**BEFORE THE**

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Petition of PECO Energy Company for a Finding : P-2021-3024328

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 :

**INTERIM ORDER**

**SETTING DEADLINES FOR OBJECTIONS AND RESPONSES TO OBJECTIONS TO EXHIBITS OFFERED AT PUBLIC INPUT HEARINGS**

On May 4, 2021, a Public Input Hearing Notice was issued in the above-captioned matter, scheduling public input hearings for May 25, 2021 and May 26, 2021, at 1:00 p.m. and 6:00 p.m. both days. The notice explained, “If you intend to offer any exhibits at the public input hearing, you must email your proposed exhibit(s) to Judge DeVoe at [edevoe@pa.gov](mailto:edevoe@pa.gov) by Wednesday, May 19, 2021. In your email to Judge DeVoe you must copy all individuals listed in the “full service list” in the attached parties’ list.”[[1]](#footnote-1)

Three individuals submitted proposed exhibits by the deadline: Gregory Fat (Mr. Fat), Marilia Mancini-Strong (Ms. Mancini-Strong), and Julie Baker (Ms. Baker). Ms. Baker is an active party in this proceeding and ultimately decided not to testify at the public input hearings so she could submit written testimony and proposed exhibits at the evidentiary hearing.

On May 20, 2021, the undersigned contacted the active parties (PECO Energy Company, Marple Township, Delaware County, Theodore Uhlman, and Julie Baker) by email and expressed her concern that objections to the proposed exhibits may unnecessarily slow the hearings. After consultation with the active parties, the undersigned advised the parties regarding how objections to exhibits would be addressed.

In an email to the active parties dated May 21, 2021, the undersigned advised, “If a witness offers an exhibit during the hearing, I will mark (but not enter) it for the record.  After the [public input hearings], I will issue an order setting a deadline for the filing of objections/motions to strike and the filing of responses to objections/motions.” The undersigned reiterated these instructions on the record during each of the public input hearings.

The proposed exhibits offered at the public input hearings were marked as follows: GF-A through GF-T and MM-S-1 through MM-S-7.

Mr. Fat and Ms. Mancini-Strong filed timely protests in this matter, but they are not active parties. They are copied on this Order. They shall be served copies of any objections to their exhibits and any motions to strike their testimony. Furthermore, they shall be permitted to file responses to any objections to their proposed exhibits and answers to any motions to strike their testimony.

THEREFORE,

IT IS ORDERED:

1. That PECO Energy Company, Marple Township, Delaware County, Theodore Uhlman, and Julie Baker, shall, **by 4:00 p.m. on June 11, 2021**, serve and file any objection(s) to the admission of Proposed Exhibits GF-A through GF-T and MM-S-1 through MM-S-7.

2. That any objection(s) to the admission of Proposed Exhibits GF-A through GF-T and MM-S-1 through MM-S-7 may be accompanied by (or simultaneously filed with) a motion(s) to strike testimony related to the objected-to Proposed Exhibit(s). Any motions to strike shall include a citation to the transcript (page and line number) regarding the objected-to testimony.

3. That any objection(s) to Proposed Exhibits GF-A through GF-T filed pursuant to Ordering Paragraph 1 shall be served upon Gregory Fat at 2201 St. Paul Drive, Broomall, Pa 19008 and gregfat@gmail.com.

4. That any motion(s) to strike testimony of Gregory Fat filed pursuant to Ordering Paragraph 2 shall be served upon Gregory Fat at 2201 St. Paul Drive, Broomall, Pa 19008 and gregfat@gmail.com.

5. That any objection(s) to Proposed Exhibits MM-S-1 through MM-S-7 filed pursuant to Ordering Paragraph 1 shall be served upon Marilia Mancini-Strong at 8 Grove Lane Broomall, PA 19008 and mariliamstrong@hotmail.com.

6. That any motion(s) to strike testimony of Marilia Mancini-Strong filed pursuant to Ordering Paragraph 2 shall be served upon Marilia Mancini-Strong at 8 Grove Lane Broomall, PA 19008 and mariliamstrong@hotmail.com.

7. That PECO Energy Company, Marple Township, Delaware County, Theodore Uhlman, and Julie Baker shall, **by 4:00 p.m. on June 18, 2021**, file and serve upon the undersigned and the active parties: (1) any response(s) to objections filed pursuant to Ordering Paragraph 1 and (2) any answer(s) to motions to strike filed pursuant to Ordering Paragraph 2.

8. That, if any objection(s) to Proposed Exhibits GF-A through GF-T are filed pursuant to Ordering Paragraph 1, or if any motion(s) to strike the testimony of Gregory Fat are filed pursuant to Ordering Paragraph 2, Gregory Fat shall file and serve a response to the objection(s) or motion(s) to strike, if any, **by 4:00 p.m. on June 18, 2021.**

9. That, if any objection(s) to Proposed Exhibits MM-S-1 through MM-S-7 are filed pursuant to Ordering Paragraph 1, or if any motion(s) to strike the testimony of Marilia Mancini-Strong are filed pursuant to Ordering Paragraph 2, Marilia Mancini-Strong shall file and serve a response to the objection(s) or motion(s) to strike, if any, **by 4:00 p.m. on June 18, 2021.**

10. That any document filed pursuant to Ordering Paragraphs 1, 2, 7, 8, and 9 shall be e-filed with the Commission’s Secretary’s Bureau.

11. That any document served pursuant to Ordering Paragraphs 1, 2, 7, 8, and 9 shall be served upon the undersigned at [edevoe@pa.gov](mailto:edevoe@pa.gov) and the active parties by email at the email addresses listed in the parties’ list attached to this Order.

Date: 06/04/2021  /s/

Emily I. DeVoe

Administrative Law Judge

**P-2021-3024328 – 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.**

*Revised 4/29/21*

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1. *See* Public Input Hearing Notice (emphasis in original). [↑](#footnote-ref-1)