

Honorable Judge Elizabeth Barnes  
Commonwealth of Pennsylvania  
Office of Administrative Law Judge  
400 North Street  
Harrisburg, PA 17120

September 21, 2021

Re: C-2021-3027093  
Francene Tearpock-Martini v. UGI Utilities, Inc.  
Miscellaneous/Other - dispute

Dear Judge Barnes:

This communication is being submitted relative to comments and objections by Attorney Larry R. Crayne for UGI Utilities to Francene Tearpock-Martini's additional submissions.

1) My survey by Frank Grabowski was performed many, many years ago. I never saw any survey pin on my property prior to September 10, 2021 and I am at that location on a daily basis. I am very familiar with my property and I would have seen this pin. It was found in an area free of any plants, shrubbery or any vegetation. It would have stood out like a sore thumb. Exhibit M is relevant.

2) UGI provided me with two Options. They were provided to me personally by George Bokrosh on August 17th, 2021 for UGI Utilities. He went over the Options with me thoroughly as we walked my property and became part of their testimony on September 14th hearing. Exhibits K, L, M, N are relevant.

Option (1) was to slightly move the utility pole on the South Main/Furnace Street corner and place a contraption overhead and to the edge of my private property where it intersects with the public sidewalk.

That contraption would require trespass and a safety hazard to me and others just as are their guy wires presently. I am responsible for maintenance of the public sidewalk through Ordinance. I run a John Deere Snowblower over approximately 300 feet of sidewalks routinely during the winter months. I also maintain the tree lawns where the Utility poles are located outside the sidewalk area. I cut the grass and weed there.

Option (2) was to move their Utility Pole which is presently in front of my Carriage House in the middle of the sidewalk, move it upward to the sidewalk front of my Arboretum area and would require ROW on that piece of my property that I invested over \$100,000 to refurbish, and they would place guy wires there onto my property. Exhibit N is relevant to option 2 by UGI Utilities.

3) Options 1 and 2 would also require UGI Utilities to change their overhead wire to run parallel once again to my specimen tree which they permanently damaged by trespassing onto my property with their bucket truck without notice or permission for no good cause when in fact I have a Certified Arborist who prunes and trims my tree coming from Williamsport into Shickshinny on a regular basis so that not even a leaf touches their wires.

4) The photography Exhibit K submitted is relevant in that it shows clearly the fact that the Utility Poles were moved from one side of Furnace Street to the opposite side of the Street onto sidewalk after the dwellings, also visible on the photograph there, were torn down and that parcel of property became Lands of Francene Tearpock-Martini. Subsequently, trespass occurred by UGI Utilities.

(5) Exhibit M. The photographs 2760, 2765, 2769 submitted on September 15 at 7:06 PM and 9:50 PM are duplicates of one another. Due to a severe storm which occurred during transmission of a zip file containing the photographs at 7:06 PM and the "pagov.onmicrosoft.com" rejected the zip file mailing and sent notice, another mailing of the same 3 photographs was resubmitted at 9:50 PM to both parties not using zip file method. The three photographs submitted at 9:50 PM are relevant so that both the Judge and Attorney for UGI received same photographs. The 7:06 PM mailing should be removed from the Attorney file since only the Attorney received the zip file, not Judge Barnes.

The photographs 2760, 2765, 2769 are relevant exhibits because UGI ordered George Bokrosh 4 PM phone call of September 10 to Francene Tearpock-Martini summoning Francene Tearpock-Martini to her property to view pin they found. This testimony was presented during the Hearing under oath.

Submission of the additional exhibits was requested by Judge Barnes and my commentary was submitted with necessity and respect to those additional Exhibits and I believe the objections should be dismissed.

If the Honorable Judge Barnes recommends an extension to our Hearing of September 14th, 2021 in order for cross examination, I would be receptive if it pleases the Court and any other clarification in these matters can be satisfied.

Respectfully submitted,  
Francene Tearpock-Martini

Cc: Attorney Larry R. Crayne for UGI Utilities, Inc.