

February 12, 2018

Rosemary Chiavetta, Secretary PA Public Utility
Commission Commonwealth Keystone Bldg.
400 North Street
Harrisburg, PA 17120

Re: Application of Transource Pennsylvania,
LLC Filed Pursuant to 52 Pa. Code Chapter 57,
Supchapter G, for Approval of the Siting and
Construction of the 230 kV Transmission Line
Associated with the Independence Energy
Connection-East Project in Portions of York
County, Pennsylvania

Docket No. A-2017-2640195

PROTEST

Pursuant to 52 Pa. Code Sections 5.51, *et seq.* and 66 Pa. C. S. Sections 1101, *et seq.*, Barron Shaw and Jana Shaw file this Protest to the Application of Transource Pennsylvania, LLC (Transource) for Siting and Construction of the Independence Energy Connection East Project (IEC-East). In support of this Protest, Barron Shaw and Jana Shaw, husband and wife, aver as follows:

1. The name and contact information of the Protestant is as follows:

Barron and Jana Shaw
445 Salt Lake Rd.
Fawn Grove, PA 17321

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SECRETARY'S BUREAU

2. Barron and Jana Shaw have a legitimate interest in this case:
 - 2.1. Barron and Jana Shaw, residents of Pennsylvania, operate Shaw Orchards, a Pennsylvania business and family farm located on the Mason Dixon line, for which an easement would be required on the same property located in Maryland to construct the IEC-East.
 - 2.2. Income taxes earned by Barron and Jana Shaw, including all taxable income from Shaw Orchards are paid solely to the state of Pennsylvania.

- 2.3. Payroll and unemployment taxes incurred by Shaw Orchards are paid to Pennsylvania.
- 2.4. Shaw Orchards employs over two dozen residents of Pennsylvania who could adversely be affected by any business loss due to the project.
- 2.5. Shaw Orchards is a large customer of electricity from Met-Ed, and therefore concerned about the possible effects on rates if additional electricity is distributed out of state.

3. The following concerns and their effects on Shaw Orchards must be considered by the Commission in its determination on the Siting Application:

- 3.1. The safety of the proposed high voltage line. There are legitimate concerns that new federal food safety regulations are inconsistent with the Applicant's contention that the Project is compatible with agriculture. Moreover, because Shaw Orchards relies heavily on pick-your-own business, there are concerns regarding the safety of customers, including frequent school tours.
- 3.2. Landscape and Scenic areas. The pick-your-own fields of Shaw Orchards are currently one of the most pastoral and remote destinations for pick-your-own customers. The potential effects on the viewshed are entirely inconsistent with the nature of the pick-your-own business, and represent a clear and present danger to the survival of the business.
- 3.3. Historical and Cultural impacts. Shaw Orchards has been a landmark on the Mason Dixon Line since 1909, featuring four generations in the same family.
 - a) The family has lived on the same land since 1841 when Jacob Yost purchased the land with a deed that is still visible in the Shaw home.
 - b) The family's colonial home was built in 1862 during the Civil War, and stands as an architectural landmark used in home tours of the area.
 - c) The historical significance of the Mason Dixon Line is accessible to farm visitors who enjoy picking fruit from fields that span both North and South, on either side of the line, and visiting Crown Stone 40, one of the last remaining original stones located several hundred yards from the orchard.

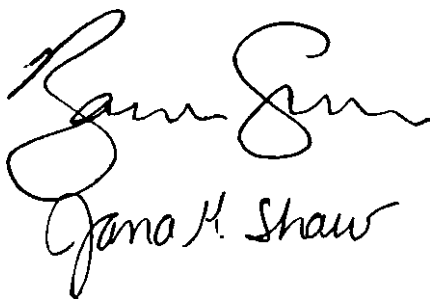
4. Barron and Jana Shaw are greatly concerned that their business will be immediately and irreparably harmed by the construction of the IEC-East.

This concern stems partially, though not exclusively, from the following facts:

- 4.1. Shaw Orchards derives approximately half of all gross receipts from direct-to-customer sales, with the majority of those receipts derived from the operation of pick-your-own fruit and berries.
- 4.2. The success of the business is based largely on the customer experience associated with the rural setting and character of the land.
- 4.3. Future income losses from damage to trees incurred from construction of the lines would not be adequately covered because of the long lead time associated with orchards.

WHEREFORE, Barron and Jana Shaw respectfully request that the Pennsylvania Utilities Commission deny the Application for Siting and Construction associated with the Independence Energy Connection East.

Respectfully submitted,



Jana M. Shaw

**BEFORE THE PENNSYLVANIA PUBLIC UTILITY
COMMISSION**

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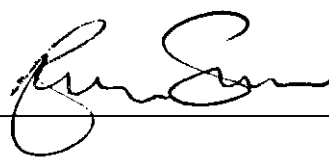
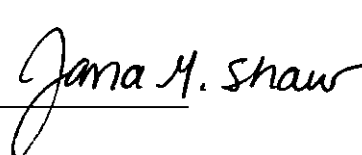
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VERIFICATION

I, Barron and Jana Shaw,

hereby state that the facts above set forth are true and correct (or 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 / 12 / 2018

Signature:  

Address:

445 Salt Lake Rd.

Fawn Grove, PA 17321