

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

SLUSSER BROTHERS

v.

PPL ELECTRIC UTILITIES CORPORATION

C-20043944

DOCUMENT

DOCKETED
DEC 29 2004

INTERIM ORDER
SETTING RESOLUTION CONFERENCE

On or about November 2, 2004, Slusser Brothers ("Complainant") filed a complaint against PPL Electric Utilities Corporation ("Respondent"), at the above-captioned docket number. On or about December 14, 2004, Respondent filed an answer to the complaint.

Based upon a review of the information contained in this material, I direct the parties to attempt to resolve this matter themselves. Respondent shall contact Complainant no later than December 30, 2004, to set a mutually convenient time, date and place for Respondent and Complainant to hold a conference about resolving the case. The conference must take place no later than January 13, 2005, unless this is not possible.

Within ten (10) days following the conference, Respondent shall file a short report with Herbert R. Nurick ("Mediator"), setting forth:

- (a) The time, date and place of the conference;
- (b) Who participated for each party;
- (c) A statement whether a full resolution, including withdrawal of complaint, was achieved, and, if not, whether the parties consent to have this case set for mediation by the mediation staff of the Commission; and
- (d) A statement of any issues which have been resolved, if a full resolution was not achieved.

The Commission encourages mediation if the parties cannot reach an agreement through the resolution conference. Mediation is an informal process in which the parties attempt to resolve the case with the help of a mediator. The mediator is a neutral staff member of the Commission who does not give advice, make a decision, or represent any party. Instead, the mediator assists the parties in their efforts to come to an agreement.

If the parties do not reach an agreement on their own, and do not consent to mediate, they are entitled to the hearing process. The hearing process usually includes the presentation of oral testimony and other evidence before a Commission administrative law judge, who will then consider the case and make a written decision to resolve it.

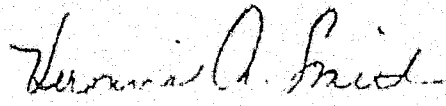
If it is not possible to have the conference by the date set for that purpose, Respondent shall file a report with the Mediator, on or before ten (10) days following the conference due date, giving the reason(s) why the due date could not be met.

In either situation, Respondent must file a report with the Mediator by the applicable due date set forth above.

If you have any questions, you should contact the Mediator. His address and phone number are:

Herbert R. Nurick
P. O. Box 3265
Harrisburg, PA 17105-3265
(717) 783-5428
Email: hnurick@state.pa.us

Date: December 16, 2004


VERONICA A. SMITH
Chief Administrative Law Judge

PARTIES LIST

SLUSSER BROTHERS v. PPL ELECTRIC UTILITIES CORPORATION
C-20043944

SLUSSER BROTHERS
125 NORTH WARREN STREET
WEST HAZELTON PA 18202
570.868.3716

LOUISE A KNIGHT ESQUIRE
SAUL EWING LLP
2 NORTH SECOND STREET 7TH FLOOR
HARRISBURG PA 17101
717.238.7655

GARY L WEBER ESQUIRE
MITCHELL MITCHELL GALLAGHER WEBER SOUTHARD & WISHARD PC
10 WEST THIRD STREET
WILLIAMSPORT PA 17701-6513
570-323-8404

CC: HERB NURICK
DOCKET SECTION

RECEIVED
FEB 24 11:49
SECTION 5 BUREAU

LOUISE A. KNIGHT
Phone: (717) 238-7655
Fax: (717) 257-7580
lknight@saul.com
www.saul.com

February 23, 2005

VIA FIRST CLASS MAIL

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
P.O. Box 3265
Harrisburg, PA 17105-3265

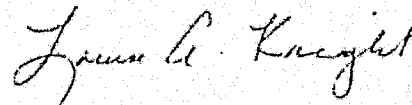
Re: Slusser Brothers v. PPL Electric Utilities Corporation; Docket No. C-20043944;
AMENDED COMPLAINT OF SLUSSER BROTHERS

Dear Mr. McNulty:

Enclosed for filing please find the original and three (3) copies of Slusser Brothers' Amended Complaint with regard to the above-referenced matter. For the convenience of the reader, the new material is highlighted. Nothing in the original pleading has been deleted.

Please date-stamp the extra copy and return in the prepaid envelope. Thank you for your attention in this matter.

Sincerely,



Louise A. Knight

LAK:clj
Enclosure

c: As Per Certificate of Service

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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

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SECRETARY'S OFFICE

Slusser Brothers,

Complainant,

v.

PPL Electric Utilities Corporation,

Respondent.

Docket No. C-20043944

DOCUMENT
FOLDER

APR 14 2005

**AMENDED COMPLAINT
OF SLUSSER BROTHERS
AGAINST PPL ELECTRIC UTILITIES CORPORATION**

Slusser Brothers ("Slusser"), by their counsel, bring the following Amended Complaint against PPL Electric Utilities Corporation ("PPL"):

INTRODUCTION

1. The Complainant is Slusser Brothers with its primary place of business located at 125 North Warren Street, West Hazleton, Pennsylvania 18202, Luzerne County, Pennsylvania. Its mailing address for this matter is Small Mountain Road, Wapwollopen, PA 18660.
2. The Respondent is PPL Electric Utilities Corporation.
3. PPL renders electric service to Slusser Brothers Trucking & Excavating located at Small Mountain Road, Wapwollopen, Pennsylvania 18660.
4. The complaint is that PPL is providing power to Slusser's stone crushing facility at Small Mountain Road known as the Small Mountain Quarry ("the Quarry")

with a voltage drop Slusser considers unacceptable. Power supply to the Quarry has been persistently low for over six years and first occurred following conductor work that PPL performed on Interstate 80.

Slusser further alleges that the tariff rules relied on by PPL to threaten the termination of Slusser's service are unreasonable as they are unilateral and overly broad, and place an undue burden on PPL's customers. Rule 10.B.(2) of PPL's Tariff Electric Pa. PUC. 201, Supplement No. 2 allows the company to terminate a customer if, in PPL's sole judgment, it decides that a customer is impairing service to other customers. (Emphasis added.) It does not require the company to make a clear and convincing showing to the customer being terminated of the basis on which the company is acting. Furthermore, the rule does not contemplate whether the Company's own facilities may be contributing to all or some of the alleged impairment of service and other contributory factors which should be taken into account, such as whether the utility complied with its own internal rules. For example, PPL's Meter and Installation Handbook provides that the company is to specify the voltage and the taps of the transformer to be furnished and installed by the customer to provide the service voltage. In this case, PPL did not specify the voltage or the taps of the new transformer recently installed by Slusser. Based on all of the above, Slusser avers that PPL is threatening Slusser with termination without sufficient justification and that PPL's Rule 10.B(2) is unreasonable.

With respect to Rule 26, this rule incorporates standards by reference (i.e., "Rules for Electric Meter and Service Installation") which have not been reviewed for reasonableness. In this case, PPL's answer refers to RESMI Rule 23, which allegedly states that, in a case where a "customer installs motors that cause large voltage

fluctuations, the customers must either correct the problem or pay the company to correct the problem. The term "large voltage fluctuation" is not defined in the tariff or the Commission's regulations. Slusser asserts that Rule 26, therefore, is unreasonable because it is too vague and does not consider the condition of the company's system.

5. Slusser would like the Pennsylvania Public Utility Commission ("Commission") to (a) place a stay on a disconnection of service order to Small Mountain Quarry currently in place concerning PUC Case # 1703610; and (b) place the onus on PPL to provide a more lasting solution to the issues relating to this service. Slusser believes PPL has not acknowledged a voltage drop problem and new services have been added to this particular line downstream of the quarry. PPL alleges it does not have the responsibility of resolving a problem it did not create.

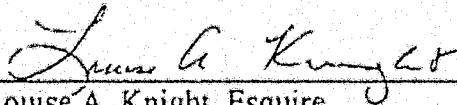
It should be noted that Slusser understands the responsibilities of being a good corporate citizen and as an act of good faith has executed a number of action items in an effort to alleviate some of the service issues with this line. Slusser replaced the main 12kV transformer at the site to a unit with a higher amp rating and a higher inductance rating. Slusser replaced the motor to their secondary crusher (the largest motor at the site) to a motor with a higher inductance rating. Slusser also investigated the possible installation of an adaptive VAR compensator unit at the request of PPL. However, Slusser found it extremely difficult to justify spending what would amount to somewhere in the region of \$200,000 to resolve a problem: (1) that Slusser did not create, and (2) in a manner that may not be conclusive.

Further, Slusser requests that Rules 26 and 10.B (2) of PPL Tariff Electric Pa. P.U.C. 201 be deemed unreasonable and not supportive of PPL's threat to terminate Slusser.

WHEREFORE, the Complainant requests that the Commission: (a) place a stay on a disconnection of service order to Small Mountain Quarry currently in place concerning PUC Case # 1703610; and (b) place the onus on PPL to provide a more lasting solution to the issues relating to this service.

Respectfully Submitted,

SAUL EWING LLP



Louise A. Knight, Esquire

Attorney No. 26167

2 North Second Street, 7th Floor

Harrisburg, PA 17101

Tel: (717) 257-7580

Dated: February 23, 2005

Attorney for Slusser Brothers



October 20, 2004

James Farley
Pennsylvania Public Utility Commission
P.O. BOX 3265
Harrisburg, PA 17105-3265

Dear Mr. Farley,

This letter is PPL Electric Utilities Corporation's ("PPL Electric") response to the informal complaint filed by Mr. William Taney with the Bureau of Consumer Services on June 28, 2004 (Case # 1703610). PPL Electric has determined that Mr. Taney has been experiencing the effects of high-frequency voltage fluctuations (voltage flicker) on his electric service line. This flicker is caused by the operation of rock crushers at Small Mountain Quarry in Dorrance Township. Small Mountain Quarry is owned and operated by Slusser Brothers Trucking & Excavating Company

The voltage flicker caused by the operation of the equipment at the quarry has been measured and recorded, and PPL Electric has determined that the operation of this equipment is impairing the service of other customers supplied by the same electrical facilities. If the quarry wishes to continue to use the electric service provided by PPL Electric, it is the owner's (Slusser Brothers) responsibility to correct this voltage impairment.

PPL Electric has been working with Slusser Brothers to resolve this problem over the past two years. During this time, PPL Electric researched several alternatives that would correct this voltage impairment. Due to the high cost and the significant amount of time needed to implement other solutions, PPL Electric recommended that Slusser Brothers install an adaptive VAR compensator (AVC) to permanently correct this problem. A second alternative presented to the quarry owner was to supply the rock crushers at issue from a separate electric power source, such as a diesel generator. Slusser Brothers has made no progress toward implementing either of these solutions.

Alternatively, Slusser Brothers has decided to install a different motor in one of the rock crushers at issue. This motor has a larger shaft that will increase the total inertia of the crusher, and may reduce the voltage flicker that Mr. Taney is experiencing to acceptable levels. The installation of this motor was to be completed in early September 2004, but has been delayed. The current scheduled installation date is October 23, 2004. PPL Electric has not researched this particular alternative and, therefore, is not certain that the installation of this motor will produce any significant improvement in the voltage flicker produced at the quarry.

PPL Electric has provided ample time for Slusser Brothers to address and correct this voltage flicker problem. PPL Electric expects that Small Mountain Quarry will install its

180 1724 Shirley

proposed motor and perform any other work that may improve or resolve the voltage flicker produced at the site by Monday, October 25, 2004. If the problem is not resolved by that date, PPL Electric will work with the quarry to shut down individual pieces of equipment at the site to bring the voltage flicker to acceptable levels. If Small Mountain Quarry is unable to reduce the voltage flicker to acceptable levels by Monday, November 22, 2004, PPL Electric will discontinue electrical service to Small Mountain Quarry, as provided for under Rule 10B(2)(b) of PPL Electric's Tariff-Electric Pa. P.U.C. No. 201. PPL Electric considers termination of service to be its last resort and will continue to work closely with Slusser Brothers in an attempt to reduce the voltage flicker at Small Mountain Quarry.

Sincerely,

Paul J. Philpott
Regional Project Manager
PPL Electric Utilities Corporation

cc: Paul Yankanich
Operations Manager
Slusser Brothers Trucking & Excavating Co., Inc.

Duffy, Barry

From: Yankanich, Paul
Sent: Tuesday, November 02, 2004 7:04 AM
To: Duffy, Barry
Subject: FW: Small Mountain Quarry, Gettle, PPL, S&C AVC Proposal



Small Mounted
Quarry (A4-596K..)

-----Original Message-----

From: Keating, Scott [mailto:SKeating@sandc.com]
Sent: Thursday, August 19, 2004 9:04 PM
To: Yankanich, Paul; tclingan@gettle.com; Philpott, Paul J
Cc: Cruz, Rolando; Schultz, Mary; Simari, Joe
Subject: Small Mountain Quarry, Gettle, PPL, S&C AVC Proposal

Guys,

We have completed our examination of the power quality data submitted by PPL and the data provided by Tom Clingan at Gettle for the Small Mountain Quarry. Attached is our report and the proposed solution to the transient power problems (flicker) being generated at this facility.

The proposed S&C, 480 volt, 1500 kVAR Adaptive Var Compensator (AVC) will respond within 8 milliseconds to compensate for voltage excursions and limit the voltage drop on the PPL side of the 1500 kVA transformer to 5% or less. The AVC unit operates by continuously monitoring the three-phase system voltages and the line current serving the various motor loads. From this information, the AVC then switches the appropriate amount of capacitors, 15 steps to a maximum of 1500 kVAR, every half cycle on each individual phase as needed. This provides the dynamic reactive power which is required by the variable inductive loads and will limit the voltage fluctuations to the desired level 5% or less.

The S&C AVC unit is designed for exactly for this type of application and disturbance problem. I hope you find this proposal helpful and please let me know if you have any questions regarding the attached report or our recommendations for this application.

Regards,

Scott Keating
 S&C Electric
 570-619-7944

-----Original Message-----

From: Philpott, Paul J [mailto:pjphilpott@pplweb.com]
Sent: Thursday, July 29, 2004 2:39 PM
To: Cruz, Rolando; Keating, Scott
Cc: pyankanich@oldcastlematerials.com; tclingan@gettle.com
Subject: Power quality information for small mountain

Rolando,

Here are the flicker severity and voltage measurements that were taken this morning. I cannot open the .dnt file on my computer, so let me know if you have any problems opening that file. If you do, I will get a paper copy of the data and fax it to you.

Let me know if you need anything else.

Thanks,

Paul J. Philpott

Regional Project Manager
PPL Electric Utilities
344 South Poplar Street
Hazleton, PA 1820-7199

Phone: (570) 459-7430
Fax: (570) 459-7605
email: pjphilpott@pplweb.com

<<SNQ3PHVD1.dnt>>

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S&C ELECTRIC COMPANY

Specialists in Electric Power Switching and Protection

Power Quality Products Division 5251 W. Franklin Drive Franklin, WI 53132-9663 • Telephone (414) 423-8776 • Fax (414) 423-8700

PureWave[®] Power Quality Systems
Proposal A4-596K

For
Gettle/Small Mountain Quarry/PPL

August 18, 2004

Prepared by the
Power Quality Products Division
S&C Electric Company

1. INTRODUCTION

S&C is pleased to submit this proposal for a power quality solution to correct the flicker problem being experienced by Small Mountain Quarry.

1.1 Proposed Solution:

Based upon data submitted by PPL and Small Mountain Quarry, S&C makes the following recommendation for a power quality solution:

To correct the voltage at 5%, or less of nominal at the 12.47 kV Bus, 1500 kVAR of reactive compensation is required. S&C therefore recommends a 1500 kVAR, 480 V, 60 Hz, 15 step PureWave AVC™ system. The pricing offered for the AVC system in this proposal will include the AVC equipment and commissioning only. The AVC is to be installed by the customer (or the customer's contractor). After installation, S&C field technicians will commission the AVC and provide one day of O&M training for the customer.

1.2 Pertinent Information:

- Largest Motors on site (all 460 volts) and their method of starting are as follows:
 - (1) 450 HP (Soft Start)
 - (1) 400 HP Crusher (Auto Transformer Start)
 - (1) 350 HP Crusher (Soft Start)
 - (1) 350 HP (Auto Transformer Start).
- Maximum allowable voltage drop (base on the data submitted) on the PPL side of the 1500 KVA transformer serving Small Mountain Quarry is 5%.
- Largest estimated existing voltage drop (based on the limited data submitted) on the PPL side of the 1500 KVA transformer serving Small Mountain Quarry is 8.3%.

1.3 System Performance and Features

The S&C PureWave AVC is a microprocessor-controlled, thyristor-switched capacitor bank that is connected in shunt with the system requiring compensation. The PureWave AVC will provide the dynamic reactive power required by variable inductive loads.

The PureWave AVC will respond within 8 milliseconds to compensate for voltage excursions or for power factor correction. The PureWave AVC continuously monitors both the three-phase system voltages and the line current serving the various motor loads at Small Mountain Quarry. The PureWave AVC is designed to either maintain a defined voltage, or to minimize the reactive power drawn from the utility supply system by providing individual single-phase compensation. The PureWave AVC microprocessor-based controller updates the switching pattern of the capacitors every half cycle to control the reactive current by varying the reactive power supplied to the system.

To provide input for the control of the PureWave AVC, a 3Φ set of CTs for the PureWave AVC system is required up stream from all the motors to be compensated for in the customer's facilities. This proposal assumes that the CTs will be customer provided. However, S&C can supply the CTs as an option.

1.4 Typical AVC System Layout:

Typical dimensions for a 1500 kVAR, 480 V, 60 Hz, PureWave AVC is shown in Figure 2 below. The height of the system (shown in inches) is for an outdoor AVC. The indoor AVC would be 108 inches high. The 1500 KVAR AVC would consist of 2, 87 inch bays arranged end to end.

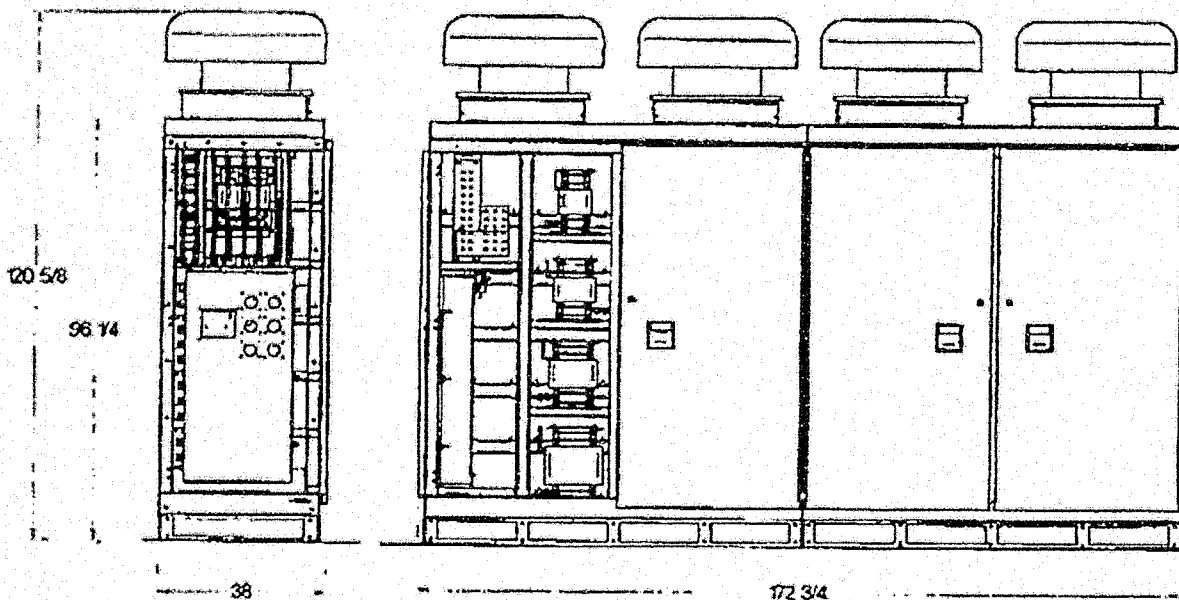


Figure 2: Layout of a PureWave AVC bay.

Dimensions for the Pure Wave AVC will be as indicated on the Table 1 below:

Table 1: AVC Dimensions:

Enclosure line-up	Length	Depth	Height	Weight
1500 kVAR, 480V	174"	38"	121"/108"	10,500 lbs

Note: The AVC enclosure requires access to the front and one end. Please notify S&C at time of order which end is preferred. Height is shown in Table 1 for both an indoor and outdoor system.

2. Scope of Supply

2.1 Responsibilities of S&C Electric Company

Design and Manufacturing:

S&C Electric Company will provide engineering and manufacturing services to supply a PureWave AVC system described in Section 1.1. Commissioning services, and one day of training for end-user personnel immediately following commissioning are included in the pricing.

S&C's engineering and design will be in accordance with U.S. national codes and standards and recognized industry design standards. The AVC does not carry a UL sticker. UL Field Certification can be provided at an additional price.

Commissioning:

Start-up and commissioning services will be provided to confirm the operation of the equipment and overall system performance prior to turning over the AVC to the customer. The cost for S&C's engineering personnel onsite during this commissioning period has been included in the proposal. S&C has not included S&C personnel being on site during the installation, but would be pleased to provide a quotation if desired. The Start-up/Commissioning services provided will include the following:

- Verify mechanical operation of breaker and switches
- Verify electrical operation of breaker and relaying
- Develop procedures for start-up of the equipment
- Ensure PureWave AVC functionality prior to turning the system over to customer
- Perform commissioning test

2.2 Responsibilities of Small Mountain Quarry:

Small Mountain Quarry (or their electrical contractor), will be responsible for the following:

- Providing a disconnect breaker (S&C pricing for a disconnect breaker is offered as an option)
- Off-loading and installing and connection of all equipment
- Furnishing and installing cable/conduit for 120V AVC control circuits
- Furnishing and installing cable and conduit to connect three phases and full neutral of AVC's 480V power cable
- Grounding the AVC unit by stranded bare copper wire to a ground rod, and in accordance with local code requirements
- Providing Pads (or floor space) for the AVC

- Governmental and regulatory permit applications and reviews as required. S&C would provide information and S&C equipment drawings to support the Small Mountain Quarry work effort during this process

3. Representative AVC Experience:

S&C has over 60 AVC systems that are serving utilities and industrial customers. Below is a representative list of applications.

Product	Customer/ Location	Rating	Install Date	Comment
AVC	University ,Seattle, WA	1 x 500 KVAR, 3- Stages @ 480 V	1986	Reactive Power Control
AVC	California Utility	1 x 1.0 MVAR, 3- Stages @ 4.16 kV	1989	Motor starting (Rock Crusher)
AVC	California Utility Tebachapi, CA	2 x 500 KVAR, 3- Stages @ 480 V	1992	Wind Farm Application
AVC	Texas Manufacturer	2 x 750 KVAR, 3- Stages @ 480 V	1992	Fusion Furnace Application
AVC	Coal Mine, West Virginia	1 x 750 KVAR, 3-Stages @ 4.16 kV	1993	Motor Start/Flicker
AVC	Pennsylvania Utility	1 x 2.4 MVAR, 4-Stages @ 12 kV	1995	Reactive Power Management
AVC	Maryland Utility	2 x 2.4 MVAR, 3-Stages @ 12 kV	3/97	Crane Reactive Power Management
AVC	Mississippi Processor	1 x 3.0 MVAR, 4-Stages @ 480 V	9/97	Motor Load/Flicker Control
AVC	Ontario Manufacturer	4x 1.2 MVAR, 4-Stages @ 480 V	4/98	Welding/Flicker Control
AVC	New Jersey Theme Park	1 x 4.7 MVAR, 4-Stages @ 550 V	3/99	LIM Motor/Voltage Support
AVC	Texas Steel Company	1 x 5 MVAR, 4-Stages @ 13.8 kV	2/00	Rolling Mill/Voltage Support
AVC	Ontario car manufacturer	2 x 2.5 MVAR, 4- Stages @ 480 V	11/01	Welding/Flicker Control
AVC	Minneapolis Manufacturer	1 x 6.0 MVAR, 4-Stages @ 600 V	10/02	Reactive Power Control
AVC	Phoenix Arizona	1 x 8.0 MVAR, 4-Stages @ 600V	3/04	Motor Start/Voltage Support
AVC	Orlando Theme Park	1 x 2.5 MVAR, 4-Stages @ 480 V	3/04	LIM Motor/Voltage Support

Individual Contact information for selected customers can be provided upon request.

4. Pricing

S&C proposes to supply the AVC system described complete with start-up and commissioning services and a Two (2)-Year Limited Warranty for the highest degree of customer confidence, maintainability and trouble-free service. The proposed system shall consist of the following equipment:

Item	Description	Qty	Price each	Total Price
1)	PureWave AVC Adaptive VAR Compensator, 1500 kVAR, complete with 4.7th harmonic detuning reactors, capacitors, in a NEMA 3R outdoor enclosure.	1	\$126,500	\$126,500 USD
2)	Commissioning Services/Operator Training to include on-site services for equipment start-up/testing and operations training, including travel and expenses.	Lot	Included	Included
3)	Optional: UL Field Testing Certification.	1	\$16,250	\$16,250 USD
4)	Optional: 1 set of 3, 100:5 Amp, 12.47 KV CTs.	1	\$2200	\$2200 USD
5)	Optional: 2000 Amp Breaker	1	\$9600	\$9600 USD

4. Purchase Order Information and Shipment

Typical lead-time for shipment of an AVC system is four months (subject to plant loading at the time the order is placed). All shipments are FOB factory (freight prepaid and added to invoice). Time for transit must be added to the shipment.

A purchase order should be sent to:

Scott Keating
Territory Manager
S&C Electric Company
PO Box 249
Reeders, PA
18352-0249

Phone: 570-619-7944
Fax: 570-619-7945
Cell: 570-350-7555

610.987.8787
 Fax: 610.987.0445

Power System Associates, Inc.
 37 Crestview Dr. • Fleetwood PA 19522
 www.power-system.com

October 23, 2003

To: Paul Yankovich Small Mountain
 Todd Smith Small Mountain
 Dave Lubetski Small Mountain

Re: Small Mountain Quarry, Dorrance, PA.
 Electrical Power Issues

1. Site Meeting October 16, 2003

Attendees:

Todd Smith Small Mountain Quarry
 Steve Brdaric Eastern Electric Testing
 Jim Stone Power System Associates

Items Reviewed:

The two major issues of concern to the plant are the load on the 1500 KVA transformer and the voltage disturbance on the PPL system that PPL attributes to the facility. Plant personnel would like to install a 300 HP crusher onto the 1500 KVA transformer circuit. A site tour of the major transformer locations was completed. The plant forwarded a one-year history of the PPL billing, a list of the 12KV transformers, a printout of the recent amp recordings on the 1500 KVA transformer, and an e-mail correspondence relative to the PPL voltage complaints. Single line drawings of the facility were not available but PPL may have records because much of the primary facilities were purchased from PPL when it was decided to purchase the power at 12KV service. Plant personnel said that we should contact the PPL representative to get whatever information they have and to find out more about their concerns of the potential flicker problem that they attribute to the quarry. The plant did not have fuse information on the 12KV system except for the main incoming fuses that are 100E, SM-5 std. speed. The largest motors on site (all 460 volts) and their method of starting is as follows:

(1)	450 HP	Soft Start
(2)	400 HP	Auto Transformer Start
(1)	350 HP	Soft Start
(1)	350 HP	Auto Transformer Start

610.987.8787
 Fax: 610.987.0445

The new crusher is to be a 300 HP motor and the plant would like to install it on the existing 1500 KVA transformer. They presently have a wye/delta starter in place that could be used. It is located across the aisle from the 480 volt switchgear which is sourced from the 1500 KVA transformer. It was discussed that it is utility policy that prior to adding major loads, ~~the utility~~ must be notified and that the utility will dictate the method of starting of any large motors. *-no*
 On 10/21 Todd forwarded data from the plant meter on the 1500 KVA transformer. The meter registered 2.43 KW demand and it has a multiplier of 600:1. This reading was close to the reading of 2.59 KW that was noted during the plant tour. Based upon a 2.5 reading times the multiplier yields a demand load of 1500 KW. Using a reasonable assumed power factor of 80% translated to a transformer loading of 1875 KVA.

The recent recording charts of amp readings on the transformer were reviewed. The charts indicted a demand amp reading of around 2300 amps. The amp recording charts show relatively long periods where the current is at this level. This level of current is very close to the 1875 KVA result. Based upon this data, it is concluded the demand load on the transformer is 1875 KVA.

Since the 1500 KVA transformer is loaded above its nameplate rating, additional load should not be installed on the transformer. The bus bars in the switchgear associated with this transformer are rated at 2000 amps. Also, there is no main breaker on this switchgear and there are already six disconnects in service, which is the maximum allowed by the National Electric Code. The code also requires a minimum clearance of 3.5 feet between the switchboard and the starter in addition to other space and entrance door requirements. Changing the transformer to a higher KVA rating and using the existing switchgear will not address all of the above issues. It is recommended that a new transformer sized for the load and any future growth be installed. ~~The detailed design would incorporate this transformer into the present 12 KV system~~ after approval and appropriate studies by PPL. *not officially - no assistance from PPL*
 An another issue on site is the rating of the main 12 KV fuse at the facility. This 100 E fuse was reviewed against the PPL demand loading. The facility maximum demand is about 2400 KW, which is consistent during the months the facility is operating. This demand at a reasonably assumed power factor of 80% yields 139 amps at 12KV. This is close to the maximum continuous current rating of 150 amps for this fuse. Adding additional load without addressing this fuse or even not adding load is risking an unexpected fuse operation at peak loading. ~~The fuse issue requires working with PPL to arrive at a solution.~~

2. PPL phone meeting on 10/21/03

Conference call with Chuck Swinderman and Dan Kalinosky

Chuck is changing roles. The new PPL representative for Small Mountain is Paul Phipott. His phone number is 570.459.7430.

Chuck will have Paul look for any data such as fusing, line conductors etc that can help us in assembling information on the system.

They will check to see if the 100 E fuse is the maximum that can be used at the 12KV service but they need to do their own studies before any fuse changes are made.

They will check to see if there is any data available where they completed a motor starting calculation on the facility.

610.987.8787
Fax: 610.987.0445

Dan completed the metering that he attributes the voltage flicker to the quarry. ~~He didn't think it was due to motor starting but rather due to high torque level from the large motor.~~ He is willing to meet with Small Mountain personnel and us to review his data.

The additional load was discussed and as noted they need to review aspects of loading, fusing and motor starting on their system. The starting point is to contact the PPL customer support team. They will then ask for some information to get the ball rolling. We would be more than happy to assist with this, but it is recommended that someone from Small Mountain make the first call after which we can fill in the details if Small Mountain requests it. The phone number is 800.220.9991.

Prepared by,

James F. Stone PE

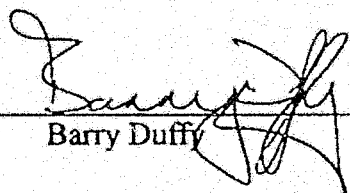
Cc: Steve Brdaric Eastern Electric Testing, Inc

VERIFICATION

I, Barry Duffy, General Manager of Slusser Brothers, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect to be able to prove the same at a hearing held in this matter.

I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities).

Date: 2-17-05



Barry Duffy

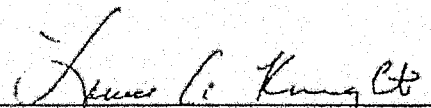
CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participants, listed below, in accordance with the requirements of § 1.54 (relating to service by a participant).

FIRST CLASS MAIL

Gary L. Weber, Esquire
Mitchell Mitchell Gallagher Weber Southard
& Wishard PC
10 West Third St.
Williamsport, PA 17701-6513

Dated this 23rd day of February, 2005.



Louise A. Knight, Esquire

RECEIVED
2005 FEB 24 PM 1:15
SECRETARY'S BUREAU

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

DATE: March 4, 2005
SUBJECT: **Slusser Brothers v. PPL Electric Utilities Corporation; C-20043944**
TO: Commission Document Folder
FROM: Herbert Nurick *HN*
Mediation Coordinator

Pursuant to Chief Administrative Law Judge Smith's Interim Order, dated December 16, 2004, a report has been submitted to the Mediation Unit.

Please include this memo in the official Commission document folder.

pc: OALJ File

DOCKETED
MAR 28 2005

**DOCUMENT
FOLDER**



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

March 14, 2005

In Re: C-20043944

(See attached list)

Slusser Brothers Trucking and Excavating Co., Inc.
v.
PPL Electric Utilities Corporation
Service dispute.

**DOCUMENT
FOLDER**

Hearing Notice

This is to inform you that a hearing on the above-captioned case will be held as follows:

Type: Initial hearing
Date: Monday, May 2, 2005
Time: 10:00 a.m.
Location: Room 318
Scranton State Office Building
100 Lackawanna Avenue
Scranton, Pennsylvania
Presiding: Administrative Law Judge Ember S. Jandebaur
Room 317 Scranton State Office Building
100 Lackawanna Avenue
Scranton, PA 18503
Telephone: (570) 963-4818
Fax: (570) 963-3310

DOCKETED
MAR 18 2005

Attention: You may lose the case if you do not come to this hearing and present facts on the issues raised.

If you intend to file exhibits, 2 copies of all hearing exhibits to be presented into evidence must be submitted to the reporter. An additional copy must be furnished to the Presiding Officer. A copy must also be provided to each party of record.

Individuals representing themselves do not need to be represented by an attorney. All others (corporation, partnership, association, trust or governmental agency or subdivision) must be represented by an attorney. An attorney representing you should file a Notice of Appearance before the scheduled hearing date.

If you are a person with a disability, and you wish to attend the hearing, we may be able to ~~make~~ make arrangements for your special needs. Please call the scheduling office at the Public Utility Commission:

- Scheduling Office: (717) 787-1399.
- AT&T Relay Service number for persons who are deaf or hearing-impaired: 1-800-654-5988.

pc: Judge Jandebaur
Susan Licon
Beth Plantz
Docket Section
Calendar File

PARTIES LIST

SLUSSER BROTHERS v. PPL ELECTRIC UTILITIES CORPORATION
C-20043944

SLUSSER BROTHERS
125 NORTH WARREN STREET
WEST HAZELTON PA 18202
570.868.3716

LOUISE A KNIGHT ESQUIRE
SAUL EWING LLP
2 NORTH SECOND STREET 7TH FLOOR
HARRISBURG PA 17101
717.238.7655

GARY L WEBER ESQUIRE
MITCHELL MITCHELL GALLAGHER WEBER SOUTHARD & WISHARD PC
10 WEST THIRD STREET
WILLIAMSPORT PA 17701-6513
570-323-8404



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

April 14, 2005

C-20043944

PAUL E RUSSELL GENERAL COUNSEL
2 NORTH NINGTH STREET
ALLENTOWN PA 18101-1179

Slusser Brothers
v.
PPL Electric Utilities Corporation

Dear Sir/Madam:

Attached is copy of an amended complaint filed on behalf of the complainant in the above titled proceeding.

Such answer as you desire to make to the amended complaint should be filed in this Office and served upon the complainant within twenty days from receipt of this letter.

Very truly yours,

James J. McNulty
Secretary

cc: ALJ - w/copy of amended complaint
OTS - w/copy of amended complaint

ksb

APR 14 2005

DOCUMENT
FOLDED

RECEIVED
2005 APR 20 12:01
SECRETARY'S BUREAU

April 19, 2005

DOCKETED
JUN 10 2005

VIA E-MAIL AND FIRST CLASS MAIL

Administrative Law Judge Ember S. Jandebour
Pennsylvania Public Utility Commission
100 Lackawanna Avenue, Room 317
Scranton, PA 18503

**DOCUMENT
FOLDER**

Re: Slusser Brothers v. PPL Electric Utilities Corporation; Docket No. C-20043944;
REQUEST FOR CONTINUANCE OF HEARING

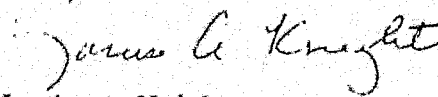
Dear Judge Jandebour:

I represent counsel to Slusser Brothers in the above-captioned matter. The purpose of this letter is to respectfully request a continuance of the hearing presently scheduled for Monday, May 2, 2005 at 10:00 a.m. The reason for this request is that I have had to assume, in addition to my own work load, the work load of my partner, Joseph Malatesta, Jr., who is unable to work for an unspecified amount of time due to personal reasons. Furthermore, we are engaged in settlement negotiations that may obviate the need for a hearing in this matter.

Please be advised that PPL has consented to a continuance, so long as it does not exceed thirty (30) days. I trust that this matter can be rescheduled in late May or early June.

Thank you in advance for your cooperation in this matter. Please feel free to give me a call at (717) 238 7655 if you have any questions regarding this request.

Very truly yours,


Louise A. Knight

c. James J. McNulty, Secretary
Gary L. Weber Esq.

KJR



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

April 20, 2005

In Re: C-20043944

(See letter of 3-14-05)

Slusser Brothers Trucking & Excavating Co., Inc.
v.
PPL Electric Utilities Corporation
Service dispute.

Hearing Cancellation/Reschedule Notice

This is to inform you that the initial hearing on the above-captioned case previously scheduled for May 2, 2005 has been canceled.

The hearing has been rescheduled as follows:

Type: Initial hearing
Date: Friday, June 24, 2005
Time: 10:00 a.m.
Location: Room 318
Scranton State Office Building
100 Lackawanna Avenue
Scranton, Pennsylvania
Presiding: Administrative Law Judge Ember S. Jandebaur
Room 317 Scranton State Office Building
100 Lackawanna Avenue
Scranton, PA 18503
Telephone: (570) 963-4818
Fax: (570) 963-3310

DOCKETED
MAY 05 2005

**DOCUMENT
FOLDER**

Attention: You may lose the case if you do not come to this hearing and present facts on the issues raised.

If you intend to file exhibits, 2 copies of all hearing exhibits to be presented into evidence must be submitted to the reporter. An additional copy must be furnished to the Presiding Officer. A copy must also be provided to each party of record.

Individuals representing themselves do not need to be represented by an attorney. All others (corporation, partnership, association, trust or governmental agency or subdivision) must be represented by an attorney. An attorney representing you should file a Notice of Appearance before the scheduled hearing date.

If you are a person with a disability, and you wish to attend the hearing, we may be able to make arrangements for your special needs. Please call the scheduling office at the Public Utility Commission:

- Scheduling Office: (717) 787-1399.
- AT&T Relay Service number for persons who are deaf or hearing-impaired: 1-800-654-5988.

pc: Judge Jandebaur
Susan Licon
Beth Plantz
Docket Section
Calendar File

*Mitchell
Gallagher*
Attorneys at Law

J. Neafie Mitchell (1919-1996)

C. Edward S. Mitchell
Robert A. Gallagher
Gary L. Weber
Bret J. Southard
Darryl R. Wishard

Email: glw@mngsw.com

May 4, 2005

James McNulty, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

**DOCUMENT
FOLDER**

**RE: Slusser Brothers v. PPL Electric Utilities
Corporation
Docket No. C-20043944**

Dear Secretary McNulty:

Enclosed please find an original and three photocopies of the Answer of PPL Electric Utilities to Amended Formal Complaint of Slusser Brothers for filing in the above-captioned case.

Very truly yours,

**MITCHELL MITCHELL GALLAGHER WEBER
SOUTHARD & WISHARD, P.C.**


Gary L. Weber

GLW:mjb

Enclosures

pc w/encs: Louise Knight, Esquire
Deidre Bilger
Paul Philpott

Mitchell Mitchell Gallagher Weber Southard & Wishard P.C.

www.mngsw.com

10 West Third Street, Williamsport, Pa. 17701-6513
(570) 323-8404 Fax (570) 323-8585

6

or other equipment having widely fluctuating loads. The Company specifies the service characteristics at which such loads will be served and prescribes the maximum inrush or starting currents which can be permitted without interfering with the quality of service for other purposes or to other customers." Complainant failed to comply with this rule prior to installing stone crushing equipment, the operation of which is directly responsible for voltage fluctuations that affect other PPL customers. In addition, pursuant to REMSI Rule 23, in a case where a "customer installs motors that cause large voltage fluctuations, the customer must either correct the problem or pay the company to correct the problem."

It is denied that there any problems with the electric service provided to Complainant by PPL. To the extent that voltage fluctuations affect Complainant and Complainant's neighbors served by PPL, said fluctuations are solely the result of the failure of Complainant to comply with PPL's Tariff and with rules and regulations that are designed to protect the quality of service that PPL is obligated to provide to all of its customers.

Denied that power to Complainant's site has been persistently low for over six years. To the contrary, the service voltage to Complainant's property has always been provided in accordance with PPL's tariff and the regulations of the Pennsylvania Public Utility Commission.

Denied that PPL undertook conductor work on Interstate 80 six years ago. Upon information and belief, Complainant is referring to a service call undertaken by a PPL crew to reinstall a fallen conductor. It is denied that the reinstallation of the conductor in any way affected Complainant's electric service, as suggested in the Complaint.

Denied that PPL's Tariff rules are unreasonable, unilateral, overly broad or place an undue burden on PPL's customers. To the contrary, PPL's Tariff rules relating to termination of a customer's service where the customer's equipment or use thereof may impair the equipment of PPL or the service to other PPL customers are designed to protect the quality and continuity of service to all PPL's customers in accordance with PPL's obligations pursuant to 66 Pa.C.S §1501.

Admitted that PPL Tariff Rule 10.B(2) permits PPL to terminate a customer's electric service where the customer's equipment or use thereof may impair the equipment of PPL or the service to other customers. Said tariff provision was approved by the Commission and is consistent with the Public Utility Code and the Commission's regulations.

By way of further answer, Complainant's assertion that PPL should be required to maintain a tariff provision establishing a "clear and convincing showing" standard for termination of service under the circumstances of this case is not supported by the language of the Public Utility Code, the Commission's regulations or the decisions interpreting the applicable law or regulations. In light of PPL's obligation to provide furnish and maintain adequate, efficient, safe, and reasonable service and facilities to all of its customers, such a requirement would be an unreasonable burden upon PPL in fulfilling its obligation.

Additionally, to the extent that Complainant believes that it is aggrieved by action taken by PPL to protect the quality and continuity of its service to all its customers, Complainant has the right to complain to the Commission pursuant to 66 Pa.C.S. §701 and to present its grievances at a hearing, pursuant to 66 Pa.C.S. §703.

It is denied that PPL's own facilities have contributed to the voltage fluctuations caused by Complainant's operation of its equipment.

Denied that PPL has not complied with its internal rules. Denied that PPL's Meter and Installation Handbook provides that the company is to specify the voltage and taps of the transformer to be furnished and installed by the customer in the case of Complainant's installation. To the contrary, although point of contact requirements are specified by PPL for high voltage installations, the specifications refer only to 69kV and 138kV power transformers and specifically state that the customer may request transformer recommendations from PPL. Said specifications do not apply to Complainant's installation, which is a 12kV installation. By way of further answer, in response to requests by Complainant and its contractor, PPL provided generic tap settings based on limited information that was submitted.

Denied that PPL's requirement that Complainant resolve its problems with its equipment, that have disrupted service to PPL's other customers, and which have resulted in customer complaints, is unreasonable.

Denied that PPL's Tariff contains a Rule 26. To the extent that Complainant intends to refer to Rule 2.G., it is denied that the standards in the REMSI have not been reviewed for reasonableness. To the contrary, said standards are based on IEEE standards that are applied uniformly by all utilities in the United States. Likewise, the determination as to what is considered a large voltage fluctuation is pursuant to the IEEE Std 1453™-2004, a standard that is applied uniformly in the industry.

Denied that Rule 2.G. is unreasonable or vague as it is enforced to establish voltage flicker standards.

5. With respect to the relief demanded, no response is required. With respect to the factual averments set forth in this paragraph, PPL responds as follows:

Denied that PPL issued a disconnection of service order. To the contrary, in response to an informal complaint filed by William Taney with the Bureau of Consumer Services on June 28, 2004 (Case No.: 1703610), PPL advised the Bureau of Consumer Services that it intended to resolve Taney's complaint by working with Slusser Brothers to attempt to reduce the voltage flicker caused by the operation of Complainant's facility, but that if the issue could not be resolved, then PPL would terminate Complainant's service because of its obligation to provide unimpaired service to PPL's other electric service customers. See letter of October 20, 2004 attached hereto as Exhibit "A".

It is denied that PPL has a voltage drop, as set forth above in the response to Paragraph 4 of this Complaint. PPL admits that it is not acknowledging responsibility as there is no voltage drop caused by PPL. As set forth in Paragraph 4, any fluctuation in voltage is due solely to Complainant's conduct in failing to comply with the tariff and the applicable REMSI. It is denied that voltage fluctuations are in any way the result of installation of electric service downstream of Complainant's quarry. To the contrary, said service is primarily residential, which has a negligible impact on voltage and does not cause the fluctuations experienced by other customers in the vicinity of Complainant's facility; said fluctuations have resulted solely from the operation of Complainant's facility.

After reasonable investigation, PPL is without knowledge or information sufficient to form a belief as to whether Slusser Brothers understands its responsibilities to its

neighbors or whether it has acted in good faith in undertaking changes to its facility. Likewise, PPL is without knowledge or information sufficient to form a belief as to whether it took those actions intending to alleviate the voltage fluctuations which it is causing. Upon information and belief, the replacement of the main 12 kV transformer at the site was solely for the purpose of meeting Complainant's other electrical needs and was not intended to, and does not have the effect of, alleviating the voltage fluctuations caused by Complainant.

Admitted that Complainant replaced a motor on a piece of its equipment. Admitted that said replacement has reduced the magnitude of some voltage fluctuations. By way of further answer, said replacement has not eliminated the inappropriate voltage fluctuations and has not brought Complainant into compliance with the tariff and the rules governing its use of electricity. By way of further answer, prior to Complainant undertaking said change, PPL advised Complainant that said change was not likely to result in its compliance with the applicable tariff provisions and the rules.

Admitted that PPL recommended that Complainant install a VAR compensator to permanently correct the problem. It is denied that the cost of said piece of equipment would be \$200,000. It is denied that the installation of said equipment would not provide a conclusive resolution of the voltage fluctuation issue. It is denied that Complainant did not create the problem which it is being asked to correct.

WHEREFORE, PPL Electric Utilities Corporation requests the Commission to deny the relief requested by Complainant and to dismiss the Complaint.

MITCHELL MITCHELL GALLAGHER WEBER
SOUTHARD & WISHARD, P.C.

BY: 

Gary L. Weber
Attorney for Respondent
10 West Third Street
Williamsport, PA 17701
(570) 323-8404
(570) 323-8585 - FAX
glw@mmgsw.com

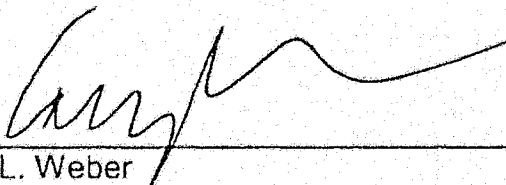
ID #37648

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participants, listed below, in accordance with the requirements of Section 1.54 (relating to service by a participant).

Louise A. Knight, Esquire
7th Floor
Two North 2nd Street
Harrisburg PA 17101
Attorney for Complainant

Dated this 4th day of May, 2005.



Gary L. Weber
Counsel for PPL Electric Utilities Corporation

RECEIVED
05 MAY -5 AM 9:29
P.A.P.U.C.
SECRETARY'S BUREAU

ORIGINAL

June 23, 2005

VIA HAND DELIVERY

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
P.O. Box 3265
Harrisburg, PA 17105-3265

**DOCUMENT
FOLDER**

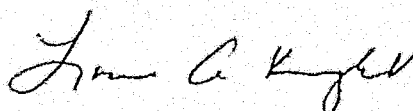
Re: **Slusser Brothers v. PPL Electric Utilities Corporation; Docket No. C-20043944;
CERTIFICATE OF SATISFACTION**

Dear Mr. McNulty:

Enclosed for filing please find the original and three (3) copies of Slusser Brothers' Certificate of Satisfaction with regard to the above-referenced matter.

Please date-stamp the extra copy and return with our courier. Thank you for your attention in this matter.

Sincerely,



Louise A. Knight

LAK:clj
Enclosure

c: Honorable Ember S. Jandebaur (enclosure sent via e-mail and First Class Mail)
Gary L. Weber, Esquire (enclosure sent via e-mail and First Class Mail)

SECRETARY'S BUREAU

JUN 23 PM 6:15

11:30

KJR

54

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

ORIGINAL

RECEIVED
JUN 23 11 15 AM '05
SECRETARY'S BUREAU

Slusser Brothers,

Complainant,

v.

Docket No. C-20043944

PPL Electric Utilities Corporation,

Respondent.

**DOCUMENT
FOLDER**

CERTIFICATE OF SATISFACTION

Pursuant to Section 5 24(b) of the Formal Proceeding Regulations of the Public Utility Commission ("Commission"), 52 Pa. Code § 5.24(b), Slusser Brothers ("Slusser"), the Complainant in the above-captioned matter, hereby submits this Certificate of Satisfaction.

Slusser hereby certifies that it has satisfied the Complaint that is the subject of this proceeding and PPL Electric Utilities Corporation ("Respondent") have memorialized their agreement as to same. The Respondent acknowledges its satisfaction with the resolution of the Complainant.

Slusser has served this Certificate of Satisfaction upon the Respondent as evidenced by the attached Certificate of Service. Unless the Respondent objects within ten (10) days of the filing of this Certificate of Satisfaction, the Commission shall withdraw the Complaint and mark the case closed. The Respondent may object to this Certificate of Satisfaction by writing a letter to the Commission at P.O. Box 3265, Harrisburg, PA 17105-3265 with copies to the Complainant and the Administrative Law Judge.

Respectfully submitted,

Louise A. Knight
Louise A. Knight, Esq.
SAUL EWING, LLP
2 North 2nd Street, 7th Floor
Harrisburg, PA 17102
(717) 238-7655

DOCKETED
JUN 25 2005

Dated: June 23, 2005

Counsel for Complainant
Slusser Brothers

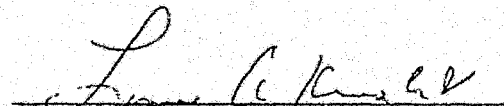
CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the Certificate of Satisfaction upon the participant, listed below, in accordance with the requirements of § 1.54 (relating to service by a participant).

FIRST CLASS MAIL

Gary L. Weber, Esquire
Mitchell Mitchell Gallagher Weber Southard
& Wishard PC
10 West Third St.
Williamsport, PA 17701-6513

Dated this 23rd day of June, 2005.


Louise A. Knight, Esquire

SECRETARY'S BUREAU

2005 JUN 23 PM 1:15

COMMONWEALTH OF PENNSYLVANIA
PUBLIC UTILITY COMMISSION

DATE: June 29, 2005
SUBJECT: C-20043944 Slusser Brothers v. PPL Electric Utilities Corp.
TO: Wanda Zeiders
Docket Management
FROM: Susan Licon, ALJ Support Staff
Office of Administrative Law Judge

DOCUMENT
FOLDER

On June 24, 2005, a Certificate of Satisfaction was filed in the above-captioned proceeding. If no objection is filed to this certificate within 10 days of service, this proceeding will be closed.

All parties should be notified that the case is closed and a copy of that notification placed in the document folder.

Attachment

pc: ALJ Ember Jandebeur
Beth Plantz
Case File

DOCKETED
JUL 6 2005

BE

COPY

June 23, 2005

VIA HAND DELIVERY

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
P.O. Box 3265
Harrisburg, PA 17105-3265

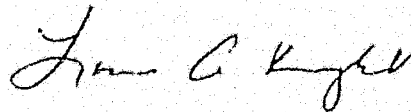
Re: Slusser Brothers v. PPL Electric Utilities Corporation; Docket No. C-20043944;
CERTIFICATE OF SATISFACTION

Dear Mr. McNulty:

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Sincerely,



Louise A. Knight

LAK:clj
Enclosure

c: Honorable Ember S. Jandebaur (enclosure sent via e-mail and First Class Mail)
Gary L. Weber, Esquire (enclosure sent via e-mail and First Class Mail)

SECRETARIAT BUREAU

JUN 23 PM 4:15

JUN 23 2005

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Slusser Brothers,

Complainant,

v.

PPL Electric Utilities Corporation,

Respondent.

Docket No. C-20043944

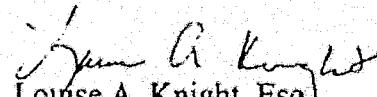
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Respectfully submitted,


Louise A. Knight, Esq.
SAUL EWING, LLP
2 North 2nd Street, 7th Floor
Harrisburg, PA 17102
(717) 238-7655

Dated: June 23, 2005

Counsel for Complainant
Slusser Brothers

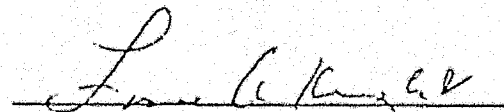
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FIRST CLASS MAIL

Gary L. Weber, Esquire
Mitchell Mitchell Gallagher Weber Southard
& Wishard PC
10 West Third St.
Williamsport, PA 17701-6513

Dated this 23rd day of June, 2005.


Louise A. Knight, Esquire

OALJ Hearing Report

Please Check Those Blocks Which Apply

Docket No:	C-20043944		YES	NO
Case Name:	Slusser Brothers Trucking & Excavating Co, Inc. v PPL Electric Utilities Corporation	Prehearing Held:	<input type="checkbox"/>	<input type="checkbox"/>
		Hearing Held:	<input type="checkbox"/>	<input type="checkbox"/>
		Testimony Taken:	<input type="checkbox"/>	<input type="checkbox"/>
		Transcript Due:	<input type="checkbox"/>	<input type="checkbox"/>
		Hearing Concluded:	<input type="checkbox"/>	<input type="checkbox"/>
Location:	SCR	Further Hearing Needed:	<input type="checkbox"/>	<input type="checkbox"/>
		Estimated Add'l Days:		
Date:	June 24, 2005			
		RECORD CLOSED:	<input type="checkbox"/>	<input type="checkbox"/>
ALJ:	Ember S. Jandebaur	DATE:		
		Briefs to be Filed:	<input type="checkbox"/>	<input type="checkbox"/>
Reporting Firm:	Sargents Court Reporting	DATE:		
		Bench Decision:	<input type="checkbox"/>	<input type="checkbox"/>
<p>RECEIVED JUL 14 2005 PA PUBLIC UTILITY COMMISSION SECRETARY'S BUREAU</p> <p><i>Cancelled waiting settlement for Doc TO approve</i></p>		REMARKS:		

PLEASE PRINT CLEARLY - Incomplete Information may result in delay of processing.

Name and Telephone Number	Address			Who are you representing?
DOCUMENT FOLDER	City	State	Zip	
	Telephone:	E-mail Address:	Fax Number:	
	City	State	Zip	
Telephone:	E-mail Address:	Fax Number:		
	City	State	Zip	
Telephone:	E-mail Address:	Fax Number:		

Check this box if additional parties or attendees appear on back of form.

7/13/05

Reporter's Signature

Note: Completion of this form does not constitute an entry of appearance, see 52 Pa. Code §§1.24 and 1.25.



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

September 6, 2005

C-20043944

SLUSSER BROTHERS
125 NORTH WARREN STREET
WEST HAZLETON PA 18202

DOCUMENT
FOLDER

SLUSSER BROTHERS
v.
PPL ELECTRIC UTILITIES CORPORATION

TO WHOM IT MAY CONCERN:

Please be advised that the Commission has marked closed the above-entitled proceeding.

Very truly yours,

James J. McNulty
Secretary

nvl
cc: All parties of Record
Office of ALJ

DOCKETED
SEP 6 2005