

LaRue W. High
RR 1 Box 259
Effort, PA 18330

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

November 1, 2010

Rosemary Chiavetta
Secretary of the Commission
Pennsylvania Public Utility Commission
Keystone Building, 2nd Floor
400 North Street
Harrisburg, PA 17120

Re: **A-2010-2152104**
A-2010-2153061
A-2010-2163154
C-2009-2107073

Dear Ms. Chiavetta:

Enclosed are my Exceptions to the decision of Judge Weismandel regarding the above cases. I have included nine copies, per instructions.

Thank you,



LaRue W. High

Encls.

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Docket #A-2010-2152104
Docket #A-2010-2163154

Re: Recommended Decision, pg. 6, Findings of Fact:

In PPL's Initial Brief, they include "Proposed Findings of Fact" (Appendix A), and "Proposed Conclusions of Law" (Appendix B). Now I'm obviously no lawyer, but in his Recommended Decision, Judge Weisman just uses those two Appendixes exactly as PPL wrote them, typos and all. He doesn't even put them in his own words. That seems wrong to me because, by doing that, PPL has written their own decision.

pg. 41, p. 2

49. The construction of the Effort Mountain Taps across farmland will not alter the environmental characteristics of the farmland, which is not immune from invasive species, and would not change the type of flora that would grow on farmland. (PPL Statement No. 12, p. 5)

Maybe farmland is not "immune" from invasive species, but it becomes defenseless if you swath a hundred foot wide corridor through it. You might not be "immune" to the flu, but if your resistance is lowered and there are people out there coughing and sneezing, you are not going to be able to fight it off.

And if that's not bad enough, PPL admits they're going to plant Russian Olive trees, which are an invasive species. (*High Reply Brief, pg. 2, p. 6*)

63. *PPL seeks a finding and determination by the Commission that the service to be furnished by PPL through its proposed exercise of the power of eminent domain to acquire a right-of-way and easement over and across the land of Larue High for the construction, operation, and maintenance of the proposed Effort Mountain Taps is necessary or proper for the service, accommodation, convenience, or safety of the public.*

If we are going to be honest with ourselves and each other, PPL has made a lot of claims, but really hasn't proved much of anything. And, by the way, why won't they spell my name correctly? It's capital "L", little "a", CAPITAL "R". But, then again, they got so much other stuff wrong, it doesn't surprise me that they can't get my name right.

64. *The route of the proposed Effort Mountain Taps crosses three tracts of land that are owned by Larue High. The property is approximately 352 acres located in Chestnuthill and Polk Townships, Monroe County, Pennsylvania. The property is fallow agricultural land that is not currently used for farming purposes. (PPL Statement No. 8, p. 6)*

Not true. I have refuted this many times before. (*High Testimony, May 21, 2010, pg. 2, p. 3; High Surrebuttal Testimony, pg. 2, p. 6; High Reply Brief, pg. 2, p. 9*)

65. *PPL attempted to purchase rights-of-way and easements but was unable to reach an agreement with Ms. High. (PPL Statement No. 8, p. 6). The Real Estate Specialists from PPL met with Ms. High on several occasions in an attempt to negotiate an amicable agreement for a right-of-way over Ms. High's property. (PPL Statement No. 19, pp. 5-6) The Real Estate Specialists did not threaten Ms. High. (PPL Statement No. 19, p. 7) The Real Estate Specialists treated Ms. High in a respectful and fair manner. (PPL Statement No. 15, p. 4) PPL's Real Estate Specialists followed the Commission's regulations regarding disclosure of the power of eminent domain. (PPL Statement No. 19, pp. 6-7)*

The real estate specialists met with me on more than several occasions. I was sitting right there in the hearing room on July 13th when Dianne Williams told a bold-faced lie about how many times she'd visited me, and how she'd behaved. My neighbor, Annette Murphy, even told me that every time she went past my place on her way to the store, she saw one of PPL's real estate specialists parked at my house. They gave her a real hard time too. Suzanne Hart submitted a letter from Mrs. Murphy with her Reply Brief. I didn't put it in mine too because I figured you only needed to see it once, and I didn't want to destroy more trees. PPL will be killing enough of them if they get their way. (*Murphy and Mickey letters, Hart Reply Brief attachments*)

And like I keep saying, they did not treat me in a fair manner. (*High Testimony, May 21, 2010, pg. 1, p 2 & 3, High Surrebuttal, June 28, 2010, pg. 4, p. 3*). And not only that, they put words in my mouth which I never said (More about that later). I have been through an enormous amount of mental anguish because of this whole thing and, between you and me, I don't know if I'll ever be the same. Somebody should video these people in action. And Mrs. Murphy and I are not the only ones (*Mickey letter, Hart Reply Brief attachment; Scheller Official Protest*). You'd hear a lot of similar complaints if there was a public input hearing in our region, like Agent Vero said there was going to be.

66. *PPL must be able to route the Effort Mountain Taps over and across the property of Ms High in order to site, construct, and operate that line at the selected route. (PPL Statement No. 8, p. 6)*

As I previously stated (*High Initial Brief, dated August 9, 2010, pg. 2, p. 2, #3; High Reply Brief, August 23, 2010, pg. 3, p. 2*):

"In PPL's "Exhibits to the Application for Eminent Domain Across Property of LaRue High", if you look at the map in Letter D, you'll see that their route goes across so much of my property it almost looks like a big capital letter "C". It's as if they went out of their way to carve up as much of it as they possibly could. Isn't it cheaper and make more sense to go in as straight a line as possible?"

III. DISCUSSION

C. Standards for Approval To Exercise the Power Of Eminent Domain

pg. 26, p. 4

Thus, the plain language of Section 1511 of the BCL grants a public utility, such as PPL, the power and authority to take and condemn property for the purpose of providing electricity to the public.

The public already has electricity. And we do not suffer outages in our area. I know because I live there. And anyone else who lives here will tell you the same thing.

pg. 26, p. 4 continued--

Before a public utility may exercise its statutorily granted authority to condemn property for the purposes of constructing aerial electric transmission facilities, it must obtain approval from the Commission. Section 1511(c) of the BCL provides, in pertinent part:

(c) The powers conferred by subsection (a) [for the running of aerial electric facilities] may be exercised to condemn property ... only after the Pennsylvania Utility Public Commission, upon application of the public utility corporation, has found and determined ... that the service to be furnished by the corporation through the exercise of those powers is necessary for the service, accommodation, convenience or safety of the public.
15 Pa.C.S. § 1511(c).

As I asked before, how is taking my land necessary for the safety of the public?

(High Reply Brief, pg. 1, p. 3)

I. Response to Ms. High

Ms. High, the sole condemnee in this proceeding, generally opposes the route selected for the proposed Effort Mountain Taps, which crosses a portion of the High property. In opposition to the selected route, Ms. High raised a concern regarding invasive species interfering with farming operations. (High Exhibit A, p. 2) PPL explained that the construction of a transmission line across farmland will not alter the environmental characteristics of the farmland, which is not immune from invasive species, and would not change the type of flora that would grow on farmland. (PPL Statement No. 12, p. 5)

They're repeating themselves, but I don't want to repeat what I just said, so this time, I'll say it like I said it in my Reply Brief:

"First of all, clearing a hundred foot right-of-way absolutely does alter the environmental characteristics of farmland. There's no way you can cut a hundred foot wide strip in the land and not have it alter the environmental characteristics. And that does invite invasive species. Invasive species are opportunistic and that's all the opportunity they need. But, as if that's not bad enough, PPL will be planting trees, and the trees PPL will be planting are Russian Olive trees, which are, themselves, an invasive species."
(High Reply Brief, pg. 2, p. 6)

Ms. High also raised concerns that the selected route would interfere with farming operations on her property. (High Exhibit A, p. 2) Presently, the portion of Ms. High's property that would be crossed by the selected route does not appear to be actively farmed.

As I've stated many times, these PPL people are not farmers and they think if you're not growing corn, you're not growing anything. So, here's some of my previous responses:

(High Testimony, May 21, 2010, pg. 2, p. 3)

"I farm hay for mushroom soil, which I sell. They also said I only mow once a year, but any farmer knows that if you mow more than once or twice a year, the hay won't grow. I had also planned on planting soybeans this year, and I could have made a lot of money, but I couldn't focus on farming because I was always being harassed by someone from PPL trying to get my land

(High Surrebuttal Testimony, pg. 2, p. 6)

"PPL doesn't know anything at all about farming. They have a lot of different kinds of people working for them, but what they don't have on staff is a farmer. And they don't have a decent photographer either. That picture that is supposed to be of my field, showing it overgrown with weeds? The whole bottom part of the picture is completely black. I can guarantee you my fields are not black! And what they are saying is weeds, is not weeds; it's timothy, which is grown to be fed to horses! Any farmer knows that! PPL should hire someone who knows what they're talking about instead of just making things up."

(High Reply Brief, pg. 2, p. 9)

"As I explained in my previous testimonies, timothy is grown to be fed to horses, and clover is grown to infuse the soil with nitrogen. Without nitrogen in your soil, nothing will grow. PPL thinks if you're not growing corn, you're not growing anything. If PPL would just go away and leave me and my land alone, I'd be growing soybeans. You can make a lot of money growing soybeans."

I don't know how I can make it any more clear than that.

Ms. High also raises the question of whether the Effort Mountain Taps could be undergrounded, as currently done in residential areas. (High Exhibit A, p. 2) Under 52 Pa.Code Subchapter H, PPL is required to install any distribution or service lines serving residential developments underground. However, these regulations do not apply to high voltage transmission lines, such as the Effort Mountain 138 kV Taps. High voltage transmission lines are not subject to any general requirement that they be installed underground. Further,

undergrounding high voltage 138kV lines would have a significantly higher cost than constructing the line overhead. Due to this cost increase, which would be passed on to all PPL customers, it is not practical to construct the high voltage Effort Mountain Taps underground where overhead construction is feasible. (PPL Statement No. 12, p. 6)

Or course it's feasible; utility companies do it in other places all the time. In fact, in some places, it's mandatory. *(High Reply Brief, August 24, 2010; pg. 3, p. 5)* If I sold my land to a developer, he'd be required to put the lines underground. *(High Testimony, May 21, 2010; pg. 2, p. 6)*

And about the cost being passed on to all PPL's customers-- they used to be a monopoly, then the government broke that up. But, now, they're not so much in the delivery business as they are in the transmission business. And no matter who you chose for your supplier, it's PPL who's doing the transmission, so you don't have a choice, and that's a monopoly, which is supposed to be against the law.

But then they get to take your land, chop it to pieces, put up ugly towers and buzzing dangerous high-voltage lines, then pass the cost of all of it on to their captive customers. So, it ends up not costing them anything and then they get to make money off the whole thing. Did you know that PPL's CEO got a \$7.7 million *bonus* last year? *(The Morning Call)* I bet you don't make that kind of money. I know I don't.

So the reason they don't want to bury the line is because they won't get to charge enough to make as big a profit.

L. Eminent Domain

1. The Service to be Provided is Necessary for the Service, Accommodation, Convenience, and Safety of the Public.

PPL's proposed exercise of the power of eminent domain to acquire a right-of-way and easement for the construction, operation, and maintenance of the proposed Effort Mountain Taps over the land of Larue High is necessary for the service, accommodation, convenience, or safety of the public. As explained above, the distribution facilities serving the

Sun Valley/Jonas area are operating near or at their capacity during peak periods. The proposed Effort Mountain Project is required to relieve existing and projected overloaded conditions on distribution lines and transformers serving the Sun Valley/Jonas area, which is one of PPL's poorest performing areas.

First, Sun Valley is not even where they say it is—aren't they required to be accurate about where a place is? And it's not a poorly performing area. In fact, it has only lost power very, very rarely when a car hit a delivery pole. New transmission lines won't keep cars from hitting a delivery pole. (*Thody letter, Hart Initial Brief, Exhibit B & Hart Reply Brief, Attachment 6 and Recommended Decision, pg. 5 p. 2; Dressler letter, Hart Reply Brief, Attachment 5 and Recommended Decision, pg. 5, pl 2; Albano letter, Hart Reply Brief, Attachment 2*)

This might be a good time to mention that, since filing their Application, PPL changed the name of this project three times. First it was the Monroe Power Project; then all of a sudden we were receiving documents about The Effort Mountain Project, which is how they referred to it in the preceding paragraph (they must have pasted that from an earlier document); then, all of a sudden, it was The Effort Mountain Taps. When you keep changing the name, the public doesn't realize it's the same project. Most people don't even know what a "Taps" is. I know I didn't. I thought it had to do with the faucet in your sink. That's a good strategy for stemming public opposition by confusing people. You won't oppose it if you don't know what it is.

I might as well also mention that PPL keeps changing its own name too. In the course of this case, they've been PPL Corporation, PPL Utilities Corporation, PPL Electric Company, PPL Electric, PPL Electric Utilities Corporation. Sometimes they even use different names in the same document.

As explained above, the principal part of the proposed project requires construction of approximately 5.7 miles of new 138 kV transmission lines, the proposed Effort Mountain Taps that will connect the Siegfried-Jackson 138 kV Transmission Lines to the proposed Effort Mountain Substation. The new Effort Mountain Substation, in turn, will supply

new 12 kV distribution lines. Initially, there will be two new distribution lines. More lines may be added in the future as appropriate to meet load growth. (PPL Statement No. 8, p. 4)

· Forgive me for saying so, but I don't know where this load growth is coming from with people losing their jobs and their homes, and having to leave the area (*Hart Testimony, May 24, 2010; Exhibits 1a, 1b, 1c, 1d, 2a*), so those historic trends that they base their load growth projections on are no longer valid. If they can get away with faking their data now, they're just going to keep doing it so they can add more lines that we don't need.

The proposed route for the Effort Mountain Taps was selected after extensive public input and a detailed analysis, which included a comprehensive environmental inventory, identification and analysis of alternative routes, and selection of the preferred route. Factors considered in the siting analysis included functional requirements, environmental impacts, social impacts, public input, cost, and other factors identified in the Commission's siting regulations.

I didn't want to have to bring this up, but what they mean by "public input" is those two open houses they held where they told everyone that the PUC had never denied any of their applications, and no matter what, these transmission lines were going in, and it would cost us a fortune to fight them and we couldn't win against them, but maybe the route could be "moved a little this way or that way." So people started to panic and begged them to move it away from them and closer to someone else. That's the detailed analysis of their public input process. And they got a lot of letters about that, which I'll bet they didn't show you.

The route of the proposed Effort Mountain Taps crosses three tracts of land that are owned by Ms. Larue High. The property is approximately 352 acres located in Chestnuthill and Polk Townships, Monroe County, Pennsylvania. The property is fallow agricultural land that is not currently used for farming purposes. PPL attempted to purchase the right-of-way and easement over said tracts of land for the purposes described above but was unable to reach an agreement with Ms. High. (PPL Statement No. 8, p. 6)

I just responded to that, and I don't want to waste paper so, please see my response to #49 above (*High Testimony, May 21, 2010, pg. 2, p. 3 ; High Surrebuttal Testimony, pg. 2, p. 6; High Reply Brief, pg. 2, p. 9*)

PPL seeks to exercise the power of eminent domain to acquire a right-of-way for the construction, operation, and maintenance of the Effort Mountain Taps over and across the property of Ms. High. The proposed right-of-way and easement over Ms. High's property will not cross any place of public worship, burying ground, dwelling or its reasonable curtilage. See, 15 Pa.C.S.A. § 1511(b). Further, although a dwelling is located on the property, it is approximately 450 feet from the right-of-way at its nearest point. (PPL Statement No. 8, p. 7; Tr. 106-07)

I have contested that (*High Initial Brief, pg. 2, p. 4*) and even taken pictures, but no one has listened. I respectfully ask, and I'm not being a wisenheimer; I'm serious; if they put in the line and it's less than 450' from my house, will you make them move it?

PPL must be able to route the Effort Mountain Taps over and across the above-mentioned property in order to site, construct, and operate that line at the selected route. The service to be provided by PPL through the proposed transmission line and related facilities is necessary or proper for the service, accommodation, convenience or safety of the public for the reasons set forth above. Accordingly, I find that PPL's proposed exercise of the power of eminent domain to acquire a right-of-way and easement for the proposed Effort Mountain Taps over the land of Ms. High is necessary and, therefore, should be approved.

Forgive me, but with all due respect, I think we've all lost sight of the fact that the line is not needed. There data is based on information that no longer applies, and anyone who lives here will tell you, if you let them, that we do not have power outages. (*Thody letter, Hart Initial Brief, Exhibit B & Hart Reply Brief, Attachment 6 and Recommended Decision, pg. 5 p. 2; Dressler letter, Hart Reply Brief, Attachment 5 and Recommended Decision, pg. 5, pl 2; Albano letter, Hart Reply Brief, Attachment 2*)

2. *Response to Ms. High*

pgs. 49, p. 4 & 5, and pg. 50, p. 1

Ms. High also expressed dissatisfaction with the manner in which representatives from PPL attempted to negotiate a right-of-way agreement. (High Exhibits A and B) Ms. High asserted generally that PPL's Real Estate Specialists repeatedly visited her and pressured her to enter into a right-of-way agreement. The Real Estate Specialists from PPL met with Ms. High on several occasions in an attempt to negotiate an amicable agreement for a right-of-way over Ms. High's property. (PPL Statement No. 19, pp. 5-6) However, at no time did the Real Estate Specialists threaten Ms. High. (PPL Statement No. 19, p. 7) Rather, PPL treated Ms. High in a respectful and fair manner. (PPL Statement No. 15, p. 4) Further, PPL's Real Estate Specialists at all times followed the Commission's regulations regarding disclosure of the power of eminent domain. (PPL Statement No. 19, pp. 6-7)

In evaluating Ms. High's contentions, it must be observed that she complained about everyone that spoke with her about the right-of-way across her land.

Is that really so illogical? Everyone they're saying I complained about, who spoke to me about the right-of-way across my land, was trying to convince me to give in to PPL. And when I wouldn't, they kept trying to convince me. And as time went on, the chronic convincers tried different ways to convince me, like acting like they were my friend, like warning me that if I didn't give in, they'd take my land by eminent domain and I'd get less money for it, and the more stubborn I was, the more exasperated they'd sometimes get. Dianne Williams got fed up with me when I kept talking, trying to change the subject off my land. But, no matter how fed up they get, they won't leave you alone. They are relentless and they gang up on you and pressure you one way or another until they wear you down. You never even know when they're going to show up, and it robs you of your peace. So, yes, I complained about those people. It's like when those religious people come to your door. Well, just imagine if they came to your house a couple of times a every week for months and months, and they kept trying to pressure you into changing your religion to their religion, and they didn't respect you

when you said no, and you couldn't get them to go away. You might complain about that. Well, that's what this was like.

By the way, I didn't complain about everybody who spoke with me about the right-of-way across my land, just the one's who tried to pressure me to do what PPL wants.

pgs. 49 & 50, p. 5 & 1 (continued)

Ms. High characterized a meeting with State Representative Michael B. Carroll as threatening and that he demanded her to sign a right-of-way agreement. (High Exhibit A, p. 2; High Exhibit B, pp. 1-2) However, Representative Carroll denied Ms. High's characterization of the meeting and the allegation that he demanded her to sign an agreement. (PPL Statement No. 12, Ex. 12-b)

You know, this is what they do; they twist your words and put you on the defensive. Maybe once and for all, this will set the record straight. I never characterized the so-called meeting with Rep. Mike Carroll as "threatening". Here is everything I said about it:

(High Testimony, May 21, 2010 pg 2, p. 1)–

"One day, Representative Mike Carroll showed up at my house and tried to get me to sign over my land to PPL. He was red-faced and pounded on my table and said, "LaRue, you have to sign! You have to sign!" What is a member of the Pennsylvania House of Representatives doing at my house telling me to sign my land over to PPL? That's what I'd like to know!"

(High Surrebuttal Testimony June 28, 2010 pg. 1, p. 3, 4, 5, & 6)–

"Response to Testimony of Representative Mike Carroll"

I read his letter that he wrote to you and it doesn't surprise me because I wouldn't expect him to admit it, but I would be interested to know what his recollection is of the "friendly, deliberative discussion" he claims we had.

I would be even more interested to know why he was coming to my house uninvited to have a "friendly, deliberative discussion" AT ALL about PPL.

I don't know what he considers "friendly and deliberative", and I don't know how he defines "demanding" that I sign, but I can tell you it is the God's honest truth that he showed up at my house out of the blue and was red-faced and sweating and during our conversation, like I said in my first letter, he

pounded on my table and said, "LaRue, you have to sign! You have to sign!" In fact, he said it more than once during his visit. And I remember thinking, "This man is really losing it!" If that is "friendly" and not "demanding", then we don't talk the same language!

By the way, I looked up "deliberative" and it means "debate". Why is he coming to my house to debate with me about PPL? Is he a public servant or a public utility servant?"

(High Reply Brief, August 23, 2010, pg. 4, p. 3, 4, 5, 6, 7, 8 & 9)--

"In paragraph 3, they observe that I complained about everyone that spoke with me about letting PPL take my land. They claim that I "characterized a meeting" with PA Representative Mike Carroll as "threatening". These people sure do like to put words in people's mouths!

"First, the way they say it, they try to make it sound like Mike Carroll and I set up a meeting to talk. That is not true. He showed up, unannounced and uninvited at my door.

"Second, I never said the so-called meeting was "threatening". In my first letter of testimony, I said:

[Repeated High Testimony, May 21, 2010 pg 2, p. 1, cited above]

"And in my letter of surrebuttal testimony, in response to Mike Carroll's letter admitting that he'd shown up out of the blue at my door, but saying his recollection is that we had a "friendly, deliberative discussion", I repeated that he showed up out of the blue and, during the conversation, he pounded on my table and, more than once, he said ""LaRue, you have to sign! You have to sign!" And like I said before, I thought to myself, "This man is really losing it!"

"Now, I don't know how he behaves with his friends, but I don't consider showing up uninvited at someone's house and pounding on their table and repeatedly telling them they have to sign something, to be acting friendly.

"And I never got an answer about why he showed up at my door in the first place, and where he gets off "deliberating" with a private citizen, trying to convince her that she should allow a big fat corporation to take her land away. I would like to know what business it is of his whether or not I sign my land over to PPL. I'd like to know why he even cares about that. I'd like to know how he even knew I was refusing to negotiate with PPL. I'd like to know who told him to come to my house!"

Now, I respectfully ask you, did I use the word "threaten" in any of those documents? No, I did not. A threat involves an "or else". "Do this, or else," is a threat.

"Do this, or else we'll take your land by eminent domain" is threatening you *with eminent domain*. I did say that about PPL's real estate specialists because they did threaten me with eminent domain.

(High Reply Brief, pg. 3, p. 6 & 7)–

"They make it sound as if I said they threatened me with bodily harm, and I never said that. In my first letter of testimony, I stated that they "threatened me with eminent domain." In my letter of surrebuttal testimony, in response to PPL trying to say that they didn't threaten me with eminent domain, I stated that Diane Williams repeatedly told me they'd use eminent domain. And Charles Boytin showed me a paper from an appraiser to show me I would get less if they used eminent domain than I would if I signed an agreement with PPL. Like I said before, if that's not threatening me with eminent domain, then I don't know what you call it.

"When you tell the whole truth, you get a different meaning than when you edit someone's words so they mean something different than what they said. The *whole truth* is they threatened me with eminent domain, repeatedly."

But I never said Mike Carroll threatened me. He just tried to convince me, and when I wasn't going along with it, his feathers got ruffled.

And just to be clear, although he was agitated when he got here, he didn't come into my house and immediately start pounding on my table. He worked up to that when I kept refusing to give in. Now, I know some people find my stubbornness aggravating, but he's a public servant and shouldn't be involving himself in helping PPL convince people, no matter how stubborn they are.

pg. 49, p. 1

She also complained about a local attorney who attempted to help her regarding these matters. (Tr. 27-28)

And, with all due respect, I'm going to complain again right now because that is a lie, plain and simple! I don't even know who they're talking about because I never complained about a local attorney "who attempted to help" me. I complained about a local attorney I went to for a consultation and he told me I should just sign with PPL. *(High Testimony, pg. 2, p. 2)* Another attorney, Joe Hanyon, did try to help me, but I never,

ever complained about him. (*High Reply Brief, pgs. 4 & 5, p. 10 & 1*) Here I am having to defend what I said when I didn't even say it! I've attempted to clear this up before, but forgive me for saying so, but it would appear that I might as well be talking to the wall. (*High Reply Brief, August 24, 2010, pg. 4, p. 10; & pg. 5, p. 1, 2, 3, & 4*)

pg. 49, p. 1 (continued)

In contrast, there have been no other complaints from affected landowners regarding the conduct of PPL's Real Estate Specialists.

As I stated in my Reply Brief of August 24, 2010 (*pg. 5, p. 6 & 7*), there have been no other complaints because there was no public input hearing in our area where local hardworking people could go to be heard. However, there have been some complaints (*Hart Reply Brief attachments: Annette Murphy letter, Robert Mickey letter, and Kurt Scheller Official Protest*). And there are more where those came from.

And wait till people get wind that the PUC let PPL renege on its no-herbicide agreements. You'll get plenty of complaints! In the meantime, PPL is trying to paint me as just some old constant complainer, so that you won't take me seriously.

With all due respect, I'm not going to respond to "Conclusions of Law" because, as I stated above, PPL wrote them themselves and I've been responding to them one way or another, verbally and in writing, for over a year-and-a-half until I'm blue in the face. I will, however, say that I disagree with all of it.

I would like to point out one other issue that's never been satisfactorily addressed, and that is the conflict of interest of PPL's Regional Community Relations Director, Paul Canevari:

("High Surrebuttal Testimony; pg. 4, p. 1 & 2)--

"Everyone at the Monroe County Conservation District knows that Mr. Canevari works for PPL. He says he won't take part in any discussions about it but they are all cronies.

"I was at a meeting on March 4, 2010 at PPL's service center and someone asked them about what it said in their application about the Monroe County Conservation District having to approve where the route goes over the watershed and they were talking and one of them asked Mr. Canevari if he was

going to have "Craig Todd" come up and walk around. And Mr. Canevari said, yes, he was going to get "Craig" to come up there and do that. Mr. Canevari is on a first name basis with the man who will inspect the site."

In closing, I would like to say that I stated numerous times in my various case documents that I had faith that the judge would not allow PPL to get away with the tactics they've used to get this project approved. I'm very sad to learn that I was wrong. But maybe you will dare to stand up to PPL. I hope so. Because, it's upsetting enough when you lose 'fair and square', but to lose because the other team played dirty and the referee looked the other way, well, that's just not fairness.

Nov. 1, 2010
Date

LaRue W High
LaRue High
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Effort, PA 18330

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 FIRST CLASS MAIL

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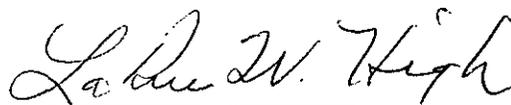
Kurt Scheller
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Effort, PA 18330-0827

Barbara J. Wetzel
4823 Queensway
Kunkletown, PA 18058

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

[VIA E-MAIL & FIRST CLASS MAIL]

Date: November 3, 2010



LaRue High

RECEIVED
NOV 2 2010
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

FedEx Express US Airbill

FedEx Tracking Number **8717 4593 1014**

fedex.com 1.800.GoFedEx 1.800.463.3339

1 From
Date 11/2/10

Sender's Name SUZANNE HART Phone 570 629-7090

Company [Redacted]

Address RRI Box 279

City EFFORT State PA ZIP 18330

2 Your Internal Billing Reference

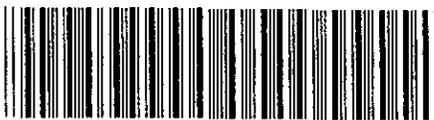
3 To
Recipient's Name RISEMARY WILKINSON Phone _____

Company PA PUC
 HOLD Weekday
Print FedEx location address below. NOT available for FedEx First Overnight.
 HOLD Saturday
Print FedEx location address below. Available ONLY for FedEx Priority Overnight and FedEx 2Day to select locations.

Address KENSTONE BLDG 2ND FLOOR

Address 400 NORTH ST.

City HARRISBURG State PA ZIP 17120



8717 4593 1014

Form ID No. **0200**

Recipient's Copy

4a Express Package Service *To most locations. Packages up to 150 lbs.

- FedEx Priority Overnight**
Next business morning. * Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
- FedEx Standard Overnight**
Next business afternoon. * Saturday Delivery NOT available.
- FedEx First Overnight**
Earliest next business morning delivery to select locations. * Saturday Delivery NOT available.
- FedEx 2Day**
Second business day. * Thursday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
- FedEx Express Saver**
Third business day. * Saturday Delivery NOT available.

4b Express Freight Service **To most locations. Packages over 150 lbs.

- FedEx 1Day Freight**
Next business day. ** Friday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
- FedEx 2Day Freight**
Second business day. ** Thursday shipments will be delivered on Monday unless SATURDAY Delivery is selected.
- FedEx 3Day Freight**
Third business day. ** Saturday Delivery NOT available.

5 Packaging *Declared value limit \$500.

- FedEx Envelope*
- FedEx Pak*
- FedEx Box**
- FedEx Tube
- Other

6 Special Handling and Delivery Signature Options

- SATURDAY Delivery**
NOT available for FedEx Standard Overnight, FedEx First Overnight, FedEx Express Saver, or FedEx 3Day Freight.
- No Signature Required**
Package may be left without obtaining a signature for delivery.
- Direct Signature**
Someone at recipient's address may sign for delivery. Fee applies.
- Indirect Signature**
If no one is available at recipient's address, someone at a neighboring address may sign for delivery. For residential deliveries only. Fee applies.

Does this shipment contain dangerous goods?

- No**
- Yes**
As per attached Shipper's Declaration
- Yes**
Shipper's Declaration not required
- Dry Ice**
Dry Ice, 9, UN 1845
- Cargo Aircraft Only**

7 Payment Bill to:

- Enter FedEx Acct. No. or Credit Card No. below.
- Sender Acct. No. in Section 7 will be billed**
- Recipient**
- Third Party**
- Credit Card**
- Cash/Check**

Total Packages 1 Total Weight 5 lbs. Total Declared Value! 0 Credit Card Auth. 00

*Our liability is limited to \$100 unless you declare a higher value. See the current FedEx Service Guide for details.

554

fedex.com 1.800.GoFedEx 1.800.463.3339