

John L. Munsch
Attorney

724-838-6210
Fax: 234-678-2370

November 28, 2016

VIA ELECTRONIC FILING

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

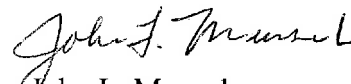
Re: Application for Authorization of Pennsylvania Electric Company to Site and Construct the Bedford North-Central City West 115 KV HV New Transmission Line Construction Project Situated in Central City Borough and Shade Township, Somerset County, and Napier, East St Clair, and Bedford Townships, Bedford County, Pennsylvania; Docket No. A-2016-2565296

Dear Secretary Chiavetta:

Enclosed for filing is the Pre-hearing Memorandum of Pennsylvania Electric Company for the pre-hearing conference scheduled for December 5, 2016, in the above-captioned matter.

Copies of the Memorandum have been served upon persons or entities as shown on the attached certificate of service.

Sincerely,


John L. Munsch
Attorney

JLM:slm

Enclosure

cc: Administrative Law Judge Jeffrey A. Watson (via FedEx)

(hereinafter, the “Project”).¹ The Project involves constructing a new 115 kV transmission line from the existing Penelec-owned Bedford North substation, located in Bedford Township, Bedford County, Pennsylvania, to the existing Penelec-owned Central City West substation, located in Central City Borough, Somerset County, Pennsylvania. A portion of the Project will involve rebuilding a section of the existing Penelec-owned Bedford North – New Baltimore 115 kV Transmission Line which is located in Napier, East St. Clair, and Bedford Townships, Bedford County, Pennsylvania. Penelec requests that the Commission approve the Project as a double-circuit, 115 kV transmission line.

As explained in detail in this Memorandum, Penelec also filed with the Commission Applications for the Exercise of Eminent Domain to obtain property rights and easements necessary for the construction and operation of the Project. Penelec filed a total of 19 Eminent Domain Applications. Since the time of filing the 19 Applications Penelec has resolved four of the Applications, and has filed four Petitions to Withdraw the Eminent Domain Applications.

¹ On June 19, 2015, Penelec filed an Application with the Commission for approval to transfer its transmission assets to an affiliate company, Mid-Atlantic Interstate Transmission, LLC (MAIT), also a FirstEnergy company. As requested in the Application, the transmission assets of Penelec and another FirstEnergy operating company, Metropolitan Edison Company (Met-Ed), will be transferred to their affiliate, MAIT. The Application was a Joint Application on behalf of Penelec, MAIT, and Met-Ed. The Application was approved by the Commission’s Final Order entered August 11, 2016, at Commission Docket No. A-2015-2488903. MAIT is a newly-formed limited liability company to be jointly owned by Penelec, Met-Ed, and two other FirstEnergy company affiliates, Jersey Central Power & Light Company and FirstEnergy Transmission, LLC. MAIT will provide interstate electric transmission service subject to the jurisdiction of the Federal Energy Regulatory Commission. The transfer of transmission assets was also approved, with respect to their jurisdictional facilities, by the New Jersey Board of Public Utilities at its Docket No. EM15060733 and by the Federal Energy Regulatory Commission at its Docket No. EC15-157-000. The future transmission assets of Penelec’s Project, which are the subject of Penelec’s present Siting Application, will be included in the transfer of assets of Penelec to MAIT.

As explained in Section IV of the Application, the Project is needed to avoid anticipated violations of applicable Transmission Planning Criteria under conditions that the PJM Interconnection L.L.C. (“PJM”)² foresees, particularly thermal and voltage planning criteria violations.

As set forth in the Certificate of Service that was filed on September 1, 2016, along with the Application, a copy of the Application or a Notice of Filing, as applicable, was served upon the persons and in the manner specified in 52 Pa. Code § 57.74. On September 15, 2016, the Commission served on Penelec its Notice that an initial prehearing conference was scheduled before Administrative Law Judge Jeffrey A. Watson (“ALJ”), as Presiding Officer, to be held on December 5, 2016, commencing at 10:00 a.m., in Pittsburgh, Pennsylvania.

On September 24, 2016, a notice of the filing of the Siting Application and of the Eminent Domain Applications was published in the *Pennsylvania Bulletin*. The notice specified that formal protests and petitions to intervene in response to the Penelec Applications must be filed and served on or before Wednesday, November 23, 2016. The *Pennsylvania Bulletin* notice specified that a prehearing conference is scheduled for Monday, December 5, 2016 at 2nd Floor Hearing Room, Piatt Place, Suite 220, 301 Fifth Avenue, Pittsburgh, PA 15222. Penelec published two notices of the prehearing conference in the *Bedford Gazette* and in the *Somerset Daily American*, newspapers of general circulation in the Project area, during the weeks of October 10 and October 17, 2016. On September 19, 2016, Penelec was served with the Prehearing Conference Order, pursuant to which this Prehearing Memorandum is being submitted.

² PJM has been approved by the Federal Energy Regulatory Commission (“FERC”) as the Regional Transmission Operator (“RTO”) charged with ensuring the reliability of the electric transmission system under its functional control and coordinating the movement of wholesale electricity in all of parts of thirteen states, which include Pennsylvania, and the District of Columbia.

To date, Penelec has been served with one Protest concerning its Siting Application. The Protest was received on November 23, 2016, from landowner Nancy K. MacRae. Ms. MacRae's property is also the subject of an Eminent Domain Application of Penelec at Docket No. A-2016-2565364. The MacRae property is shown on Exhibit 3, page 13 of 23, of the Exhibits that accompanied the Siting Application.

II. BACKGROUND

Penelec is a subsidiary of FirstEnergy Corp. ("FirstEnergy"). Penelec provides interstate electric transmission service through facilities located in the Commonwealth of Pennsylvania. Penelec holds a certificate of public convenience as a Pennsylvania public utility and, as a consequence, the Commission asserts jurisdiction over the siting and construction of high-tension (i.e., over 100 kV) transmission lines by Penelec in Pennsylvania, pursuant to Chapter 57, Subchapter G, of the Commission's regulations. Penelec delivers electric power to approximately 586,600 retail customers in a service territory that encompasses about 17,600 square miles within 31 Pennsylvania counties, including Bedford and Somerset Counties.

The Project will involve the construction of a 17.6 mile 115 kV transmission line from the Bedford North substation to the Central City West Substation. Approximately 10.4 miles will require new right-of-way (ROW), while the remaining 7.2 miles involve rebuilding a section of the existing Bedford North – New Baltimore 115 kV transmission line within the existing Penelec-owned ROW.

The Project will exit from the Bedford North Substation to the west, crossing U.S. Route 220 and I-99, and extending west for 7.2 miles on the existing Bedford North-New Baltimore 115 kV line that is to be rebuilt as a double circuit transmission line. Land use along this portion of

the existing, maintained ROW is predominantly agricultural, or undeveloped forest area. Residential lots are spanned where the ROW crosses Country Ridge Road and SR 56 toward the east. West of SR 56 the route climbs the steep, forested slopes of the Pigeon Hills and passes over several roads bordered by low density residential development such as Sloan Hollow Road, Point Road, and Harrison Road. Beyond Harrison Road, the route passes over a short (0.1 mile) section of Shawnee State Park, extends through a mix of forested and agricultural lands, then crosses SR 96 just north of the Borough of Schellsburg, Bedford County. West of SR 96, the existing Bedford North-New Baltimore 115 kV line angles to the southwest, while the proposed route continues west as new construction for the remainder of the Project. The route traverses across forested and agricultural lands over a distance of 4.4 miles. The slope of the land in this section steadily climbs from an elevation of 1,400 feet above sea level near Hoover Road to 2,200 feet at the intersection of Helixville Road and Lambert Mountain Road. At Lambert Mountain Road, the route traverses up the 500-foot forested face of the Allegheny Front, extends west into Somerset County, and then crosses an isolated section of Fleegle Road. Turning to the northwest, the route crosses Beaverdam Run and traverses through a mix of forested and agricultural lands before crossing into State Game Lands #228. The route then generally follows Lambert Mountain Road following an alignment that has been coordinated with the Pennsylvania Game Commission, and is designed to reduce the number of angles and limit the length of new ROW across these protected lands. From the western edge of State Game Lands #228, the route extends 1.5 miles through forested lands to the eastern limits of Central City, then continues west for 1.7 miles through Central City Borough following an active Norfolk Southern rail line before heading west along a private access road into the Central City West Substation.

The existing 7.2-mile portion of the Bedford North-New Baltimore 115 kV transmission has two widths along its corridor, 100 feet and 120 feet, which have been cleared of tall vegetation. Given the extent to which the ROW has already been cleared of tall vegetation, only minimal additional clearing of vegetation will be needed. The clearing is significantly less than the amount of vegetation clearing that would be required if an entirely new ROW were to be employed for the Project. As explained herein, the limited extent of additional clearing is one of the factors that strongly favors the selection of the proposed route. No new ROW is needed to construct the Project along the existing 7.2-mile portion of the existing Bedford North-New Baltimore 115 kV transmission line.

Of the approximately 17.6 linear miles that will be traversed by the Project, approximately 5.7 miles will be located in Somerset County municipalities: 0.6 mile will be located in Central City Borough, and approximately 5.1 miles will be located in Shade Township. Approximately 11.9 miles of the Project will be located in Bedford County municipalities: approximately 9.3 miles in Napier Township, approximately 0.7 mile in East St. Clair Township, and an approximately 1.9 miles in Bedford Township.

In order to construct the Project, Penelec will remove and rebuild approximately 7.2 miles of the existing Bedford North-New Baltimore 115 kV Transmission Line, including its forty-nine (49) existing wooden structures. This portion of the Project will be constructed primarily with 2-pole, wooden structures within the existing ROW.

AECOM Corporation, an engineering and environmental consulting firm, was retained by Penelec to prepare a comprehensive study of the projected environmental and socioeconomic impacts of the Project and of six alternative routes. The results of the study are set

forth in AECOM's report titled "Transmission Line Route Selection Study" which is provided as Exhibit 8 to the Application. The line route adopted for the Project is identified as "Alternative Route 2" in the AECOM Report, and the basis for the final route selection is set forth in Section 6.0 of the AECOM Report. Alternative Route 2 was selected as the preferred route for the Project after extensive analysis of potential environmental and residential impacts and careful consideration of public input gleaned from discussions with landowners and from a public open house held at Shade-Central City High School in the town of Cairnbrook on January 28, 2015, and from two open houses held at the Travelodge Bedford, near the Borough of Bedford, on Thursday, January 29, 2015.

III. SITING APPLICATION LEGAL STANDARDS

The Commission's regulations at 52 Pa. Code §57.71 require prior approval for a public utility to construct a high voltage (i.e., greater than 100 kV) transmission line. The information a public utility is required to submit with an application for siting approval is delineated in 52 Pa. Code §57.72(c). Under 52 Pa. Code §57.76(a), the Commission must make four findings to support its decision to approve a proposed high voltage transmission line, as follows:

- (1) That there is a need for the line;
- (2) That the line will not create an unreasonable risk of danger to the health and safety of the public;
- (3) That the line is in compliance with applicable statutes and regulations providing for the protection of the natural resources of the Commonwealth; and
- (4) That the line will have minimum adverse environmental impact, considering the electric power needs of the public, the state of available technology and the available alternatives.

In this case, Penelec will present evidence showing that the proposed Project satisfies all of the criteria for approval set forth in the Commission's regulations.

IV. ISSUES

Penelec will establish that its proposed siting and construction of the Project are necessary to maintain the safety and reliability of the transmission system that is under the functional control of PJM, consistent with applicable Transmission Planning Criteria and PJM's determination of possible future contingencies that could cause existing transmission facilities to exceed thermal and voltage reliability criteria of FirstEnergy and PJM. Accordingly, Penelec requests that the ALJ and the Commission make the finding required by 52 Pa. Code §57.76(a)(1).

Penelec will establish that the Project will be constructed to meet or be better than all applicable NESC standards and will be constructed and operated in compliance with applicable statutes and regulations providing for the protection of the natural resources of the Commonwealth. Accordingly, Penelec requests that the ALJ and the Commission make the findings required by 52 Pa. Code §57.76(a)(2) and (3).

Penelec will demonstrate that the route of the proposed Project was selected after a detailed assessment that included a comprehensive environmental inventory, the identification and analysis of alternative routes, and the selection of the preferred route based on appropriate evaluation criteria. Penelec identified and compared a total of six route alternatives based upon a detailed analysis of societal concerns, environmental impacts, engineering considerations and cost. Penelec will show that the preferred route for the Project, Alternative Route 2, was selected over the other alternative routes because it makes the best use of existing electric line corridors and existing rights-of-way, minimizes environmental and other impacts and properly considers public

input. Accordingly, Penelec requests that the ALJ and the Commission make the finding required by 52 Pa. Code §57.76(a)(4).

V. EMINENT DOMAIN APPLICATIONS AND CONSOLIDATION

On September 1, 2016, Penelec filed 19 separate Applications to Exercise the Power of Eminent Domain to obtain property rights necessary for the construction and operation of the Project. The 19 Applications were captioned and docketed as recited below. The Eminent Domain Applications were filed concurrently with the Siting Application. The Eminent Domain Applications were filed pursuant to Section 1511(c) of the Pennsylvania Business Corporation Law of 1988, 15 Pa.C.S. §1511, to obtain a finding and determination from the Commission that the exercise of eminent domain by Penelec for the Project is “necessary or proper for the service, accommodation, convenience or safety of the public.”

Section 57.75(i) of the Commission’s siting regulations, 52 Pa. Code §57.75(i), provides that “[p]roceedings on eminent domain applications for the same HV line are entitled to be consolidated with the proceeding on the HV line’s siting application.” Consistent with regulations, Penelec has requested consolidation of the Eminent Domain Applications and the Siting Application.

The 19 Eminent Domain Applications filed by Penelec with the Commission are captioned and docketed as follows:

A-2016-2565326. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Robin F. Miller & Tammy J. Miller in Napier Township, Bedford County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project.

A-2016-2565344. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Katherine L. Ziegler in Napier Township, Bedford County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project.

A-2016-2565360. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Fritz Land Holdings LP in Napier Township, Bedford County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project.

A-2016-2565364. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of James B. MacRae, Jr. & Nancy K. MacRae in Napier Township, Bedford County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project.

A-2016-2565368. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Michael C. Long in Napier Township, Bedford County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project.

A-2016-2565369. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Wilmore Coal Company in the Borough of Central City, Somerset County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project.

A-2016-2565377. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Frank J. Shenigo, Trustee of the Frank J. Shenigo Revocable Living Trust in Shade Township, Somerset County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project.

A-2016-2565378. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Kenneth J. Skone & Karen Jane Skone the Borough of Central City, Somerset County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project.

A-2016-2565472. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Shirley Huston & Gary E Lambert in the Shade Township, Somerset County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project.

A-2016-2565480. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Martha Lorraine Anderson & John S. Anderson in Napier Township, Bedford County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project.

A-2016-2565502. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Dick B. Lohr & Karen G. Lohr in Napier Township, Bedford County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project.

A-2016-2565504. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Keith A. Lohr in Napier Township, Bedford County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project.

A-2016-2565509. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Robindale Energy Services Incorporated in the Shade Township, Somerset County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project.

A-2016-2565543. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Scott M. Andrews & Audrey A. Andrews in Shade Township, Somerset County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project.

A-2016-2565545. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Albert Stiles in Shade Township, Somerset County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project.

A-2016-2565547. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Kathy R. Kelley & Jeffrey Kelley in Shade Township, Somerset County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project.

A-2016-2565549. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Berwind Corporation in Shade Township, Somerset County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project.

A-2016-2565635. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Vincent Beal in Napier Township, Bedford County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project.

A-2016-2565644. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Brian C. Jones & Traci A. Jones in Napier Township, Bedford County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project.

VI. EMINENT DOMAIN LEGAL STANDARDS

Section 1511 of the Business Corporation Law of 1988, under which Penelec brings its Eminent Domain Applications, grants a public utility the power and authority to condemn property to provide electricity to the public, stating, in pertinent part:

- (a) General Rule. -- A public utility corporation *shall ... have the right to take, occupy and condemn property* for one or more of the following principal purposes and ancillary purposes reasonably necessary or appropriate for the accomplishment of the principal purposes: . . .
- (3) The ... *transmission ... distribution or furnishing of ... electricity ... to or for the public.*

15 Pa.C.S. § 1511(a)(3). (*Emphasis added*).

Before a public utility may seek to exercise its statutorily granted authority to condemn property for the purposes of running aerial transmission or distribution facilities, it must obtain approval from the Commission pursuant to Section 1511(c) of the BCL. Section 1511(c) 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). (*Emphasis added*).

Thus, on an application for condemnation, the Commission must determine whether the service, *i.e.*, the transmission or distribution of electricity to or for the public that will be provided if the subject property is condemned, is necessary for the service, accommodation, convenience or safety of the public. Additionally, Pennsylvania appellate courts have held that the requirements of 15 Pa. C.S. § 1511(c) are satisfied where the applicant for a Commission finding has

demonstrated that the route selected for an aerial electric facility, such as a transmission line, is reasonable, made in good faith and not "capricious" or "wantonly injurious."³

VII. WITHDRAWAL OF FOUR EMINENT DOMAIN APPLICATIONS

Penelec has made significant efforts to eliminate its need for the use of Eminent Domain authority and to obtain the property rights necessary for the Project absent eminent domain. Consistent with this goal Penelec has resolved four of its eminent domain proceedings as of the date of this Memorandum. The four eminent domain proceedings that have been resolved are:

A-2016-2565368. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Michael C. Long in Napier Township, Bedford County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project;

A-2016-2565377. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Frank J. Shenigo, Trustee of the Frank J. Shenigo Revocable Living Trust in Shade Township, Somerset County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project.

A-2016-2565378. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Kenneth J. Skone & Karen Jane Skone the Borough of Central City, Somerset County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project; and,

A-2016-2565644. Application of Pennsylvania Electric Company for exercise of Eminent Domain upon property of Brian C. Jones & Traci A. Jones in Napier Township, Bedford County and Motion for Consolidation with Siting Application for Bedford North - Central City West 115 kV HV Transmission Line Project.

Penelec has filed four separate Petitions, pursuant to 52 Pa. §§ 1.82 and 5.94(c), for leave to withdraw and terminate the four above-captioned Applications of Penelec to Exercise the Power of Eminent Domain to Acquire an Easement and Right-of-Way. Although the Applications

³ *Pa. Dept. of Env'tl. Res. v. Pa. P.U.C.*, 18 Pa. Cmwlth. 58, 563, 335 A.2d 860, 863 (1975).

of Penelec are uncontested, it is Penelec’s understanding that the Petitions to Withdraw require approval of the Commission or the Presiding Officer under Sections 1.82 and 5.94(c) of the Commission’s regulations. Consequently, Penelec requests that the Presiding Officer approve the Petitions of Penelec to withdraw eminent domain proceedings.

VIII. WITNESSES FOR PENELEC

Penelec has submitted written direct testimony of five witnesses. On October 10, 2016, Penelec served copies of the written direct testimony on affected state and municipal officials, affected property owners, and the landowner condemnees affected by Penelec’s Eminent Domain Applications. Penelec intends to present the statements of the witnesses in its case-in-chief in support of its Project and anticipates that each witness will address the subject matter(s) identified below:

Statement No.	Witness and Job Title	Subject Matter
1.	David W. Parks, Engineer, Transmission Siting	Background of the Application and introduction of other witnesses.
2.	Grant Marchewka, Engineer, Energy Delivery Planning	Electrical need and the transmission planning process.
3.	Barry A. Barker, Vice President, Manager, Impact Assessment and Permitting Dept., AECOM Corporation.	Siting methodology; evaluation of alternative routes; process for selecting the proposed route; environmental report.
4.	Lawrence P. Mattei, Transmission Design Engineer	Design and engineering of the Project; construction, operation and maintenance of the Project.
5.	Lisa Marinelli,	Process for acquiring right-of-way; need to exercise the power of eminent domain.

Statement No.	Witness and Job Title	Subject Matter
	Advanced Real Estate Representative	

IX. PROPOSED SCHEDULE

The chronology of the proceedings is listed below, and Penelec proposes the additional schedule dates in the event this matter is contested and it is necessary to proceed to litigation:

Siting Application:	September 1, 2016.
Eminent Domain Applications (19):	September 1, 2016.
Pennsylvania Bulletin Notice:	September 24, 2016.
Penelec Written Direct Testimony:	October 10, 2016.
Due date for Intervention/Protest:	November 23, 2016.
Prehearing Conference:	December 5, 2016.
Other Parties Written Testimony:	January 20, 2017.
Evidentiary Hearing:	February 15, 2017.
Briefs:	March 31, 2017.
Reply Briefs (if necessary):	April 28, 2017.

X. DISCOVERY MODIFICATIONS

Penelec does not anticipate the need to modify the discovery procedures or deadlines set forth in the Commission's regulations for purposes of this proceeding.

XI. SERVICE OF DOCUMENTS

The names and contact information for counsel of record for Penelec, who are authorized to receive service of documents in this proceeding on Penelec's behalf, are as follows:

John L. Munsch
(PA Attorney I.D. No. 31489)
FirstEnergy Service Company
800 Cabin Hill Drive
Greensburg, PA 15601
(724) 838-6210
jmunsch@firstenergycorp.com

Anthony C. DeCusatis
(PA Attorney I.D. No. 25700)
Morgan, Lewis & Bockius LLP
1701 Market Street
Philadelphia, PA 19103-2921
(215) 963-5034
adecusatis@morganlewis.com

Mr. Munsch is designated as the principal attorney on behalf of Penelec and the single individual to receive formal service of documents. However, it is requested that, if documents are also served electronically, Mr. DeCusatis be copied as well.

XII. CONCLUSION

Pennsylvania Electric Company respectfully requests that the Administrative Law Judge:

- 1) Approve the Motion to Consolidate the Siting Application and the Eminent Domain Applications;
- 2) Approve the four Petitions to Withdraw Eminent Domain Applications of Penelec filed at Docket Nos.
 - **A-2016-2565368** (property of Michael C. Long);
 - **A-2016-2565377** (property of Frank J. Shenigo, Trustee of the Frank J. Shenigo Revocable Living Trust);

- **A-2016-2565378** (property of Kenneth J. Skone & Karen Jane Skone), and
 - **A-2016-2565644** (property of Brian C. Jones & Traci A. Jones).
- 3) Approve the location and construction of the Bedford North-Central City West 115 kV HV Transmission Line Project as set forth in the Application filed by Penelec on September 1, 2015;
- 4) Approve the 15 Applications of Penelec for the Exercise of Eminent Domain upon properties, as listed herein, filed on September 1, 2016. The dockets of the remaining Eminent Domain Applications are:
- **A-2016-2565326** (property of Robin F. Miller & Tammy J. Miller);
 - **A-2016-2565344** (property of Katherine L. Ziegler);
 - **A-2016-2565360** (property of Fritz Land Holdings LP);
 - **A-2016-2565364** (property of James B. MacRae, Jr. & Nancy K. MacRae);
 - **A-2016-2565369** (property of Wilmore Coal Company);
 - **A-2016-2565472** (property of Shirley Huston & Gary E Lambert);
 - **A-2016-2565480** (property of Martha Lorraine Anderson & John S. Anderson);

- **A-2016-2565502** (property of Dick B. Lohr & Karen G. Lohr);
- **A-2016-2565504** (property of Keith A. Lohr);
- **A-2016-2565509** (property of Robindale Energy Services Incorporated);
- **A-2016-2565543** (property of Scott M. Andrews & Audrey A. Andrews);
- **A-2016-2565545** (property of Albert Stiles);
- **A-2016-2565547** (property of Kathy R. Kelley & Jeffrey Kelley);
- **A-2016-2565549** (property of Berwind Corporation);
- **A-2016-2565635** (property of Vincent Beal).

Respectfully submitted,



John L. Munsch
(PA Attorney I.D. No. 31489)
FirstEnergy Service Company
800 Cabin Hill Drive
Greensburg, PA 15601
(724) 838-6210
jmunsch@firstenergycorp.com

Anthony C. DeCusatis
(PA Attorney I.D. No. 25700)
Morgan, Lewis & Bockius LLP
1701 Market Street
Philadelphia, PA 19103-2921
(215) 963-5034
adecusatis@morganlewis.com

Counsel for Pennsylvania Electric Company

Date: November 28, 2016

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

**APPLICATION FOR AUTHORIZATION OF
PENNSYLVANIA ELECTRIC COMPANY
TO SITE AND CONSTRUCT THE BEDFORD
NORTH-CENTRAL CITY WEST 115 KV HV
NEW TRANSMISSION LINE
CONSTRUCTION PROJECT SITUATED IN
CENTRAL CITY BOROUGH AND SHADE
TOWNSHIP, SOMERSET COUNTY, AND
NAPIER, EAST ST CLAIR, AND BEDFORD
TOWNSHIPS, BEDFORD COUNTY,
PENNSYLVANIA**

Docket No: A-2016-2565296

CERTIFICATE OF SERVICE

I hereby certify that I have this day served by FedEx overnight mail, the foregoing

Prehearing Memorandum addressed as follows:

ALJ Jeffrey A. Watson
Piatt Place, Suite 220
301 Fifth Avenue
Pittsburgh, PA 15222

Kathy R. Kelley & Jeffrey Kelley
142 Mile Hill Road
Johnstown, PA 15909

Anthony C. Decusatis, Esquire
Morgan Lewis & Bockius LLP
1701 Market Street
Philadelphia, PA 19103-2921

Keith A. Lohr
309 Lohr Road
Schellsburg, PA 15559

Calvin Webb Esquire
Smorto Persio Webb & McGill
129 South Center Street
Ebensburg, PA 15931

Albert Stiles
190 Moss Rock Lane
Cairnbrook, PA 15924

Martha Lorraine Anderson & John S. Anderson
710 Anderson Road
Schellsburg, PA 15559

Shirley Huston & Gary Lambert
3059 Lambert Mountain Road
Cairnbrook, PA 15924

James & Nancy MacRae
503 Anderson Road
Schellsburg, PA 15559

Kenneth & Karen Skone
101 Hickory Avenue
Central City, PA 15926

Scott M. Andrews & Audrey A. Andrews
176 Shaffer Mountain Road
Cairnbrook, PA 15924

Dick B. Lohr & Karen G. Lohr
1159 Hoover Road
Schellsburg, PA 15559

Robin F. & Tammy J. Miller
1035 Ellis Road
Schellsburg, PA 15559

Wilmore Coal Company
509 15th Street
Windber, PA 15963

Vincent Beal
1485 Silver Sunset Drive
Henderson, NV 89052

Michael C. Long
1212 Goe Avenue
Pittsburgh, PA 15212

Robindale Energy Services Inc
224 Grange Hall Road
Armagh, PA 15920

Brian C. & Traci A. Jones
1708 Dager Circle
Harkeysville, PA 19438

Fritz Land Holdings LP
620 South Richard Street
Bedford, PA 15522

Katherine L. Ziegler C/O
Linda Krupnik
1379 Northwyck Court
McLean, VA 22102

Dan Roman
Berwind Corporation
C/O The Wilmore Coal Company
509- 15th Street
Windber, PA 15963

Frank J. Shenigo Trustee
Frank J. Shenigo Revocable
Living Trust
1655 Martin Road
Mogadore, OH 44260

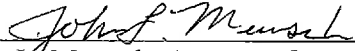
Peter J. Carfley, Esquire
Lavery Law
225 Market Street Suite 304
PO Box 1245
Harrisburg, PA 17109-1245

Office of Consumer Advocate
555 Walnut Street
Fifth Floor, Florum Place
Harrisburg, PA 17101-1923

Bureau of Investigation & Enforcement
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Office of Small Business Advocate
Commerce Tower, Suite 202
300 North Second Street
Harrisburg, PA 17101

Date: November 28, 2016



John L. Munsch, Attorney for
PENNSYLVANIA ELECTRIC COMPANY
800 Cabin Hill Drive
Greensburg, PA 15601
(724) 838-6210