

RECEIVED

Ms. Marlene Broman  
4136 Patterson Rd  
Butler, PA 16002

NOV 24, 2016

DEC 1 2016

Marlene Broman v. West Penn Power Co. RE: C-2015-2485454

PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

PETITION FOR RECONSIDERATION

~~RECEIVED~~

Administrative Law Judge Jeffrey Watson  
301 5th Ave. Suite 220  
Pgh, Pa 15222

NOV 28 2016

Pittsburgh Office of A.L.J.  
Public Utility Commission

History of Proceedings

WPP has consistently asserted the validity in this matter by the PUC. WPP has produced a Vegetation Management Program that is used as a LEGAL document. It far exceeds FERC and NERC requirements. WPP published several VMP documents and changed some of the information each time. I found this quote recently "an item that becomes tradition, practiced long enough, is defended as TRUTH," by anonymous. We have asked several times who verified or approved these requirements. We know WPP printed them.

In 2013 ALJ K. Dunderdale upheld my complaint, I was pleased with her decision and when WPP appealed I did not. My ignorance of the law, allowed the PUC to reverse her decision. This action concerned WPP coming on my property and "flagging" all the growing things: pine trees, fruit trees, shrubs and deciduous trees. They later denied it saying it was not all the trees.

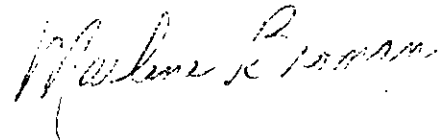
PETITION

My second complaint was about the safety and reliability issues due to the size of the growth of trees and shrubbery at the tower itself. My husband kept it clear for over 35 years but WPP has never trimmed or cut any vegetation there. My son asked for work orders or proof of any maintenance done at the tower. Nothing was ever presented.

This second complaint was not presented at the hearing under ALJ K. Dunderdale. The tower is hundreds of feet from the area near my house. It was not mentioned at that time because the trees and shrubs were on the right side of the of the overhead wires, not near the tower at all. WPP never mentioned the tower, they were more concerned about cutting down the trees near the road, my driveway and "with in the right of way". This was NOT litigated in the first complaint. I paid for a surveyor who came and marked the field where the middle of the tower would be, he then put red flags where the garage and tree were on my driveway. I strongly protest that this was not previously litigated and is the major part of my complaint. If men had to drive back to that tower tomorrow, they would have to clear a path to be able to climb the tower. I had the ROW cut down in October it is clear and accessible back to the tower.

I also want to Petition against The Doctrine of "res judicata" aka claim preclusion as requested by WPP. The fact that 2 ADJ's ruled that WPP did not meet their reasonable and adequate services shows that Complainant was correct in taking legal action. Since I did not have an attorney who specializes in utility law, I was not afforded a full and fair opportunity to litigate this issue. It would also prevent me from any Class Action should one occur over Right of Way matters or other issues.

I would also like to know what remaining claims are denied.



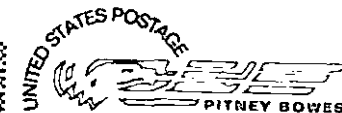
cc, Brian Wauhrop  
Harrisburg, Pa

ALJ J. Watson  
Pgh, Pa.



Commonwealth of Pennsylvania  
Office of Administrative Law Judge  
301 Fifth Ave., Suite 220, Piatt Place  
Pittsburgh, PA 15222

Return Service Requested



02 1P \$ 000.94<sup>0</sup>  
0001995319 NOV 29 2016  
MAILED FROM ZIP CODE 15222

ROSEMARY CHIAVETTA SECRETARY  
PA PUBLIC UTILITY COMMISSION  
PO BOX 3265  
HARRISBURG PA 17105-3265