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Nicholas A. Stobbe

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File #: 140074

January 4, 2023

***VIA E-MAIL***

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: Travis West and Daisy Wills-West v. PPL Electric Utilities Corporation**  
**Docket No. C-2022-3032707**

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Dear Secretary Chiavetta:

Attached for filing is the Prehearing Conference Memorandum of PPL Electric Utilities Corporation in the above-referenced proceeding.

Copies will be provided as indicated on the Certificate of Service.

Respectfully submitted,



Nicholas A. Stobbe

NAS/dmc  
Attachments

cc: The Honorable Gail M. Chiodo (*w/attachments*)  
Certificate of Service

**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 EMAIL ONLY**

Travis West  
Daisy Wills-West  
1008 Piketown Road  
Harrisburg, PA 17112  
[daisymwills@gmail.com](mailto:daisymwills@gmail.com)

Date: January 4, 2023



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Nicholas A. Stobbe

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Travis West and Daisy Wills-West	:	
	:	
v.	:	C-2022-3032707
	:	
PPL Electric Utilities Corporation	:	

**PREHEARING CONFERENCE MEMORANDUM  
OF PPL ELECTRIC UTILITIES CORPORATION**

TO ADMINISTRATIVE LAW JUDGE GAIL M. CHIDO:

Pursuant to 52 Pa. Code § 5.222(c)-(d), PPL Electric Utilities Corporation (“PPL Electric” or the “Company”) hereby submits this Prehearing Conference Memorandum in the above-captioned matter and states as follows:

**I. PROCEDURAL HISTORY**

On or about May 19, 2022, Travis West and Daisy Wills-West (“Complainants”) filed a Formal Complaint (“Complaint”) against PPL Electric at the above-captioned docket.

On June 2, 2022, PPL Electric was served with the Complaint by the Secretary’s Bureau of the Pennsylvania Public Utility Commission (“Commission”).

On June 21, 2022, PPL Electric timely filed an Answer to the Complaint, admitting or denying the material allegations in the Complaint.

On June 23, 2022, the Commission’s Office of Administrative Law Judge issued an Interim Order Setting Resolution Conference, directing the Company and the Complainants to hold a Resolution Conference no later than July 21, 2022, and submit a status report to Mediator Teri-Lee Rhoades within 10-days thereafter.

On July 20, 2022, the Company and Complainants held a Resolution Conference. During that Resolution Conference, no resolution was reached.

On July 29, 2022, the Company submitted its first status report, requesting an additional 60-days before this proceeding was referred to the Commission's Office of Administrative Law Judge for litigation.

On October 27, 2022, the Company and the Complainants held a second Resolution Conference. During that second Resolution Conference, no resolution was reached.

On October 31, 2022, PPL Electric submitted its second status report, which requested that this proceeding be referred to the Commission's Office of Administrative Law Judge and set for an evidentiary hearing.

On November 1, 2022, the Commission issued a Telephonic Hearing Notice, which scheduled the evidentiary hearing in this proceeding for January 5, 2023, at 10:00 a.m.

Also on November 1, 2022, Administrative Law Judge Gail M. Chiodo (the "ALJ") issued a Prehearing Order.

On December 9, 2022, PPL Electric filed a letter with the Commission, requesting that, given the complex issues raised in the Complaint: (1) the January 5, 2023 evidentiary hearing be converted into a prehearing conference; and (2) that both PPL Electric and the Complainants be permitted to mutually exchange written testimony prior to the rescheduled evidentiary hearing.

On December 12, 2022, the ALJ contacted PPL Electric and the Complainants via email and indicated that she was in receipt of PPL Electric's letter and stated that the January 5, 2023 evidentiary hearing would be converted into a prehearing conference.

Also on December 12, 2022, the Commission issued a Hearing Type Change Notice, which converted the January 5, 2023 evidentiary hearing into a prehearing conference.

PPL Electric herein files this Prehearing Conference Memorandum in anticipation of the Prehearing Conference.

## **II. SERVICE OF DOCUMENTS**

PPL Electric requests that Devin T. Ryan and Nicholas A. Stobbe be listed on the service list on behalf of the Company. Their contact information is provided below:

Devin T. Ryan, I.D. No. 316602  
Nicholas A. Stobbe, I.D. No. 329583  
Post & Schell, PC  
17 North Second Street  
12th Floor  
Harrisburg, Pennsylvania 17101-1601  
Phone: 717-612-6052  
717-612-6033  
Fax: 717-731-1985  
E-mail: dryan@postschell.com  
E-mail: nstobbe@postschell.com

PPL Electric agrees to receive service of documents electronically in this proceeding. Further, to the extent that materials are available electronically, it is requested that copies be served upon Michael J. Shafer at mjshafer@pplweb.com.

## **III. WITNESSES AND ISSUES**

At the time of this writing, PPL Electric is still evaluating what witnesses it intends to call in this proceeding. As a general matter, PPL Electric believes the primary issues in this proceeding to be: (1) the efficacy of the Company's Line #696 Juniata-Alburtis 500 kV transmission line crossing the Complainants' property; (2) the alleged presence and safety of electromagnetic fields ("EMF") and/or stray voltage emanating from PPL Electric's transmission line crossing the Complainants' property; and (3) options evaluated by the Company to address the Complainants' concerns raised in the Complaint.

PPL Electric may address additional issues, as appropriate, during the course of this proceeding, based upon more recent information, as such information becomes available, as well as based on the Complainants' written testimony.

**IV. DISCOVERY**

PPL Electric does not propose any discovery modifications in this proceeding. Additionally, PPL Electric is unaware of any discovery modifications that the Complainants plan to propose. PPL Electric is willing to work with the Complainants, through informal discovery, to expedite discovery.

**V. PROCEDURAL SCHEDULE**

PPL Electric and the Complainants have agreed to the following schedule for this proceeding:

<b>April 5, 2023:</b>	Complainants' Written Direct Testimony
<b>June 5, 2023:</b>	Company Written Rebuttal Testimony
<b>June 19, 2023:</b>	Complainants' Surrebuttal Testimony
<b>June 23, 2023:</b>	Company Rejoinder Testimony
<b>June 28, 2023:</b>	Telephonic Evidentiary Hearing at 10:00 a.m.

PPL Electric intends to confer with the Complainants regarding a briefing schedule prior to the proposed Evidentiary Hearing and will advise the ALJ of those discussions.

**VI. SETTLEMENT DISCUSSIONS**

PPL Electric and the Complainants have held a number of settlement discussions to date. At the time of this writing, PPL Electric and the Complainants have been unable resolve the issues in this proceeding. The Company remains willing to work with the Complainants in an effort to resolve this proceeding through settlement.

Respectfully submitted,



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Devin T. Ryan (ID # 316602)  
Nicholas A. Stobbe (ID # 329583)  
Post & Schell, P.C.  
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Date: January 4, 2023

Attorneys for PPL Electric Utilities  
Corporation