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File #: 166395

March 20, 2017

***VIA E-MAIL & REGULAR MAIL***

Honorable Elizabeth Barnes  
Administrative Law Judge  
PA Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2nd Floor West  
PO Box 3265  
Harrisburg, PA 17105-3265

**Re: Application of PPL Electric Utilities Corporation Under 15 Pa.C.S. § 1511(c) For A Finding And Determination That The Service To Be Furnished By The Applicant Through Its Proposed Exercise Of The Power Of Eminent Domain To Acquire Right-of-Way and Easement Over A Certain Portion Of The Lands Of Dalton Equity, Inc., In West Abington, Lackawanna County, Pennsylvania Is Necessary Or Proper For The Service Accommodation, Convenience, Or Safety of The Public**  
**Docket No. A-2016-2571918**

Your Honor:

PPL Electric Utilities Corporation ("PPL Electric") submits this letter in response to Dalton Equity, Inc.'s ("Dalton Equity") "Request For Reissuance Of Subpoena" to "Williams/Transco." Although Dalton Equity's Request For Reissuance of Subpoena is not directed at PPL Electric, PPL Electric respectfully submits that the Request For Reissuance of Subpoena to Williams/Transco is unnecessary, duplicative, and should be denied for the reasons previously explained in Your Honor's February 15, 2017 Order.

Dalton Equity previously filed an Application for Issuance of a Subpoena to Transcontinental Gas Pipeline Company, LLC ("Transco") on February 1, 2017. Therein, Dalton Equity requested the following documents from Transco: "1) correspondence between PPL and Transco and its affiliated companies, subsidiaries and partners concerning a proposed new natural gas compression station, Station 605, to be located in Clinton Township, Wyoming County; and 2) all contracts, agreements, proposals, letters of intent or similar documents between PPL and Transco and its affiliated companies, subsidiaries, partners, etc., concerning the proposed new natural gas compression station. . . ."

ALLENTOWN HARRISBURG LANCASTER PHILADELPHIA PITTSBURGH PRINCETON WASHINGTON, D.C.

A PENNSYLVANIA PROFESSIONAL CORPORATION

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In the Order issued February 15, 2017, Your Honor denied Dalton Equity's prior Application for Subpoena for two reasons: (1) the request for documents from Transco located in Houston, Texas extended beyond the Pennsylvania Public Utility Commission's subpoena power pursuant to Section 309 of the Public Utility Code, 66Pa.C.S. § 309, and (2) the Application for Subpoena of an out-of-state nonparty was unnecessary because the same documents could be requested from PPL Electric, a party in this proceeding. You Honor concluded that "[t]here is insufficient reason offered to subpoena an out-of-state non-party entity" because "PPL is a party to this action that may have in its possession the same documents, which could be requested through normal discovery requests and motions to compel." (Order Denying Application for Issuance of a Subpoena, p. 4.)

On March 10, 2017, Dalton Equity filed its renewed Request for Reissuance of Subpoena, which merely provided a Pennsylvania address for "Williams/Transco" and requested that a subpoena be issued on the basis that "Williams/Transco" has a physical corporate address located within the Commonwealth. While PPL Electric is unable to confirm the accuracy of this information, and without waiving any objection thereto, Dalton Equity's renewed Request for Reissuance of Subpoena should be denied because it fails to even attempt to address Your Honor's conclusion that the issuance of a subpoena to Transco is unnecessary because Dalton Equity can obtain the requested information from PPL Electric.

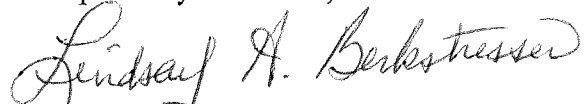
Moreover, Dalton Equity has in fact propounded interrogatories and requests for production of documents on PPL Electric requesting the exact information that Dalton Equity seeks in its renewed Application for a Subpoena to Transco. PPL Electric fully responded to these interrogatories and provided Dalton Equity with the requested documents, including all correspondence and agreements between PPL Electric and Transco regarding the proposed line. In fact, Dalton Equity has admitted that PPL Electric provided the requested information. (Dalton Equity Protest ¶ 5.) Simply because Dalton Equity contends that it has identified a Pennsylvania address for Transco, even if accurate, does not resolve the fact that the request for a subpoena to Transco is completely unnecessary and duplicative of the information already provided to Dalton Equity.

PPL Electric submits that Dalton Equity has failed to establish a need for its Request for Reissuance of Subpoena to Transco when PPL Electric has already provided the requested information to Dalton Equity. Dalton Equity's request serves no purpose other than to improperly burden a prospective PPL Electric customer in violation of 52 Pa. Code § 5.361.

Although Dalton Equity's renewed Request for Reissuance of Subpoena is not directed to PPL Electric, PPL Electric respectfully requests that Your Honor deny Dalton Equity's request for the reasons explained above, as well as those explained in Your Honor's February 15, 2017 Order.

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Respectfully submitted,



Lindsay A. Berkstresser

LAB/jl

cc: Certificate of Service  
Rosemary Chiavetta, Secretary (*via E-Filing*)

**CERTIFICATE OF SERVICE**

**(Docket No. A-2016-2571918)**

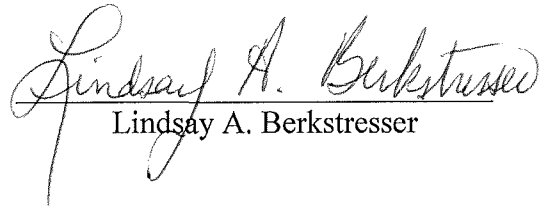
**(Docket No. A-2016-2571923)**

I hereby certify that a true and correct copy of the foregoing has been served upon the following persons, in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

**VIA E-MAIL & FIRST CLASS MAIL**

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Date: March 20, 2017

  
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