

WHITNEY & BOGRIS, LLP

Attorneys at Law
Twelfth Floor
401 Washington Avenue
Towson, Maryland 21204
410-583-8000
fax: 800-893-1239
www.whitneybogris.com

Gerald S. Gaetano
Admitted in Maryland,
Pennsylvania, New York and New Jersey

Direct Dial: 410-427-8044
E-mail: ggaetano@whitneybogris.com

June 2, 2011

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 Reconstruction of the Brunner Island-West Shore 230 kV Transmission Line in Cumberland and York Counties, Pennsylvania**
Docket No. A-2011-2230053

Dear Secretary Chiavetta:

Enclosed for filing please find an Amended Petition to Intervene in the above-captioned matter. This document is being submitted pursuant to 52 Pa Code § 5.93 and as directed in paragraph 3 of the Scheduling Order issued by Administrative Law Judge Susan D. Colwell on May 12, 2011.

Thank you for your consideration and attention to this matter.

Very truly yours,

/s/Gerald S. Gaetano

GSG/
Enclosure

cc: All counsel/parties listed on the attached certificate of service (w/encl.)

**COMMONWEALTH OF PENNSYLVANIA
BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Application of PPL Electric Utilities :
Corporation, Filed Pursuant to 52 Pa. :
Code Chapter 57, Subchapter G, for :
Approval of the Siting and : A-2011-2230053
Reconstruction of the Brunner Island- : (Electronically Filed)
West Shore 230 kV Transmission Line in :
Cumberland and York Counties, :
Pennsylvania :**

AMENDED PETITION TO INTERVENE

Pursuant to 52 Pa. Code §§ 5.41, 5.91 *et seq.*, 57.75(d), and the Scheduling Order (Second Prehearing Order) issued in this matter on May 12, 2011, Petitioners Gregory E. Black and Christy A. Black (hereinafter collectively, “Petitioners”), by and through their counsel, Gerald S. Gaetano, Esq., and Whitney & Bogris, L.L.P., hereby respectfully submit this Amended Petition to Intervene and in support thereof, aver as follows:

1. This Amended Petition is submitted pursuant to 52 Pa. Code § 5.93 to provide supplemental information regarding Petitioners’ interests, as directed in paragraph 3 of the Scheduling Order issued on May 12, 2011.

2. Petitioners are the owners of real property located at 1360 East Lisburn Road, Mechanicsburg, Pennsylvania 17055 (hereinafter “Lisburn Road property”).

3. Petitioners operate a landscape contracting and retail business at the Lisburn Road property.

4. In its application to the Pennsylvania Public Utility Commission (hereinafter “Commission”), PPL Electric Utility Corporation (hereinafter “PPL”) listed Petitioners among those persons owning property within the proposed right-of-way. *See* 52 Pa. Code § 57.72(c)(4).

5. PPL has a previously acquired right-of-way across Petitioners’ property wherein the transmission line and pole replacement pertaining to PPL’s current application are located. The existing right-of-way is approximately 100 feet.

6. As PPL’s application pertains to Petitioners, PPL seeks to acquire additional right-of-way on Petitioners’ Lisburn Road property in connection with the proposed siting and reconstruction of the West Shore-Steelton Line.

7. Specifically, PPL states that it “would like to expand the right-of-way to its current 230kV standard of 150 feet.” *See* PPL Application, ¶ 43; *see also Id.* at ¶¶ 38(b), 55, 56, 65.

8. As part of the West Shore-Steelton Line siting and reconstruction, PPL proposes to remove existing lattice steel towers and replace them with tangent structures (single-shaft steel poles) or angle structures (single or two or three pole steel structures). *Id.* at ¶ 14.

9. A lattice steel tower is currently in place on Petitioners’ Lisburn Road property.

10. Petitioners’ business operations at the Lisburn Road property involve, among others, use of the property as a retail center, storage and supply bins, and maintenance of a nursery. The access to and use of these are within or

in close proximity to the existing and proposed additional right-of-way such that Petitioners believe and therefore aver, that the siting and reconstruction sought by PPL, and proposed additional right-of-way, will directly or indirectly impact the access to and Petitioners' use of the Lisburn Road property and its business operations thereon.

11. Based on the foregoing, Petitioners respectfully submit that their property, business, and economic/financial interests are or will be directly and/or indirectly affected by the proposed reconstruction of the West Shore-Steelton Line on their Lisburn Road property. As a result, objections raised by Petitioners are anticipated to be related to such interests.

WHEREFORE, Petitioners Gregory E. Black and Christy A. Black respectfully request that their Amended Petition to Intervene be granted and that they be permitted to intervene in this matter as interested parties.

Respectfully submitted,

Dated: May 26, 2011

/s/Gerald S. Gaetano
Gerald S. Gaetano
PA ID No. 69520
Whitney & Bogris, L.L.P.
401 Washington Avenue, 12th Floor
Towson, MD 21204
Tel.: (717) 599-9758
Fax: (800) 893-1239
e-mail: ggaetano@whitneybogris.com

**COMMONWEALTH OF PENNSYLVANIA
BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**Application of PPL Electric Utilities :
Corporation, Filed Pursuant to 52 Pa. :
Code Chapter 57, Subchapter G, for :
Approval of the Siting and : A-2011-2230053
Reconstruction of the Brunner Island- :
West Shore 230 kV Transmission Line in :
Cumberland and York Counties, :
Pennsylvania :**

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 26th day of May 2011, I caused a true and correct copy of the foregoing Amended Petition to Intervene to be served electronically and/or via United States mail to the following person(s):

Susan D. Colwell Administrative Law Judge
Office of Administrative Law Judge
P.O. Box 3265
Harrisburg, PA 17105-3265

David B. MacGregor, Esquire
Post & Schell, P.C.
Four Penn Center
1600 JFK Boulevard
Philadelphia, PA 19103-2808

Paul E. Russell, Esquire
Associate General Counsel
PPL Services Corporation
Office of General Counsel
Two North Ninth Street
Allentown, PA 18106

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

J. Stephen Feinour, Esquire
Nauman Smith
P.O. Box 840
Harrisburg, PA 17108-0840

Thomas E. Martin, Jr., Esquire
201 South Broad Street
P.O. Box 392
Kennett Square, PA 19348-0392

/s/Gerald S. Gaetano
Gerald S. Gaetano