

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

-----X
:
ROBERT T. SMALLS, SR. v. UGI PENN :
NATURAL GAS, INC. :
Miscellaneous Dispute. : Docket No.
: C-2014-2421019
:
:
Initial Hearing :
-----X

Pages 1 through 101

318 Scranton State Office Building
100 Lackawanna Avenue
Scranton, Pennsylvania

Monday, August 11, 2014

Met, pursuant to notice, at 9:55 a.m.

BEFORE:

EMBER S. JANDEBEUR, Administrative Law Judge

APPEARANCES:

Robert T. Smalls, Sr., Complainant
852 N. Washington Street
Wilkes-Barre, Pennsylvania 18705
(Pro se)

Mark C. Morrow, Esquire
460 North Gulph Road
King of Prussia, Pennsylvania 19406
(For UGI Penn Natural Gas, Inc.)
* * *

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WITNESSES

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<u>WITNESSES</u>	<u>DIRECT</u>	<u>CROSS</u>	<u>REDIRECT</u>	<u>RECROSS</u>
Robert T. Smalls	7	40	--	--
Edward C. Dunlap	52	60	82	--

	<u>EXHIBITS</u>			
	<u>NUMBER</u>	<u>FOR</u> <u>IDENTIFICATION</u>	<u>IN</u> <u>EVIDENCE</u>	<u>REJECTED</u>
	<u>Complainant's</u>			
4	Exh. 1 ✓ (Public Utility Right-of-Way Grant)	42	--	43
6	Exh. 2 ✓ (Letter to Mayor Leighton from Robert T. Smalls, Sr.)	42		
9	Paragraphs 1, 2, 5, 6 and 7		47	
11	Paragraphs 3 and 4			47
12	Exh. 3 ✓ (Article by C. Rhodes P, Eng., PhD, "Natural Gas Pipeline Safety Setback)	42	--	48
15	Exh. 3A ✓ (Email to Robert T. Smalls, Sr., from Samya Lutz, AICP, Pipeline Safety Trust)	42	--	48
19	Exh. 3B ✓ (Voices of Central Pennsylvania newspaper article)	42	--	48
22	Exh. 3C ✓ (Voices of Central Pennsylvania newspaper article)	42	--	48

	<u>EXHIBITS</u>			
	<u>NUMBER</u>	<u>FOR IDENTIFICATION</u>	<u>IN EVIDENCE</u>	<u>REJECTED</u>
1				
2				
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4	Exh. 4 ✓ (Times Leader newspaper article)	42	--	48
5				
6	Exh. 5 ✓ (Times Leader newspaper article)	42	--	48
7				
8	Exh. 6 ✓ (Citizens' Voice newspaper article)	42	--	48
9				
10	Exh. 7 ✓ (Newspaper article)	42	--	48
11				
12	Exh. 8 ✓ (Newspaper article)	42	--	48
13				
14	Exh. 9 ✓ (Robert T. Small, Sr.'s, Formal Complaint)	42	49	--
15				
16	Exh. 9A ✓ (Letter from UGI)	42	49	--
17				
18	Exh. 10 ✓ (Notes from Wilkes-Barre City Council meeting)	42	50	--
19				
20	Exh. 10A ✓ (Times Leader newspaper article)	42	--	50
21				
22	Exh. 11 ✓ (Newspaper article)	42	--	50
23				
24	Exh. 11A ✓ (Newspaper article)	42	--	50
25				
	Exh. 12 ✓ (Times Leader newspaper article)	42	--	50

	<u>EXHIBITS</u>			
	<u>NUMBER</u>	<u>FOR</u> <u>IDENTIFICATION</u>	<u>IN</u> <u>EVIDENCE</u>	<u>REJECTED</u>
1				
2				
3	Exh. 13 ✓	42	--	50
4	(Times			
5	Leader			
6	newspaper			
7	article)			
8	Exh. 13A	42	50	--
9	(Email to			
10	Mr. Smalls			
11	From			
12	Attorney			
13	Morrow)			
14	Exh. 13B	42	--	50
15	(Email to			
16	Robert T.			
17	Smalls,			
18	Sr., from			
19	U.S. Army			
20	Corps of			
21	Engineers,			
22	Joe Reed)			
23	Exh. 14 ✓	42	51	--
24	(pictures)			
25	Exh. 15 ✓	42	51	--
26	(pictures)			
27	Exh. 16 ✓	42	51	--
28	(pictures)			
29	Exh. 17 ✓	42	51	--
30	(pictures)			
31	Exh. 18 ✓	42	51	--
32	(pictures)			
33	Exh. 19 ✓	42	51	--
34	(pictures)			
35	Exh. 20 ✓	42	51	--
36	(pictures)			
37	Exh. 21 ✓	42	51	--
38	(pictures)			
39	Exh. 22 ✓	42	51	--
40	(pictures)			
41	Exh. 23 ✓	42	51	--
42	(pictures)			
43	Exh. 24 ✓	42	51	--
44	(pictures)			
45	Exh. 25 ✓	42	51	--
46	(pictures)			

EXHIBITS

<u>NUMBER</u>	<u>FOR IDENTIFICATION</u>	<u>IN EVIDENCE</u>	<u>REJECTED</u>
Exh. 26 (pictures) /	42	51	--
Exh. 27 (pictures) /	42	51	--
Exh. 28 (pictures)	42	51	--
Exh. 29 (pictures) /	42	51	--
Exh. 30 (pictures) /	42	51	--
Exh. 31 (pictures) /	42	51	--
Exh. 32 (pictures) /	42	51	--
Exh. 33 (pictures) /	42	51	--
Exh. 34 (pictures) /	42	51	--
<u>UGI Penn Natural Gas, Inc.</u>			
PNG Statement No. 1 (Written Testimony of Edward C. Dunlap)	53	60	--
Exh. ECD-1 (Edward C. Dunlap's resume)	53	60	--
Exh. ECD-2 (aerial view of pipeline)	53	60	--
Exh. ECD-3 (aerial view of pipeline)	53	60	--
Exh. ECD-4 (aerial view of North Washington Street)	53	60	--

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