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Lindsay A. Berkstresser

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717-612-6021 Direct  
717-731-1985 Direct Fax  
File #: 165402

February 16, 2018

**VIA HAND DELIVERY**

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street, 2nd Floor North  
P.O. Box 3265  
Harrisburg, PA 17105-3265

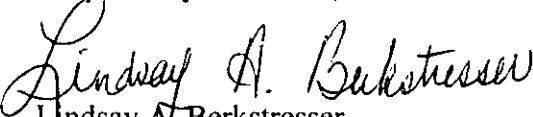
**Re: Application of PPL Electric Utilities Corporation Under 15 Pa.C.S. § 1511(c) for a Finding and Determination that the Service to be Furnished by the Applicant through Its Proposed Exercise of the Power of Eminent Domain to Acquire Right-of-Way and Easement over a Certain Portion of the Lands of Bryan S. Lebo and Dwayne C. Lebo in Upper Allen Township in Cumberland County, Pennsylvania is Necessary or Proper for the Service, Accommodation, Convenience, or Safety of the Public - Docket No. A-2017-2634169**

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Dear Secretary Chiavetta:

Enclosed for filing is the Petition for Leave to Withdraw and Terminate the Application of PPL Electric Utilities Corporation to Exercise the Power of Eminent Domain to Acquire an Easement and Right-of-Way Across the Property of Bryan S. Lebo and Dwayne C. Lebo, in the above-referenced proceeding. Copies will be provided as indicated on the Certificate of Service.

Respectfully submitted,

  
Lindsay A. Berkstresser

LAB/jl  
Enclosures

cc: Honorable David A. Salapa  
Honorable Benjamin J. Myers  
Certificate of Service

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

A PENNSYLVANIA PROFESSIONAL CORPORATION

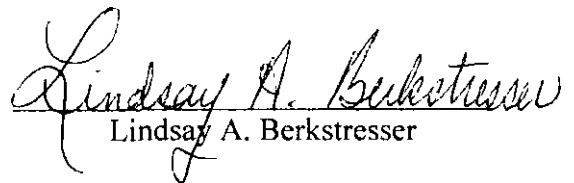
**CERTIFICATE OF SERVICE**

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 FIRST CLASS MAIL**

Bryan S. Lebo  
Dwayne C. Lebo  
1704 Fisher Road  
Mechanicsburg, PA 17055

Date: February 16, 2018

  
Lindsay A. Berkstresser

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**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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 :       Docket No. A-2017-2634169  
Proposed Exercise of the Power of Eminent :  
Domain to Acquire Right-of-Way and Easement :  
over a Certain Portion of the Lands of **Bryan S. :  
Lebo and Dwayne C. Lebo** in Upper Allen :  
Township in Cumberland County, Pennsylvania :  
is Necessary or Proper for the Service, :  
Accommodation, Convenience, or Safety of the :  
Public :

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**PETITION FOR LEAVE TO WITHDRAW AND TERMINATE  
THE APPLICATION OF PPL ELECTRIC UTILITIES CORPORATION  
TO EXERCISE THE POWER OF EMINENT DOMAIN TO ACQUIRE AN  
EASEMENT AND RIGHT-OF WAY ACROSS THE PROPERTY OF  
BRYAN S. LEBO AND DWAYNE C. LEBO**

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**TO ADMINISTRATIVE LAW JUDGES  
DAVID A. SALAPA AND BENJAMIN J. MEYERS:**

PPL Electric Utilities Corporation (“PPL Electric”) hereby petitions, pursuant to 52 Pa. Code §§ 1.82 and 5.94(c), for leave to withdraw and terminate the “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 Bryan S. Lebo and Dwayne C. Lebo in Upper Allen Township in Cumberland County, Pennsylvania is Necessary or Proper for the Service, Accommodation, Convenience, or Safety of the Public” (“Lebo Condemnation Application”). In support thereof, PPL Electric states:

1. PPL Electric is a public utility and electric distribution company subject to the regulatory jurisdiction of the Commission. PPL Electric furnishes electric distribution, transmission and supplier of last resort services to approximately 1.4 million customers in a service area that includes approximately 10,000 square miles covering all or portions of twenty-nine counties in eastern and central Pennsylvania. PPL Electric's principal offices are located at Two North Ninth Street, Allentown, PA 18101-1179.

2. On November 14, 2017, PPL Electric filed and served the Lebo Condemnation Application, which was docketed at Docket No. A-2017-2634169.<sup>1</sup>

3. On January 9, 2018, a Notice was issued for the Lebo and Strock Condemnation Applications scheduling a consolidated Initial Prehearing Conference before Administrative Law Judges David A Salapa and Benjamin J. Meyers (the "ALJs") on Tuesday, February 13, 2018, at 10:00 AM in Room 5, Commonwealth Keystone Building, 400 North Street, Harrisburg, Pennsylvania 17120.

4. On January 10, 2018, the ALJs issued a Prehearing Conference Order directing the parties to, among other things, file a Prehearing Conference Memorandum pursuant to 52 Pa. Code § 5.222(d).

5. The Initial Prehearing Conference was held before the ALJs on February 13, 2018. On February 13, 2018, the ALJs issued an Order reassigning the Lebo and Strock

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<sup>1</sup> Also on November 14, 2017, PPL Electric filed and served the "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 Barry and Linda Strock in Upper Allen Township in Cumberland County, Pennsylvania is Necessary or Proper for the Service, Accommodation, Convenience, or Safety of the Public" ("Strock Condemnation Application"), which was docket at Docket No. A-2017-2634177.

Condemnation Applications to the Commission's Bureau of Technical Utility Services for further action.

6. As of the date of this petition, no party has intervened, protested, or otherwise formally opposed the Lebo Condemnation Application.

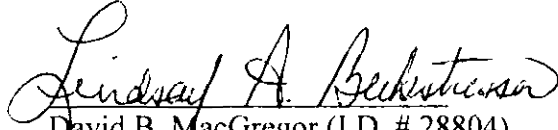
7. On January 24, 2018, PPL Electric and Bryan S. Lebo and Dwayne C. Lebo executed an agreement by which Bryan S. Lebo and Dwayne C. Lebo conveyed to PPL Electric a right-of-way and easement over and across the land that is the subject of the Lebo Condemnation Application.

8. The above-mentioned right-of-way and easement agreement renders the Lebo Condemnation Application unnecessary.

9. Pursuant to Sections 1.82 and 5.94(c) of the Regulations of the Pennsylvania Public Utility Commission, 52 Pa. Code §§ 1.82 and 5.94(c), PPL Electric seeks to withdraw and terminate the Lebo Condemnation Application in its entirety.

WHEREFORE, PPL Electric Utilities Corporation respectfully requests that Pennsylvania Public Utility Commission permit PPL Electric to withdraw the unopposed Lebo Condemnation Application and terminate the proceeding docketed at Docket No. A-2017-2634169 in its entirety.

Respectfully submitted,



David B. MacGregor (I.D. # 28804)  
Lindsay A. Berkstresser (ID # 318370)  
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Kimberly A. Klock (I.D. #89716)  
PPL Services Corporation  
Two North Ninth Street  
Allentown, PA 18101  
Voice: 610-774-5696  
Fax: 610-774-6726  
E-mail: kklock@pplweb.com

Dated: February 16, 2018

Attorneys for PPL Electric Utilities Corporation

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**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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 : Docket No. A-2017-2634169  
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**PROPOSED ORDER**

AND NOW, in consideration of the Petition for Leave to Withdraw and Terminate filed on February 16, 2018, by PPL Electric Utilities Corporation in the above-captioned matter,

IT IS ORDERED:

1. That the Petition for Leave to Withdraw and Terminate filed by PPL Electric Utilities Corporation is granted, consistent with this Order.
2. That the 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 **Bryan S. Lebo and Dwayne C. Lebo** in Upper Allen Township in Cumberland County, Pennsylvania is Necessary or Proper for the Service, Accommodation, Convenience, or Safety of the Public, at Docket No. A-2017-2634169 is withdrawn.

3. That the Commission shall mark Docket No. A-2017-2634169 closed.

\_\_\_\_\_  
Date

\_\_\_\_\_  
David A. Salapa  
Administrative Law Judge

\_\_\_\_\_  
Benjamin M. Myers  
Administrative Law Judge

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**VERIFICATION**

I, David Gladey being the Director of Asset Management at PPL Electric Utilities Corporation, 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 PPL Electric Utilities Corporation 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: February 8, 2018



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