

April 19, 2021

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

Petition of PECO Energy Company for a Finding
Of Necessity Pursuant to 53 P.S. § 10619 that the
Situation of Two Buildings Associated with a Gas
Reliability Station in Marple Township, Delaware
County Is Reasonably Necessary for the
Convenience and Welfare of the Public
Docket No. P-2021-3024328

Dear Secretary Chiavetta,

Enclosed please find my Prehearing Memorandum in the above-referenced proceeding.

Copies have been served per the attached Certificate of Service.

Respectfully submitted,
/s/
William D. Lenahan

cc by eService: Honorable Emily I. DeVoe, ALJ

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of PECO Energy Company for a Finding :
Of Necessity Pursuant to 53 P.S. § 10619 that the :
Situation of Two Buildings Associated with a Gas : P-2021-3024328
Reliability Station in Marple Township, Delaware :
County is Reasonably Necessary for the :
Convenience and Welfare of the Public :

**PREHEARING CONFERENCE MEMORANDUM
OF WILLIAM D. LENAHAN**

Pursuant to 52 Pa. Code § 5.222(d), and in response to the April 14, 2021 Prehearing Conference Order in the above-captioned matter, William D. Lenahan provides the following Prehearing Conference Memorandum:

I. Background

- A. On March 1, 2021, PECO filed with the Pennsylvania Public Utility Commission for a Finding of Necessity Pursuant to 53 P.S. § 10619 that the Situation of Two Buildings Associated with a Gas Reliability Station in Marple Township, Delaware County Is Reasonably Necessary for the Convenience and Welfare of the Public
- B. On April 12, 2021, William D. Lenahan filed a Protest to Docket Number P-2021-3024328.
- C. On March 12, 2021, Marple Township (MTWP) filed a Petition to Intervene. On April 8, 2021, Theodore Robert Uhlman (TRU) filed a Petition to Intervene. On April 12, 2021, Delaware County (DELCO) filed a Petition to Intervene. On April 12, 2021, Julia M. Baker (JMB) filed a Petition to Intervene.

D. This matter was assigned to the Office of Administrative Law Judge and further assigned to ALJ Emily I. DeVoe (ALJ DeVoe). On April 5 and 14, 2021, ALJ DeVoe issued Orders detailing information about a Prehearing Conference to be held on April 21, 2021 (which will be telephonic only), and that Protestants interested in remaining Parties of Record submit Prehearing Memoranda on or before April 20, 2021.

II. Service List

William D. Lenahan wishes to be a Party of Record and to be on the Full Service List.

III. Issues to be Presented

My concern is over why PECO believes it must now move forward with the construction of this facility when any need for it may be years away and why PECO believes it must locate the facility in a densely populated residential neighborhood. To address these overall concerns, I would need to see the data that PECO relied upon to support its claim that the facility must be constructed now at the proposed site. Consequently, what are the steps that were taken to review and consider other sites that are or may become available?

The data PECO has reviewed regarding its choice of the proposed site.

The data PECO has reviewed regarding potential safety, security, noise, emissions and emergency access issues at the proposed site to understand, for example, why PECO believes this site would require an eight-foot-high insulated security wall, as well as data on these same points from what PECO has described as similar facilities that PECO operates.

IV. Discovery

I will agree with any discovery schedule agreed upon by counsel for PECO, counsel for Marple Township, and counsel for Delaware County.

V. Witnesses

I would testify at a public hearing but have not yet identified any other witness that I may call; however, I would reserve the right to call a witness or witnesses, including an expert witness, as may be needed during these proceedings.

VI. Site Visits

I respectfully request a site visit to the corner of Sproul and Cedar Grove Roads in Marple Township, Delaware County, for the purpose of conducting an onsite hearing to view the property and to listen to the specific concerns of the parties as to the potential effect of the Project.

VII. Proposed Schedule

I will cooperate with the ALJs and all Parties to create a reasonable procedural schedule for this matter.

VIII. Public Input Hearings

Due to the potential impact on all Parties, including this Protestant, I suggest that as many Public Hearings be held as are necessary to allow the reasonable input from all Parties of Record. The type of construction proposed by PECO will have a long-lasting effect on all those who live, work, attend school, shop and worship in the community. The Public's input to this proposal is extremely critical and should be considered by the Commission.

IX. Settlement

I am willing to participate in settlement discussions with PECO and other Parties in regard to this matter at the appropriate time.

X. Service on William D. Lenahan

Electronic service of all documents should be served as follows:

William D. Lenahan
1 Stanfield Ave.
Broomall, PA 19008
wrlenahan@gmail.com
717-585-2916

Respectfully Submitted,

/s/ _____

William D. Lenahan
1 Stanfield Ave.
Broomall, PA 19008
April 19,2021

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PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of PECO Energy Company for a Finding :
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Convenience and Welfare of the Public :

VERIFICATION

I, William D. Lenahan, hereby verify that the facts contained in the foregoing pleading are true and accurate to the best of my knowledge and that I am duly authorized to make this verification and that I expect to be able to prove the same at any hearing held in this matter.

Respectfully submitted,

/s/ _____
William D. Lenahan
1 Stanfield Avenue
Broomall, PA 19008
April 19, 2021

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of PECO Energy Company for a Finding :
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Convenience and Welfare of the Public :

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true and correct copy of the foregoing Prehearing Memorandum upon the parties listed below, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant) in the manner listed below upon the parties listed below:

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Respectfully submitted

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