous meeting that the camp did not wish for the line to come near a field area. However, given the fact that their return feed line from this project is already going to pass that same area, which they have already started construction via their contracted tree cutting, it is unclear the difference such an adjustment would have on this proposed project.

Secondly, PPL Electric Utilities Corporation does not believe that moving the line would significantly impact the view from my residence. I do not feel I need to respond more than by stating distance decreases sight. In addition, my concerns also include the additional nuisances that come along with a power line right away, ATV use, etc..., which I was originally informed would be handled by them as they "want to be good neighbors". A statement, which has since proven to be false. In addition, there is a loss of property value that will be subject to given the proposed location. It is recognized by this protester that this nuisance and property value issues will have to be handled at a Civil Court level, therefore, this protester will spare Your Honor of any further statements.

Thirdly, PPL Electric Utilities Corporation has stated they provided me with information on Electric Magnetic Fields and feel there would be no measurable increase to the strength of electric magnetic fields near my residence. I would like to add, that additionally, they offered to come out to my residence and measure the electric magnetic fields at my residence. However, when asked how they could measure something that did not yet exist, it was indicated that they were only going to measure my residence itself. I believe a key point to their statement revolves around the "near my residence" aspect. They do not mention the increased level if I were to be on my property line adjacent to their line. Is their assertion that I am to not be free to use my property as I wish, without exposing myself to increased possible health risks.

I believe a more viable argument as to why PPL Electric Utilities does agree to move the proposed 138 kV line is the fact that they have already purchased a small tract of land which borders my property line. Additionally, my request would require them to attempt to reach an agreement with the opposite property line owner, an active advocate against this project.

I would like Your Honor to recognize that I would not be requesting the line be moved away from my property line if it were to have a greater impact on a neighboring residence. However, given the area is free of residences, I feel my request is not without consideration. Additionally, it should be recognized that the first two original studied routes of this project included this line be in the exact location I am requesting.

Paragraph #17, PPL Electric Utilities Corporation has acknowledged and answered their conflicting statement they have provided in their Initial Briefs Document. They did not clarify

these three separate transactions in their Initial Brief Document, and therefore, I believed a complaint regarding the contradicting nature in which they provided their statement was worthy of protest as it is misleading in nature. In addition, I find it hard to believe the public or the PPUC would agree that a donation of less than 5 acres, prior to their removal of a 100' X 1000' right away, be classified as a "substantial tract of land", being donated.

Paragraph #18, PPL contends that they have practiced courteous, respectful and truthful interaction with all of the land owners this project has affected. I personally have had interactions with PPL representatives that I consider far from truthful in nature. I will agree all interactions were courteous; however, an interaction cannot be respectful, if untruthful or misleading in nature. It is ironic that PPL names Mr. Boytin in their Answer Document as that is one of the individuals who had provided me with false and misleading statements regarding this project. Specifics of PPL representative's misleading statements will be provided at future proceedings.

Paragraph #19, PPL has indicated the issue of the Solar Farm at Pocono Raceway requires no response, yet further responds. Again, this protester urges the PPUC to have PPL Electric Utilities Corporation study this option further. As they stated, PPL acknowledges the Solar Farm as a power source for that area. A distribution line from that farm to the problematic area would therefore relieve their overloaded area. As far as transformers are concerned, it is my understanding that a new transformer station is needed in their proposed project as well. In addition, PPL has stated that the Pocono Raceway is constructing a Solar Farm; it is my understanding that this solar farm is in operation, and therefore, again question to what degree has PPL Electric Utilities explored this option.

PPL New matter and Conclusion, I will address both of these sections at the same time as I believe PPL Electric Utilities Corporation is repetitious in their contention of a time line, which should not have any bearing on my assigned protest due to the proceeding statements I have provided. In regards to their contention of delaying this project, I again wish to inform Your Honor that it appears PPL Electric Utilities Corporation is not waiting for Your Honor's approval of the Application at Docket No. A-2010-2152104, they have started tree clearing for this proposed power line project on September 1, 2010.

In conclusion, I feel it is necessary for PPL Electric Utilities Corporation to correct their Exhibits in support of their Application as well as their Briefs regarding the Application at Docket No. A-2010-2152104. These documents contain both contradicting and misleading statements, which should be clarified to the public and the PPUC. In addition, I am requesting the intervention of the PPUC in resolving my request to move this proposed power line an additional 300 feet from my property line, which I feel is not without merit. Finally, I believe the Solar Farm at Pocono Raceway is a viable alternative to include in this project. Yes it will require new studies and engineering on their part, however, isn't PPL Electric Utilities constantly portraying to the public they are green in nature by their Go Green and E Power Programs.

WHEREFORE, for all the above mentioned reasons, I Kurt Scheller respectfully requests that my Protest on Docket No. A-2010-2152104, move forward to further proceedings before the Pennsylvania Public Utility Commission.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Kurt Scheller", written over a horizontal line.

Kurt Scheller
P.O. Box 827
Effort, PA 18330

Date: September 30, 2010



Kurt S Scheller
 PO Box 827
 Effort PA 18330-0827

ROCKY MOUNTAIN

02 OCT 2010 PM 17



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 Pennsylvania Public Utility Commission
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