

COMMONWEALTH OF PENNSYLVANIA



OFFICE OF CONSUMER ADVOCATE

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January 31, 2020

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Re: Application of Transource Pennsylvania, LLC for approval of the Siting and Construction of the 230 kV Transmission Line Associated with the Independence Energy Connection - East and West Projects in portions of York and Franklin Counties, Pennsylvania.
Docket Nos. A-2017-2640195 and A-2017-2640200

Petition of Transource Pennsylvania, LLC for a finding that a building to shelter control equipment at the Rice Substation in Franklin County, Pennsylvania is reasonably necessary for the convenience or welfare of the public.
Docket No. P-2018-3001878

Petition of Transource Pennsylvania, LLC for a finding that a building to shelter control equipment at the Furnace Run Substation in York County, Pennsylvania is reasonably necessary for the convenience or welfare of the public.
Docket No. P-2018-3001883

Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of various landowners in York and Franklin Counties, Pennsylvania for the siting and construction of the 230 kV Transmission Line associated with the Independence Energy Connection – East and West Projects as necessary or proper for the service, accommodation, convenience or safety of the public.
Docket No. A-2018-3001881, *et al.*

Dear Secretary Chiavetta:

Enclosed please find the Office of Consumer Advocate's January 31, 2020 Status Report Update in the above-referenced proceedings.

Copies have been served on the parties as indicated on the enclosed Certificate of Service.

Rosemary Chiavetta, Secretary

January 31, 2020

Page 2

Respectfully submitted,

/s/ Darryl A. Lawrence

Darryl A. Lawrence

Senior Assistant Consumer Advocate

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Enclosures:

cc: The Honorable Elizabeth Barnes, ALJ
The Honorable Andrew M. Calvelli, ALJ
Certificate of Service

*283302

CERTIFICATE OF SERVICE

Application of Transource Pennsylvania, LLC for Approval of the Siting and Construction of the 230 kV Transmission Line Associated with the Independence Energy Connection – East and West Projects in portions of York and Franklin Counties, Pennsylvania : : Docket Nos. A-2017-2640195 A-2017-2640200

Petition of Transource Pennsylvania, LLC for a finding that a building to shelter control equipment at the Rice Substation in Franklin County, Pennsylvania is reasonably necessary for the convenience or welfare of the public : : Docket No. P-2018-3001878

Petition of Transource, Pennsylvania, LLC for a finding that a building to shelter control equipment at the Furnace Run Substation in York County, Pennsylvania is reasonably necessary for the convenience or welfare of the public : : Docket No. P-2018-3001883

Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of various landowners in York and Franklin Counties, Pennsylvania for the siting and construction of the 230 kV Transmission Line associated with the Independence Energy Connection – East and West Projects as necessary or proper for the service, accommodation, convenience or safety of the public : : Docket Nos. A-2018-3001881 et al.

I hereby certify that I have this day served a true copy of the following document, the Office of Consumer Advocate’s January 31, 2020 Status Report Update, upon parties of record in this proceeding in accordance with the requirements of 52 Pa. Code Section 1.54 (relating to service by a participant), in the manner and upon the persons listed below:

Dated this 31st day of January 2020.

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Dated: January 31, 2020
*283303

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Transource Pennsylvania LLC :
for Approval of the Siting and Construction :
of the 230 kV Transmission Line Associated : Docket Nos. A-2017-2640195
with the Independence Energy Connection - : A-2017-2640200
East and West Project in Portions of York and :
Franklin Counties, Pennsylvania :

Petition of Transource Pennsylvania, LLC for :
a Finding that a Building to Shelter Control :
Equipment at the Rice Substation in Franklin : Docket No. P-2018-3001878
County, Pennsylvania is Reasonably Necessary :
For the Convenience or Welfare of the Public :

Petition of Transource Pennsylvania, LLC for :
a Finding that a Building to Shelter Control :
Equipment at the Furnace Run Substation in : Docket No. P-2018-3001883
York County, Pennsylvania is Reasonably :
Necessary For the Convenience or Welfare of :
the Public :

Application of Transource Pennsylvania, LLC :
for Approval to Acquire a Certain Portion of :
the Lands of Various Landowners in York and :
Franklin Counties, Pennsylvania for the Siting :
and Construction of the 230 kV Transmission : Docket No. A-2018-3001881,
Line Associated with the Independence Energy : *et al.*
Connection – East and West Projects as :
Necessary or Proper for the Service, :
Accommodation, Convenience or safety of the :
Public :

THE OFFICE OF CONSUMER ADVOCATE'S
JANUARY 31, 2020 STATUS UPDATE

On November 7, 2019, Administrative Law Judges Elizabeth H. Barnes and Andrew M. Calvelli (Judges Barnes and Calvelli) issued the 12th Prehearing Order (Order) in this consolidated matter. In that Order, Judges Barnes and Calvelli instructed the Parties to provide a status update by January 31, 2020 on various issues in this case. In accord with the Order, the Office of Consumer Advocate (OCA) provides the following information.

Specifically, the Order instructed the Parties to provide an update on the following list of issues.

- a) The status of the Joint/Amended Application(s) for the East Project.

Response: Transource and PPL submitted the Amended Application to the Commission on January 29, 2020.

- b) The need, if any, to conduct additional discovery for the East Project, including an estimate of the types of discovery and the timing to complete such discovery.

Response: Based on a preliminary review of the Amended Application, the OCA submits that two additional rounds of discovery will be needed. This estimate is based on the assumption that full and complete responses will be provided to such discovery within the 10-day response period. The types of discovery are anticipated to be related to the updated cost and benefit numbers for the Alternative East Project. The OCA wishes to be clear that this is only an estimate. Additional issues may arise that could require further inquiry after the initial responses are received and/or after the public has been properly notified and any additional protests have been filed. The OCA will endeavor to commence discovery in a timely fashion once the Amended Application has been thoroughly reviewed.

- c) The status of settlement discussion for the West Project.

Response: The OCA has not been a party to any of the settlement discussions in this matter.

Accordingly, the OCA has no relevant information to provide on this issue.

- d) The need, if any, to conduct additional evidentiary hearings on the reliability issues, including a proposed date or dates for any such hearings.

Response: Additional evidentiary hearings on need for the Project will be necessary.

Transource has various pieces of witness testimony relating to potential reliability violations that have yet to be entered into the record. The OCA currently believes that several of these testimonies could likely be entered into the record without the need for cross examination by the OCA. Specifically, however, the OCA will have cross examination for these prior testimonies sponsored by Mr. Herling and Mr. Horger. Similarly, the OCA will likely have cross examination for several of the witnesses who have sponsored current testimony as to the Amended Application.

As Your Honors are aware, OCA witness Peter Lanzalotta has retired. At the present time, subject to a more complete review of the Amended Application and in the interest of moving this matter along, the OCA does not believe that responsive testimony from the OCA or the addition of a new OCA witness will be necessary. As such, the OCA has consulted with Counsel for Stop Transource Franklin County and proposes May 19 and 20 for these further evidentiary hearings.

- e) Any other procedural issues that the Parties need to address.

Response: In keeping with the timeframes set out in the 10th and 11th Prehearing Orders, the OCA submits that a minimum of 30 days should be allotted for both main and reply briefs in this matter following the close of the evidentiary record.

Respectfully Submitted,

/s/Darryl A. Lawrence

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