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File #: 144497

October 12, 2018

**VIA ELECTRONIC FILING**

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

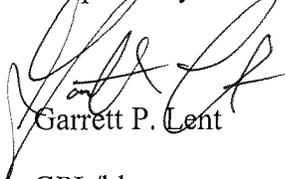
**Re: Application of Duquesne Light Company filed Pursuant to 15 Pa. C.S. § 1511(c) for a Finding and Determination that the Service to be Furnished by the Applicant Through its Proposed Exercise of the Power of Eminent Domain to Acquire a Certain Portion of the Lands of Cathleen L. Scott in Plum Borough, Allegheny County, Pennsylvania for the Siting and Construction of the 138 kV Transmission Lines Associated with the Universal-Plum Project in Penn Hills, Monroeville, and Plum Borough, Allegheny County, Pennsylvania Is Necessary or Proper for the Service, Accommodation, Convenience or Safety of the Public Docket No. A-2018-3000708; Docket No. A-2018-3000768**

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Dear Secretary Chiavetta:

Enclosed for filing in the above matter, please find the Petition for Leave to Withdraw and Terminate the Application of Duquesne Light Company to Exercise the Power of Eminent Domain to acquire an Easement and Right of Way Across the Property of Cathleen L. Scott at Docket No. A-2018-3000768. Copies will be provided as indicated on the Certificate of Service.

Respectfully submitted,



Garrett P. Lent

GPL/kl  
Enclosures

cc: Honorable Conrad A. Johnson  
Certificate of Service

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Duquesne Light Company filed :  
Pursuant To 15 Pa.C.S. §1511(c) for a Finding : Docket No. A-2018-3000708  
and Determination that the Service to be : Docket No. A-2018-3000768  
Furnished by the Applicant through its :  
Proposed Exercise of the Power of Eminent :  
Domain to Acquire a Certain Portion of the :  
Lands of **Cathleen L. Scott** in Plum Borough, :  
Allegheny County, Pennsylvania for the Siting :  
and Construction of the 138 kV Transmission :  
Lines Associated with the **Universal-Plum** :  
**Project** in Penn Hills, Monroeville, and Plum :  
Borough, Allegheny 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 DUQUESNE LIGHT COMPANY  
TO EXERCISE THE POWER OF EMINENT DOMAIN TO ACQUIRE AN  
EASEMENT AND RIGHT OF WAY ACROSS THE PROPERTY OF  
CATHLEEN L. SCOTT**

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**TO THE HONORABLE ADMINISTRATIVE LAW JUDGE CONRAD A. JOHNSON:**

Duquesne Light Company (“Duquesne Light”) hereby petitions, pursuant to 52 Pa. Code §§ 1.82 and 5.94(c), for leave to withdraw and terminate the “Application of Duquesne Light Company filed Pursuant To 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 a Certain Portion of the Lands of **Cathleen L. Scott** in Plum Borough, Allegheny County, Pennsylvania for the Siting and Construction of the 138 kV Transmission Lines Associated with the **Universal-Plum Project** in Penn Hills, Monroeville, and Plum Borough, Allegheny County, Pennsylvania Is Necessary or Proper for the Service,

Accommodation, Convenience or Safety of the Public” at Docket No. A-2018-3000768 (“Scott Condemnation Application”). In support thereof, Duquesne Light states:

1. Duquesne Light is a public utility and electric distribution company subject to the regulatory jurisdiction of the Commission. Duquesne Light furnishes electric service to approximately 600,000 customers throughout its certificated service territory, which includes all or portions of Allegheny and Beaver Counties and encompasses approximately 800 square miles in western Pennsylvania. Duquesne Light’s principal offices are located at 2825 Beaver Avenue, Pittsburgh, PA 15233.

2. On March 23, 2018, Duquesne Light filed and served the Scott Condemnation Application, which was docketed at Docket No. A-2018-3000768.<sup>1</sup>

3. On April 2, 2018, a Notice was issued for the Scott Condemnation Application and the Full Siting Application, scheduling a consolidated Initial Prehearing Conference before Administrative Law Judge Conrad A. Johnson (the “ALJ”) on Friday, June 25, 2018, at 10:00 AM in the 2<sup>nd</sup> Flooring Hearing Room, Piatt Place, Suite 220, 301 Fifth Avenue, Pittsburgh, PA 15222.

4. Also on April 2, 2018, the ALJ 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 ALJ on June 15, 2018. Ms. Scott appeared at the Initial Prehearing Conference.

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<sup>1</sup> Also on March 23, 2018, Duquesne Light filed the Application of Duquesne Light Company for Approval of the Siting and Construction of the 138 kV Transmission Lines Associated with the Universal-Plum Project in Penn Hills, Monroeville, and Plum Borough, Allegheny County, Pennsylvania, which was docketed at Docket No. A-2018-3000708 (“Full Siting Application”). The Scott Condemnation Application was consolidated with this proceeding.

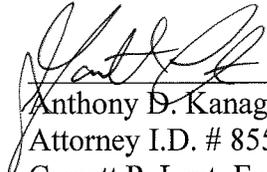
6. Duquesne Light has obtained all necessary real estate rights with respect to the Scott property, which renders the Scott Condemnation Application unnecessary.

7. 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), Duquesne Light seeks to withdraw and terminate the Scott Condemnation Application in its entirety.

WHEREFORE, Duquesne Light Company respectfully requests that Pennsylvania Public Utility Commission permit Duquesne Light to withdraw the Scott Condemnation Application and terminate the proceeding docketed at Docket No. A-2018-3000768 in its entirety.

Respectfully submitted,

Tishekia E. Williams, Esquire  
Attorney I.D. #208997  
Michael Zimmerman, Esquire  
Attorney I.D. # 323715  
Duquesne Light Company  
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Date: October 12, 2018

Counsel for Duquesne Light Company

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Duquesne Light Company filed :  
Pursuant To 15 Pa.C.S. §1511(c) for a Finding : Docket No. A-2018-3000708  
and Determination that the Service to be : Docket No. A-2018-3000768  
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Lines Associated with the **Universal-Plum** :  
**Project** in Penn Hills, Monroeville, and Plum :  
Borough, Allegheny County, Pennsylvania Is :  
Necessary or Proper for the Service, :  
Accommodation, Convenience or Safety of the :  
Public. :

**PROPOSED ORDER**

AND NOW, in consideration of the Petition for Leave to Withdraw and Terminate filed on October 12, 2018, by Duquesne Light Company in the above-captioned matter,

**IT IS ORDERED:**

1. That the Petition for Leave to Withdraw and Terminate filed by Duquesne Light Company is granted, consistent with this Order.
2. That the Application of Duquesne Light Company filed Pursuant To 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 a Certain Portion of the Lands of **Cathleen L. Scott** in Plum Borough, Allegheny County, Pennsylvania for the Siting and Construction of the 138 kV Transmission Lines Associated with the **Universal-Plum Project** in Penn Hills, Monroeville, and Plum Borough, Allegheny County, Pennsylvania Is

Necessary or Proper for the Service, Accommodation, Convenience or Safety of the Public at

Docket No. A-2018-3000768 is withdrawn.

3. That the Commission shall mark Docket No. A-2018-3000768 closed.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Conrad A. Johnson  
Administrative Law Judge

## 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 E-MAIL AND FIRST CLASS MAIL:

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Sampson Morris Group  
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Pittsburgh, PA 15219

Matthew J. Fearing  
United States Steel Corporation  
U.S. Steel Tower  
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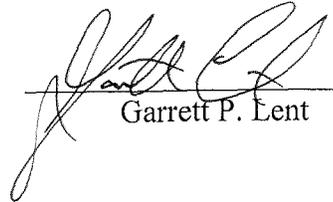
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Parkway Associates  
4117 Old William Penn Highway  
Murrysville, PA 15668-1920

Date: October 12, 2018



Garrett P. Lent