

March 9, 2023

Secretary
PA Public Utility Commission
Commonwealth Keystone Building
2nd Floor, Room – N201
Harrisburg, PA 17120

DATE OF DEPOSIT

MAR 8 2023

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Subject: C-2019-3008272 Michael and Sharon Hartman v. PPL

Complainant Response to Respondent's Motion to Strike

Dear Secretary,

I hereby certify that on or about November 2, 2022, I served a true copy of the Complainant Response to Respondent's Motion to Strike upon the parties, listed below, in accordance with the requirements of § 1.54 (relating to service by a party) via email.

Honorable Steven K. Haas
Administrative Law Judge
PA Public Utility Commission

Devin Ryan, Esquire
Nicholas Stobbe, Esquire
Post and Schell
dryan@postschell.com
nstobbe@postschell.com


Michael Hartman

Dated this 9th day of March 2023

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

DATE OF DEPOSIT

Michael and Sharon Hartman,

MAR 8 2023

Complainants,

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

v.

Docket No. C-2019-3008272

PPL Electric Utilities Corporation,

Respondent.

**COMPLAINANTS' RESPONSE TO PPL MOTION TO STRIKE AND REQUEST
THAT SAID MOTION BE DENIED IN ITS ENTIRETY**

Background

PPL, again, in its shameful avoidance of corporate and social responsibility, has chose to expend substantial time and financial resources to cover-up vegetation management atrocities on the Hartman property. Instead of devoting resources to promote erosion deterrent vegetation on Peters Mountain to safeguard Primrose and Linden Lane property, Clarks Creek and the Chesapeake Bay watershed, PPL has chosen to enrich Post Schell at the expense of PPL ratepayers.

Procedural History

Your Honor, when I agreed to the litigation schedule proposed by PPL, I made it clear to PPL, repeatedly, that I did not agree to limit our testimony to the May 17, 2022, submission.

Mr. Ryan agreed. In fact, I was under the impression that I would have an opportunity to present our case, in its entirety, in-person, at the scheduled August 16, 2022, hearing. At the scheduled August 16, 2022, telephonic Hearing, I intended to summarize Hartman Exhibit A and Hartman Testimony Exhibits 1 through 7 (May 17, 2022, Hartman Testimony), review Exhibit B, (May 17, 2022, Hartman Testimony photographs with dates), and testify in detail to Hartman Exhibits 7A through 57. As day one of the Hearing progressed, I learned that I was mistaken. Following cross examination by Mr. Ryan, I was afforded an opportunity to introduce Hartman Exhibits 7A through 57. I understood that Hartman Exhibits 7A through 57 were duly admitted at that time, and that in addition to using same for cross examination of PPL witnesses, I intended to testify to each exhibit in detail during Complainant Rebuttal. On the eve of the September 21, 2022, Hearing I learned that I would not have an opportunity to present Rebuttal testimony at the conclusion of PPL's defense. Nevertheless, it is my understanding that all Hartman Exhibits, A, B, and 1 through 57, including 7A, have been admitted, and can be cited within the Hearing Brief referenced by Your Honor.

Furthermore, if my Testimony was "closed" effective May 17, 2022, then PPL should have been required to raise objections and file a Motion to Strike the testimony and exhibits real-time, and not three to five months later; August 16 and October 20, 2022. The delinquent objections denied your Complainant an opportunity to gather testimony and exhibits to replace evidence which may be stricken by Your Honor before your Complainant rested. Finally, in reference to PPL Electric Motion to Strike, Appendix A, PPL has misinterpreted my statement, "I am ready to proceed to a Hearing without submitting Surrebuttal Testimony", and my understanding of your Honor's reply, "You do not need to submit

rebuttal testimony.” Again, I thought I would be given an opportunity to present in person Rebuttal/Surrebuttal Testimony. How could I present comprehensive written Rebuttal/Surrebuttal testimony without knowing the answers to the questions I posed PPL witnesses during cross examination? As Your Honor is aware, the PPL witnesses, during cross examination, told a different story than what appeared in their sworn statements prepared by PPL counsel.

PPL’s “Discrimination” argument

In paragraph 34 of the Motion to Strike, PPL reported that the Complainants sought to raise issues regarding allegedly discriminatory service on behalf of PPL Electric due to alleged differences between the Company’s construction, restoration, and vegetation management practices on neighboring National Park Service (“NPS”) lands. Your Complainant submits that the Commission did not dismiss allegations of discrimination related to construction and vegetation management, only restoration. The Commissioners wrote in the first paragraph on Page 20: “**Lastly, the Complainants’ alleged that PPL’s restoration efforts showed a clear preference for the National Park Service. Complaint at 20, Exc. At 15. While the Code has provisions for the discrimination in service in Section 1502 of the Code, 66 Pa. C.S. Section 1502, we have not interpreted that provision to include the restoration of property (emphasis added) impacted by activities of a utility in order to supply service to the public. Therefore, we will decline to consider this allegation.**” Any testimony or exhibits that compared Hartman property to the property of others, to include the National Park Service, was presented by your Complainant to prove that PPL’s construction and vegetation management practices on our property were unreasonable and did not reflect safe, adequate, and reliable service. PPL simply failed to

restore Hartman property, itself inadequate and unreliable service. Additionally, the April 2020 Opinion and Order included the following sentence in the final paragraph of Page 19: **It is well settled that we are not only permitted to analyze the "reasonableness" of PPL's service, but also the quality of that service.** Discarded trash and rip rap strewn across the Hartman property, and the egregious road claw-back procedure are each example of inadequate, un-safe and unreliable service. I also note that PPL activity that is arguably discriminatory and unreasonable, including the claw-back and egregious herbicide application, occurred after the Commission's Opinion and Order. Accordingly, we respectfully submit that the testimony and exhibits cited by PPL, below, were properly admitted as evidence of PPL's unreasonable, un-safe, inadequate, and unreliable service: **Hartman Exhibit A, ¶¶ 2, 40, 49, 54, 57, 62-66, 74-75, 92-93, 112, 116-121, 132-133, 136; see also Hartman Exhibit Nos. 31, 45, 46, 48, 49, 50, 51.)**

PPL's "Environmental" Argument

In paragraph 37 of the Motion to Strike, PPL reported that the Complainants improperly raised issues related primarily to the Project's environmental impact, the Company's environmental protection controls, and the Project's alleged unpermitted or increased stormwater discharges. Again, PPL seeks to mislead the court by intentionally misinterpreting the Commission's Order. Your Honor's attention is invited to the second full paragraph on Page 20 of the Commission's April 16, 2020 Opinion and Order, below:

"We direct the ALJ to determine the safety impact of the construction and alleged destruction of vegetation on the Complainants' property, including, but not limited to, any erosion to the soil and sedimentation on the Complainants'

property and any safety hazards resulting therefrom that may be reasonably identified and the steps that PPL proposes to implement in order to adhere to its statutory duty to furnish adequate, safe and reasonable service.”

On page 22, final paragraph, the Commission added: **“With that said, as articulated above under vegetation management claims, the Complainants alleged that the construction of the stone road killed surrounding vegetation which aided in preventing environmental and property damage. This specific allegation, despite being connected to environmental considerations, relates to the Complainants’ vegetation management claims. Thus as noted above, to make a determination whether PPL’s construction practices constitute adequate, safe and reasonable service, in accordance with 66 Pa. C.S. Section 1501, we direct the ALJ to examine on remand the impact of the construction on the Complainants’ property and any safety hazards resulting therefrom that may be reasonably identified, and the steps that PPL proposes to implement in order to adhere to its statutory duty to furnish adequate, safe and reasonable service.**

Remarkably, PPL witness Thomas Eby refused to acknowledge Hartman photographs depicting erosion as erosion, Hartman Exhibit 52, and testified that PPL did not intend to remediate the situation.

PPL’s failure to follow its own Erosion and Sediment Control Plan and the terms and condition of the PA DEP Permit, particularly PPL Electric Exhibit TE-2, Page 12/PPL/Hartman-00027, paragraph 3(a)(1) as follows: **“Unless otherwise authorized by**

the Department or conservation district after consultation with the Department earth disturbance activities shall be planned and implemented to the extent practical in accordance with the following – Minimize the extent and duration of earth disturbance. Instead, PPL disturbed 120 feet of earth on a 100 foot Right of Way/Limit of Disturbance. Accordingly, we respectfully submit that the testimony and exhibits cited by PPL, below, were properly admitted as evidence of PPL's unreasonable, un-safe, inadequate, and unreliable service:

Hartman Exhibit A, ¶¶ 27, 33, 56-57, 59-60, 98, 122-125 and Hartman Exhibit A ¶¶ 9, 17, 22, 26-35, 39-40, 49, 67-69, 77, 95, and 136; Hartman Exhibit Nos. 4, 13, 14, 19, 21, 22, 23, 45, 46, 48, 49, and 50 and Exhibit A ¶¶ 27, 33, 56-57, 59-60, 98, 122-125.

In paragraph 53 of the Motion to Strike, PPL alleged that the following testimony and exhibits introduced by the Complainants are entirely hearsay or contain hearsay statements or hearsay within hearsay statements:

Hartman Exhibit A:

1. Alleged statements made by Kimberly Krupka, former counsel to PPL Electric in this proceeding. *See* Hartman Exhibit A, ¶¶ 14, 22, 136;
2. Alleged statements made by Kimberly Nettles (employed by Burns and McDonnell). *See* Hartman Exhibit A, ¶¶ 10-11, 13, 16, 24-45, 38, 52, 136;
3. Alleged statements by Mike Bush (employed by Burns and McDonnell). *See* Hartman Exhibit A, ¶¶ 20, 37, 41-42, 136;
4. Alleged statements by Jonathon Scott (employed by Contract Land Staff). *See* Hartman Exhibit A, ¶¶ 21, 41-42;
5. Alleged statements by Robin Crossley (employed by Burns and McDonnell). *See* Hartman Exhibit A, ¶¶ 39, 41-42, 136;
6. Alleged statements by Kristina Wessner (employed by Burns and McDonnell). *See* Hartman Exhibit A, ¶¶ 76-78, 136;

7. Alleged statements by Joseph Scott (employed by Louis Berger Group, which was later acquired by WSP Global). *See* Hartman Exhibit A, ¶ 31;
8. Alleged statements by Drew Gradwell (employed by ECI Consultants LLC). *See* Hartman Exhibit A, ¶¶ 85-86, 89-91;
9. Alleged statements made by unnamed personnel at the Pennsylvania Department of Environmental Protection and the United States' Environmental Protection Agency as purportedly recounted by Drew Gradwell (employed by ECI Consultants). *See* Hartman Exhibit A, ¶ 85;
10. Alleged statements by William Rook (employed by Penn Line). *See* Hartman Exhibit A, ¶¶ 92-94;

Kimberly Krupka, Kimberly Nettles, Mike Bush, Jonathan Scott, Robin Crossley, Kristina Wessner, Drew Gradwell and William Rook, in writing or in conversation with your Complainant, or both, identified themselves to your Complainant as authorized Representatives of PPL. Accordingly, their statements are admissible under:

Rule 804(b)(3). Statement Against Interest - A statement that: (A) a reasonable person in the declarant's position would have made only if the person believed it to be true because, when made, it was so contrary to the declarant's proprietary or pecuniary interest or had so great a tendency to invalidate the declarant's claim against someone else or to expose the declarant to civil or criminal liability;

Kimberly Krupka, Kimberly Nettles, Mike Bush, Jonathan Scott, Robin Crossley, Kristina Wessner, Drew Gradwell and William Rook were each PPL Contractors/Subcontractors. PPL had ample opportunity from May 17, 2022, through August 15, 2022, to either debrief Krupka, Nettles, Bush, Scott, Crosley, Wessner, Gradwell and Rook, or refute their statements. Additionally, the statements of Krupka, Nettles, Bush, Scott, Crosley, Wessner, Gradwell and Rook are corroborated by Hartman photographs, exhibits and Hartman testimony, itself. Each was available to testify at PPL's request. Each refused to testify at the oral and written request of your Complainant. Finally, then PPL counsel Krupka promised your Complainant that PPL would make known contractor witnesses, at the time Nettles, Bush, Scott, and Crossley available to testify at the PUC Hearing. Post Schell and PPL reneged and failed to honor Krupka's promise. PPL should not be rewarded for misleading and broken promises.

Accordingly, their statements are admissible under:

Rule 804(b)(6). Statement Offered Against a Party That Wrongfully Caused the Declarant's Unavailability (6) Statement Offered Against a Party That Wrongfully Caused the Declarant's Unavailability. A statement offered against a party that wrongfully caused – or acquiesced in wrongfully causing – the declarant's unavailability as a witness, and did so intending that result.

11. Alleged statements Eric Naguski (the “Dauphin County Conservation District Manager,” according to the Complainants). *See* Hartman Exhibit A, ¶ 96;
12. Alleged statements by Todd Lutte (an “EPA Field Scientist,” according to the Complainants). *See* Hartman Exhibit A, ¶¶ 98, 123-124, 128;
13. Alleged statements by Ed Fisher (a “Middle Paxton Township Engineer,” according to the Complainants). *See* Hartman Exhibit A, ¶¶ 98, 123-124;
14. Alleged statements by Don Gilbert (a “PA Department of Agriculture Pesticide Specialist,” according to the Complainants). *See* Hartman Exhibit A, ¶ 128;

Unlike the Rebuttal Hearsay statements of PPL witnesses, Hartman third party testimony identified the source and declarant. Eric Naguski, Todd Lutte, Ed Fisher and Don Gilbert are government employees/public officials. PPL had ample opportunity from May 17, 2022, through August 15, 2022, to either debrief Naguski, Lutte, Fisher or Gilbert, or refute their statements. Additionally, the statements of Naguski, Lutte, Fisher, and Gilbert are corroborated by Hartman photographs, exhibits and Hartman testimony, itself.

15. Alleged statements by an unnamed “Contract Land Staff contractor that preceded Jonathon Scott.” *See* Hartman Exhibit A, ¶ 88;
16. Alleged statements by an unnamed “Backhoe Operator.” *See* Hartman Exhibit A, ¶ 48;
17. Alleged statements by unnamed “neighbors.” *See* Hartman Exhibit A, ¶ 21;
18. Alleged statements by “PPL ROW Specialist[s].” *See* Hartman Exhibit A, ¶ 136;
19. Alleged statements by unnamed “Representative” of MJ Electric. *See* Hartman Exhibit A, ¶ 136; and
20. Alleged statements of unnamed “Representative” of Newville Construction. *See* Hartman Exhibit A, ¶ 136.

With the exception of the unnamed “neighbors” each of the unidentified (by name) individuals were clearly PPL representatives that performed PPL activity on the Hartman Right of Way and are reasonably known to PPL. Again, PPL had ample opportunity from May 17, 2022, through August 15, 2022, to either debrief these individuals or refute their statements. Additionally, the

statements are corroborated by Hartman photographs, exhibits and Hartman testimony, itself.

PPL's attack on Hartman Exhibits

- ii. Hartman Exhibit No. 2 – Letter purportedly written by Kimberly Nettles on December 17, 2018, containing alleged statements of Kimberly Nettles (employed by Burns and McDonnell) and Jonathan Scott (employed by Contract Land Staff).

Hartman Exhibit No 2 is clearly a PPL business record which identifies Kimberly Nettles as a PPL Contractor/Senior Right of Way Specialist “On behalf of PPL Electric Utilities”. Jonathan Scott, in-person and in writing, identified himself as a PPL Representative, Hartman Testimony Exhibit 1 and Hartman Exhibit 8.

- iii. Hartman Exhibit No. 6 – Email purportedly sent by Kristina Wessner (employed by Burns and McDonnell) on August 24, 2020, containing alleged statements of Kristina Wessner.

Hartman Exhibit No 2 is a PPL business record provided by PPL to your Complainant pursuant to Discovery in this matter. Wessner email by-line listed her address as PPL, 651 Delp Road, Lancaster, PA.

- iv. Hartman Exhibit No. 15 – Emails purportedly sent by James Fricke (employed by Burns and McDonnell), Dennis Yerger (employed by MJ Electric), and Christopher Capoccia (employed by Burns and McDonnell), containing alleged statements of James Fricke, Dennis Yerger, and Christopher Capoccia.

Hartman Exhibit No 15 is a PPL business record provided by PPL to your Complainant pursuant to Discovery in this matter.

- v. Hartman Exhibit No. 33 – Bugwood.org Blog Post describing Mile-a-Minute.
- vi. Hartman Exhibit No. 37 – Excerpts from a Wikipedia.org webpage on “riprap,” “Union Quarries website,” “Ayres Associates Post,” and “Massachusetts Erosion and Sediment Control Guidelines for Urban and Suburban Areas.”

The content of Hartman Exhibits 33 and 37 were undisputed by PPL witnesses Salisbury, Eby and Stutzman, and corroborated by Hartman Exhibits, photographs, and testimony.

- vii. Hartman Exhibit No. 41 – Emails purportedly between the Complainants and MJ Electric, containing alleged statements of Leonard Pataki (Division General Counsel of Quanta Services).

PPL has had ample time and opportunity to refute correspondence among your Complainant and MJ Electric, a PPL contractor, to include Keith

Kenney (MJ Electric) and Mark Groft (Newville Construction Services) statements to your Complainant that PPL directed them NOT to answer any of my questions or otherwise share any information. PPL should not be rewarded for its intimidation tactics intended to obstruct an official PUC matter.

- viii. Hartman Exhibit No. 48 – Email between the Complainants and the ALJ, containing alleged statements of “representative[s]” from “MJ Electric,” “Quanta Services, Inc.,” and “Newville Construction” as well as an unidentified “PPL ROW Specialist, an unnamed “PPL surveyor,” and PPL Electric’s former counsel, Kimberly Krupka.

PPL has had ample time and opportunity to refute correspondence among your Complainant, MJ Electric and Newville Construction Services, each PPL contractors, and to call each as a witness in this matter.

- ix. Hartman Exhibit No. 54 – Emails purportedly between the Complainants, PPL Electric, and PPL Electric’s contractors, containing alleged statements of Mike Bush (employed by Burns and McDonnell), Kimberly Nettles (employed by Burns and McDonnell), unidentified “PPL agents,” and an unidentified “Dauphin County Conservation Officer.”

PPL has had ample time and opportunity to refute correspondence among your Complainant and PPL contractors Burns and McDonnell and Contract Land Staff, and to call each as a witness in this matter. The email statements are corroborated by Hartman photographs, exhibits and Hartman testimony, itself. Furthermore, the April 3, 2019, Hartman email demonstrates that PPL was on notice that PPL disrupted virtually all the topsoil on our property to “construct raised foundations for newly installed poles” and that “Contrary to Kimberly Nettle’s promise, the over-sized formations were not trimmed post construction, and our topsoil and our landmark boulder were not returned to their original location.” Please note that the Hartman email, Hartman Exhibit 54, was sent to Kimberly Nettles and Jeff Eberwein, a PPL employee and Senior Right of Way Specialist, at their respective PPL Web addresses.

- x. Hartman Exhibit No. 57 – Email purportedly from Kimberly Nettles (employed by Burns and McDonnell), containing alleged statements of Kimberly Nettles and “Amy.”

Hartman Exhibit No 57 is a PPL business record provided by PPL to your Complainant pursuant to Discovery in this matter. Please note that Kimberly Nettles has a PPL web address, and like Wessner, Hartman Exhibit 6, lists her by-line address as 601 Delp Road, Lancaster, PA.

Respondent’s Hearsay Argument

PPL's Hearsay argument can best be described as the proverbial "pot calling the kettle black". If Your Honor strikes any Hartman testimony or exhibits as inadmissible Hearsay, then Your Honor must strike all PPL testimony as Hearsay. No PPL witness observed our property pre-construction. It is unclear from Mr. Salisbury's testimony whether he was even present during construction. Mr. Salisbury was unable to identify the PPL Contractor or Subcontractor that elected to destroy compatible and erosion deterrent vegetation to construct an unauthorized access road on Hartman property, and to remove Hartman topsoil and mountain stone, including an iconic landscape boulder, to construct crane pads on neighboring Wech property. Furthermore, Salisbury did not know the reason for those actions, including the excavation of 120 feet of topsoil and mountain stone on a 100 foot Right of Way/Limit of Disturbance. Mr. Salisbury's written Rebuttal Statement must be stricken in its entirety. Likewise, Mr. Eby was not present during construction, and his testimony can best be characterized as conjecture. Mr. Eby assumed the findings and intent of the Dauphin County Conservation District without knowledge or attribution. Mr. Eby's written Rebuttal Statement must be stricken in its entirety. Finally, Mr. Stutzman was not present when Penn Line indiscriminately and carelessly destroyed compatible vegetation by spraying. Mr. Stutzman's testimony can best be characterized as "coulda, woulda, shoulda". Mr. Stutzman did not observe Hartman vegetation prior to the Penn Line deadly herbicide application, the herbicide application itself, and Stutzman did not witness the dying Hartman vegetation real time. The Hearsay evidence presented by Stutzman failed to identify the source and basis for Stutzman's statements and conclusions. During cross examination it was revealed that Stutzman failed to debrief the herbicide applicator, but instead reportedly relied on a Penn Line supervisor that was not present during the

herbicide application, and never observed the subject Hartman vegetation prior to or after the herbicide application. During cross examination Stutzman mis-identified a huckle berry bush as mountain laurel, a blackberry cane as a poplar sapling, and offered varying explanations, each in error and self-serving, for the destruction of grasses on crane pad 75. Mr. Stutzman's written Rebuttal Statement must be stricken in its entirety.

PPL's allegation that PPL could not cross-examine the actual declarants of the statements referenced above is facetious, particularly considering that your Complainant uncovered and reported evidence that PPL contractors were directed not to speak to your Complainant by PPL in or about August 2020. Your Complainant respectfully requests a PUC Hearing or formal investigation of PPL's witness intimidation tactics in this matter. Again, PPL should not be rewarded for misleading and broken promises to make contractor witnesses available for cross examination during the Hearing in this matter, and for PPL's successful intimidation efforts involving prospective MJ Electric and Newville Construction Services witnesses Keith Kenney and Mark Groft.

PPL Allegations of repetitious or cumulative evidence

As reported by PPL counsel, this is a 43-month-old case. During that period our property has steadily degraded and grown unsafe due to PPL's repeated atrocious vegetation management practices to include the carless, indiscriminatory, and un-safe July 2021 herbicide application. The photographs and exhibits, all of them, document that 43-month decline, and each are relevant and material to this matter, and to strike any, to appease PPL's zeal to cover-up PPL's inadequate, unreliable, unreasonable, and un-safe service would be an injustice. Furthermore, the individual Exhibits, below, will assist completion and comprehension of the Hartman Brief when ordered by your Honor

Select exhibits from PPL Motion to Strike: (I apologize that I was not able to maintain the original PPL Roman Numeral)

- i. Hartman Exhibit 19 – Photo of logging road purporting to signify “obliteration.” This photograph was included within Complainants’ Exhibit A, photograph 1. As such, its separate inclusion is repetitious or cumulative and should be stricken.

Hartman Exhibit 19 best illustrates the wanton, unreasonable, and un-safe abuse, and disrespect of Hartman vegetation and property for the sake of PPL expediency and greed. It is a highly relevant and material stand alone exhibit.

- ii. Hartman Exhibit 28 – Photographs of Pole 75 Crane Pad. Photographs of the Pole 75 Crane Pad were included as part of Hartman Exhibit B. Therefore, separate inclusion in Hartman Exhibit 28 is repetitious or cumulative and should be stricken. *See* Hartman Exhibit B, Photograph 33-36.

Exhibit 28 contains 19 photographs taken on June 6, 2022, which demonstrate the continued degradation of the Hartman property because of PPL’s unreasonable vegetation management practices. Exhibit B Photographs 33 – 36 contains 4 photographs taken prior to May 17, 2022.

- iii. Hartman Exhibit 29 – Photographs of Pole 75 Crane Pad and other portions of the ROW. Photographs of the Pole 75 Crane Pad and portions of the ROW were included as part of Hartman Exhibit B. Therefore, separate inclusion in Hartman Exhibit 29 is repetitious or cumulative and should be stricken. *See* Hartman Exhibit B, Photograph 33-36.

Exhibit 29 contains 5 photographs taken on June 29, 2022, which demonstrate the continued degradation of the Hartman property because of PPL’s unreasonable vegetation management practices. Exhibit B Photographs 33 – 36 contains 4 photographs taken prior to May 17, 2022.

- iv. Hartman Exhibit 30 – Photographs of Mile-a-Minute – Photographs of the Complainants’ property depicting Mile-a-Minute vegetation were included in other exhibits. Therefore, separate inclusion of such depiction in Hartman Exhibit 30 is repetitious or cumulative and should be stricken. *See* Hartman Exhibit 29, Photograph 4-5.

Exhibit 30 contains 11 photographs taken on July 25, 2022, which demonstrate the continued degradation of the Hartman property and proliferation of mile-a-minute because of PPL’s unreasonable vegetation management practices.

- v. Hartman Exhibit 31 – Photographs of Mile-a-Minute and NPS lands – Photographs of the Complainants’ and NPS property depicting Mile-a-Minute vegetation were included in other exhibits. Therefore, separate inclusion of such depiction in

Hartman Exhibit 31 is repetitious or cumulative and should be stricken. *See* Hartman Exhibit 29, Photograph 4-5.

Exhibit 31 contains 2 photographs taken on July 25, 2022, which demonstrate the permanent destruction of Crane Pad 75 grasses which refuted Stutzman's rebuttal statement and reflect the continued degradation of the Hartman property.

- vi. Hartman Exhibit 32 – Photographs of vegetation on the Complainants' property – Various photographs of the vegetation traversing the Complainants' property were included in other of the Complainants' exhibits. Therefore, separate inclusion of such depiction in Hartman Exhibit 32 is repetitious or cumulative and should be stricken. *See* Hartman Exhibit 7A.

Exhibit 32 photographs were not included in Hartman Exhibits A, B or 7A.

- vii. Hartman Exhibit 52 – Photograph of alleged erosion occurring on the Complainants' property – Various photographs of the alleged erosion on the Complainants' property were included as part of other of the Complainants' exhibits. Therefore, separate inclusion of such depiction in Hartman Exhibit 52 is repetitious or cumulative and should be stricken. *See* Hartman Exhibit B, Photograph 14.

Exhibit 52 was reviewed with Thomas Eby during cross examination and contains 7 photographs. They are not duplicative.

PPL Attacks on Relevance

- i. Hartman Exhibit 11 – Development Plans – The document purports to be a development plan for the Cottonwood Subdivision near where a portion of the Project took place. This document does not have any tendency to make the reasonableness of PPL Electric's actions more or less probable than without the evidence. Moreover, any purported facts in Hartman Exhibit 11 are of no consequence in determining this action. As such, Hartman Exhibit 11 is irrelevant and should be stricken.

Hartman Exhibit 11 reflects that all Primrose and Linden Lane properties were subject to the same ROW agreement in form, substance, and width. Accordingly, each should have been afforded the same vegetation management standards. As demonstrated, the Hartman property was not afforded the same vegetation management safeguards. Hartman vegetation was indiscriminately and dangerously sprayed with deadly herbicides. Neighboring property vegetation was hand-cut. PPL aggressively destroyed compatible vegetation and removed valuable topsoil and mountain stone from the Hartman property during construction and littered the Hartman property

with rip-rap and trash. Primrose and Linden Lane residential property was either unscathed or completely restored.

- ii. Hartman Exhibit 38 – November 15, 2021, email from PPL Electric Counsel – The Complainants claim that this email is allegedly a form of witness intimidation. While PPL Electric vehemently disagrees with this characterization, it is nonetheless irrelevant to this proceeding because it is merely an email between a PPL Electric attorney and the then-attorney for the Complainants. It is unclear what fact the Complainants believe Hartman Exhibit 38 has a tendency to make more or less probable for the issues to be decided in this proceeding, as directed in the Commission's *2020 Order*. As such, Hartman Exhibit 38 is irrelevant and should be stricken.

The email is corroborative of the Keith Kenney and Mark Groft statements that they were directed by PPL not to speak or cooperate with your Complainant. Furthermore, PPL directed me not to contact or speak to any PPL Contractors.

- iii. Hartman Exhibit 39 – Collection of emails between Mr. Hartman and Mr. Dophide from Burns and McDonnell – Through Hartman Exhibit 39, the Complainants present their attempts at securing testimony and documents from a non-party. The Complainants did not properly apply for a subpoena for any non-party at any point in this proceeding; thus, emails detailing the Complainants' informal efforts to procure a non-party's testimony and documents are wholly irrelevant to this proceeding. As such, Hartman Exhibit 39 is irrelevant and should be stricken.
- iv. Hartman Exhibit 40 – Collection of emails between Mr. Hartman and Mr. Roberts and Mr. Scott from Contract Land Staff – Through Hartman Exhibit 40, the Complainants present their attempts at securing testimony and documents from a non-party. The Complainants did not properly apply for a subpoena for any non-party at any point in this proceeding; thus, emails detailing the Complainants' informal efforts to procure a non-party's testimony and documents are wholly irrelevant to this proceeding. As such, Hartman Exhibit 40 is irrelevant and should be stricken.
- v. Hartman Exhibit 41 – Collection of emails between Mr. Hartman and a PPL Electric Contractor – Through Hartman Exhibit 41, the Complainants present their attempts at securing testimony and documents from a non-party. The Complainants did not properly apply for a subpoena for any non-party at any point in this proceeding; thus, emails detailing the Complainants' informal efforts to procure a non-party's testimony and documents are wholly irrelevant to this proceeding. As such, Hartman Exhibit 41 is irrelevant and should be stricken.
- vi. Hartman Exhibit 42 – Collection of emails between Mr. Hartman and Mr. Pataki from Quanta Services – Through Hartman Exhibit 42, the Complainants present their attempts at securing testimony and documents from a non-party. The Complainants did not properly apply for a subpoena for any non-party at any point

in this proceeding; thus, emails detailing the Complainants' informal efforts to procure a non-party's testimony and documents are wholly irrelevant to this proceeding. As such, Hartman Exhibit 42 is irrelevant and should be stricken.

- vii. Hartman Exhibit 43 – Collection of emails between Mr. Hartman and Mr. Spampinato and Mr. Scott from ECI Consultants LLC – Through Hartman Exhibit 43, the Complainants present their attempts at securing testimony and documents from a non-party. The Complainants did not properly apply for a subpoena for any non-party at any point in this proceeding; thus, emails detailing the Complainants' informal efforts to procure a non-party's testimony and documents are wholly irrelevant to this proceeding. As such, Hartman Exhibit 43 is irrelevant and should be stricken.
- viii. Hartman Exhibit 44 – Collection of emails between Mr. Hartman and Mr. Seiferth and Ms. Rodriguez from Penn Line – Through Hartman Exhibit 44, the Complainants present their attempts at securing testimony and documents from a non-party. The Complainants did not properly apply for a subpoena for any non-party at any point in this proceeding; thus, emails detailing the Complainants' informal efforts to procure a non-party's testimony and documents are wholly irrelevant to this proceeding. As such, Hartman Exhibit 44 is irrelevant and should be stricken.

Hartman Exhibits 39 – 44 are corroborative of the Keith Kenney and Mark Groft statements that they were directed by PPL not to speak or cooperate with your Complainant. Again, PPL should not be rewarded for PPL efforts to obstruct the search for the truth in this matter. The overt and obstructive behavior of PPL necessitated the inclusion of third-party statements in the Hartman testimony.

PPL allegations of unreliable testimony and exhibits

Exhibit 14 is Attachment 002 of the PPL E & S Plan in word form. The original is fine print which is virtually unreadable. PPL has had ample opportunity to uncover any typos or mischaracterizations within Exhibit 14. They have not.

Exhibits 33 and 37 were reviewed with PPL witnesses Salisbury, Eby and Stutzman, and were un-refuted. The Exhibits were corroborated by Hartman photographs and exhibits and simple common sense. Rip-rap and mile-a-minute thwart or destroy compatible and beneficial erosion deterrent vegetation, and are readily recognized as un-safe.

Improper Inclusion of Hartman Exhibits 7A through 53

PPL argued that Hartman Exhibits 7A through 53 were not properly included in the Complainants case-in-chief or in Surrebuttal testimony and exhibits and therefore should be stricken.

As reported herein, when I agreed to the litigation schedule proposed by PPL, I made it clear to PPL, repeatedly, that I did not agree to limit our testimony to the May 17, 2022, submission. Mr. Ryan agreed. In fact, I was under the impression that I would have an opportunity to present our case, in its entirety, in-person, at the scheduled August 16, 2022, hearing. At the scheduled August 16, 2022, Hearing, I intended to summarize Hartman Exhibit A and Hartman Testimony Exhibits 1 through 7 (May 17, 2022, Hartman Testimony), review Exhibit B, (May 17, 2022, Hartman Testimony photographs with dates), and testify in detail to Hartman Exhibits 7A through 57. As day one of the Hearing progressed, I learned that I was mistaken. Following cross examination by Mr. Ryan, I was afforded an opportunity to introduce Hartman Exhibits 7A through 57. I understood that Hartman Exhibits 7A through 57 were duly admitted at that time, and that in addition to using same for cross examination of PPL witnesses, I intended to testify to each exhibit in detail during Complainant Rebuttal. On the eve of the September 21, 2022, Hearing I learned that I would not have an opportunity to present Rebuttal testimony at the conclusion of PPL's defense. Nevertheless, it is my understanding that all Hartman Exhibits, A, B, and 1 through 57, including 7A, have been admitted, and can be cited within the Hearing Brief referenced by Your Honor.

Furthermore, if my Testimony was “closed” effective May 17, 2022, then PPL should have been required to raise objections and file a Motion to Strike the testimony and exhibits real-time, and not three to five months later; August 16 and October 20, 2022. The delinquent objections denied your Complainant an opportunity to gather testimony and exhibits to replace evidence which may be stricken by Your Honor before your Complainant rested.

In reference to PPL Electric Motion to Strike, Appendix A, PPL has misinterpreted my statement, “I am ready to proceed to a Hearing without submitting Surrebuttal Testimony”, and my understanding of your Honor’s reply, “You do not need to submit rebuttal testimony.” Again, I thought I would be given an opportunity to present in person Rebuttal/Surrebuttal Testimony. How could I present comprehensive written Rebuttal/Surrebuttal testimony without knowing the answers to the questions I posed PPL witnesses during cross examination? As Your Honor is aware, the PPL witnesses, during cross examination, told a different story than what appeared in their sworn statements prepared by PPL counsel.

Finally, Your Honor’s attention is respectfully directed to Page 4, Footnote 2 of the Commission’s April 16, 2020, Opinion and Order as follows: **Our Regulation at 52 Pa. Code Section 1.2(a) provides that rules of procedure may be “liberally construed to secure the just, speedy and inexpensive determination of every action or proceeding to which it is applicable” and that “(t)he ... presiding officer at any stage of an action or proceeding may disregard an error or defect of procedure which does not affect the substantive rights of the parties.” We apply this portion of the code especially in cases of pro se complainants. 52 PA Code Section 1.2(d).**

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Your Honor, the admittance of Hartman Exhibits 7A through 57, the truth, does not adversely affect the rights of the parties, to include Your Complainant and Respondent PPL. PPL has had ample opportunity to refute the integrity and veracity of the exhibits. The exhibits are probative and material to our case, and reflect the condition of our property pre-construction, during construction and post construction. Furthermore, Your Honor may recall that your Complainant voluntarily agreed to afford PPL additional time to complete delinquent Rebuttal testimony and exhibits.

PPL Allegation that Hartman Exhibits lack authentication and foundation

- i. Hartman Exhibit 16 – Line Drawing of Access Road and Crane Pads – The Complainants did not present testimony on this exhibit, nor did the Complainants indicate where it was gathered or what it depicts. As such, it is not properly authenticated and should be struck.

As clearly reflected thereon, Hartman Exhibit 16 is a PPL business record obtained via discovery in this matter.

- ii. Hartman Exhibit 18 – Google Earth Photo of Transmission Line ROW – The Complainants did not present testimony on this exhibit, nor did the Complainants indicate where it was gathered or what it depicts. Indeed, there is no indication as to whether Hartman Exhibit 18 is the transmission line ROW in question. As such, it is not properly authenticated and should be stricken.

Exhibit 18 is a stand-alone Exhibit described in the May 17, 2022, Hartman Testimony. The google satellite photo was taken on May 9, 2010, see submitted Exhibit List.

- iii. Hartman Exhibit 20 – Google Earth Photograph – The Complainants did not present testimony on this exhibit, nor did the Complainants indicate where it was gathered or what it depicts. As such, it is not properly authenticated and should be stricken.

Exhibit 20 is a stand-alone Exhibit described in the May 17, 2022, Hartman Testimony as the Hartman boulder removed by PPL to construct the Pole 76 crane pad. The google satellite photo was taken on April 15, 2016, see submitted Exhibit List.

- iv. Hartman Exhibit 25 – Photographs of Norway Spruce – The Complainants did not present testimony to properly substantiate this exhibit. Indeed, there is no indication of where or when these photographs were taken. As such, it is not properly authenticated and should be stricken.

Exhibit 25 is a stand-alone Exhibit described in the May 17, 2022, Hartman Testimony as the current status of the Norway Spruce that was decapitated and destroyed by PPL off the ROW during construction.

- v. **Hartman Exhibit 26 – Photographs of Alleged Garbage Below Pole 74 – The Complainants did not present testimony to properly lay a foundation for this exhibit. Indeed, there is no indication of where or when these photographs were taken, beyond an amorphous reference to “Pole 74.” As such, it is not properly authenticated and should be stricken.**

Exhibit 26, construction waste discarded by PPL on Hartman property below Pole 74, was reviewed with William Salisbury during cross examination and refuted Salisbury’s Rebuttal statement assertion that Appalachian Trail hikers, not PPL, discarded trash on Hartman property. Salisbury agreed that the act of discarding construction waste on Hartman property was the ultimate sign of disrespect.

- vi. **Hartman Exhibit 27 – Aerial Photograph of “PPL PA DEP PERMIT PAD22002 Application” – The Complainants did not present testimony to properly substantiate this exhibit. Indeed, there is no indication of where or when this document was gathered from. As such, it is not properly authenticated and should be stricken.**

Exhibit 27 is an attachment to PPL’s PA DEP Permit and a PPL and PA DEP business record recovered from the PA DEP. If PPL’s challenges the authenticity of the document they should be required to produce evidence of such.

- vii. **Hartman Exhibit 28 – Photographs of the Pole 75 Crane Pad – The Complainants did not present testimony to properly substantiate this exhibit. Indeed, there is no indication of where or when these photographs were taken. As such, it is not properly authenticated and should be stricken.**

Exhibit 28 was described on your Complainant’s Exhibit List, authenticated when moved for admission at the conclusion of your Complainant’s case in chief, and described and reviewed during cross examination of PPL witnesses.

- viii. **Hartman Exhibit 29 – Photographs of the Pole 75 Crane Pad and Other Portions of the ROW – The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.**

Exhibit 29 was described on your Complainant’s Exhibit List, authenticated when moved for admission at the conclusion of your Complainant’s case in chief, and described and reviewed during cross examination of PPL witnesses.

- ix. **Hartman Exhibit 30 – Photographs of Mile-a-Minute – The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.**

Exhibit 30 was described on your Complainant's Exhibit List, authenticated when moved for admission at the conclusion of your Complainant's case in chief, and described and reviewed during cross examination of PPL witnesses.

- x. Hartman Exhibit 31 – Photographs of Mile-a-Minute and NPS Lands – The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.

Exhibit 31 was described on your Complainant's Exhibit List, authenticated when moved for admission at the conclusion of your Complainant's case in chief, and described and reviewed during cross examination of PPL witnesses.

- xi. Hartman Exhibit 32 – Photographs of “Spared Vegetation” – The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.

Exhibit 32 was described on your Complainant's Exhibit List and authenticated when moved for admission at the conclusion of your Complainant's case in chief.

- xii. Hartman Exhibit 33 – Blog Post from “Bugwood.org” Describing Mile-a-Minute – The Complainants did not present testimony to substantiate this blog post. As such, it is not properly authenticated and should be stricken.

Exhibit 33 was described on your Complainant's Exhibit List, authenticated when moved for admission at the conclusion of your Complainant's case in chief, and described and reviewed during cross examination of PPL witnesses.

- xiii. Hartman Exhibit 35 – Photographs of Pole 75 Crane Pad and Pole 76 Crane Pad – The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.

Exhibit 35 was described on your Complainant's Exhibit List, authenticated when moved for admission at the conclusion of your Complainant's case in chief and described and reviewed during cross examination of PPL witnesses.

- xiv. Hartman Exhibit 36 – Photographs of “rip-rap” – The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.

Exhibit 36 was described on your Complainant's Exhibit List, authenticated when moved for admission at the conclusion of your Complainant's case in chief and described and reviewed during cross examination of PPL witnesses.

- xv. Hartman Exhibit 37 – Excerpts from Various Sources Regarding “rip-rap” – The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.

Exhibit 37 was described on your Complainant's Exhibit List, authenticated when moved for admission at the conclusion of your Complainant's case in chief and described and reviewed during cross examination of PPL witnesses.

- xvi. Hartman Exhibit 39 – Collection of emails between Mr. Hartman and Mr. Dophide from Burns and McDonnell – Through Hartman Exhibit 39, the Complainants present their attempts at securing testimony and documents from a non-party. The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.
- xvii. Hartman Exhibit 40 – Collection of emails between Mr. Hartman and Mr. Roberts and Mr. Scott from Contract Land Staff – Through Hartman Exhibit 40, the Complainants present their attempts at securing testimony and documents from a non-party. The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.
- xviii. Hartman Exhibit 41 – Collection of emails between Mr. Hartman and a PPL Electric Contractor – Through Hartman Exhibit 41, the Complainants present their attempts at securing testimony and documents from a non-party. The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.
- xix. Hartman Exhibit 42 – Collection of emails between Mr. Hartman and Mr. Pataki from Quanta Services – Through Hartman Exhibit 42, the Complainants present their attempts at securing testimony and documents from a non-party. The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.
- xx. Hartman Exhibit 43 – Collection of emails between Mr. Hartman and Mr. Spampinato and Mr. Scott from ECI Consultants LLC – Through Hartman Exhibit 43, the Complainants present their attempts at securing testimony and documents from a non-party. The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.
- xxi. Hartman Exhibit 44 – Collection of emails between Mr. Hartman and Mr. Seiferth and Ms. Rodriguez from Penn Line – Through Hartman Exhibit 44, the Complainants present their attempts at securing testimony and documents from a non-party. The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.

Hartman Exhibits 39 – 44 were described on your Complainant's Exhibit List, authenticated when moved for admission at the conclusion of your Complainant's case in chief and are corroborative of the Keith Kenney and Mark Groft statements that they were directed by PPL not to speak or cooperate with your Complainant. Again, PPL should not be rewarded for PPL efforts to obstruct the search for the truth in this matter.

- xxii. Hartman Exhibit 47 – Photographs of “Needless and Careless PPL Excavation” – The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.

Hartman Exhibits 47 is a stand-alone Exhibit fully described and authenticated in Exhibit A, Hartman Testimony, described on your Complainant’s Exhibit List, and authenticated when moved for admission at the conclusion of your Complainant’s case in chief. The photographs were reviewed with PPL witnesses.

- xxiii. Hartman Exhibit 48 – August 31, 2020 Email from Complainants to ALJ – The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.

Hartman Exhibits 48 is a stand-alone Exhibit described on your Complainant’s Exhibit List and authenticated when moved for admission at the conclusion of your Complainant’s case in chief. Your Complainant’s August 31, 2020, Motion to Compel refutes a PPL witness statement, likely inserted by PPL counsel, that your Complainant failed to file a Motion to Compel in this matter.

- xxiv. Hartman Exhibit 49 – Photographs Comparing Access Road on Hartman Property Compared to NPS Property – The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.

Hartman Exhibits 49 is a stand-alone Exhibit fully described and authenticated in Exhibit A, Hartman Testimony, described on your Complainant’s Exhibit List, and authenticated when moved for admission at the conclusion of your Complainant’s case in chief.

- xxv. Hartman Exhibit 50 – Photographs Comparing Access Road on Hartman Property Compared to Wech Property – The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.

Hartman Exhibits 50 is a stand-alone Exhibit fully described and authenticated in Exhibit A, Hartman Testimony, described on your Complainant’s Exhibit List, and authenticated when moved for admission at the conclusion of your Complainant’s case in chief.

- xxvi. Hartman Exhibit 51 – Photograph of “Topsoil reclaimed from Pole 77 on border of Hartman–Rosewarne property was given to Rosewarne” – The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.

Hartman Exhibits 51 described on your Complainant's Exhibit List and authenticated when moved for admission at the conclusion of your Complainant's case in chief. The exhibit was further described and authenticated during cross examination.

- xxvii. Hartman Exhibit 52 – Photograph of Alleged Erosion – The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.

Hartman Exhibits 52 is a stand-alone Exhibit fully described and authenticated in Exhibit A, Hartman Testimony, described on your Complainant's Exhibit List, and authenticated when moved for admission at the conclusion of your Complainant's case in chief. The exhibit was further described and authenticated during the cross examination of Thomas Eby.

- xxviii. Hartman Exhibit 53 – Photographs of Peters Mountain – The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.

Hartman Exhibits 53 is a stand-alone Exhibit fully described and authenticated on your Complainant's Exhibit List and authenticated when moved for admission at the conclusion of your Complainant's case in chief. The exhibit was further described and authenticated during the cross examination of Thomas Eby and William Salisbury.

- xxix. Hartman Exhibit 54 – April 3, 2019 Email from Complainants to PPL Electric and its Contractors – The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.

Hartman Exhibits 54 is corroborative of Exhibit A, Hartman Testimony, described on your Complainant's Exhibit List, and authenticated when moved for admission at the conclusion of your Complainant's case in chief. The email which was sent by your Complainant to PPL contractors and a PPL employee, Eberwein, should be available for authentication among PPL's business records, and should have been produced by PPL during discovery.

- xxx. Hartman Exhibit 55 – Photographs of Herbicide Application – The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.

Hartman Exhibits 55 is a stand-alone Exhibit fully described and authenticated in Exhibit A, your Complainant's Exhibit List and authenticated when moved for admission at the conclusion of your

Complainant's case in chief. The exhibit was further described and authenticated during the cross examination of Matthew Stutzman.

- xxxi. Hartman Exhibit 56 – August 12, 2022 Vegetation and Access Road on the North Side of Peters Mountain – The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.

Hartman Exhibits 56 is a stand-alone Exhibit fully described and authenticated on your Complainant's Exhibit List and authenticated when moved for admission at the conclusion of your Complainant's case in chief.

- xxxii. Hartman Exhibit 57 – February 6, 2019 Email from Kimberly Nettles – The Complainants did not present testimony to properly substantiate this exhibit. As such, it is not properly authenticated and should be stricken.

Hartman Exhibits 57 is a stand-alone Exhibit fully described and authenticated on your Complainant's Exhibit List and authenticated when moved for admission at the conclusion of your Complainant's case in chief. Exhibit 57 content was referenced in paragraph 13 of the Hartman testimony, Exhibit A. It is a PPL business record recovered from PPL during discovery in this matter.

Your Complainant respectfully requests that your Honor deny PPL's Motion to Strike in its entirety so that we can conclude this matter with a fair, complete, and comprehensive record.

Sincerely,

Michael Hartman

Sharon Hartman

Complainants

1650 Primrose Lane

Dauphin, PA 17018

angelgah@comcast.net

717-315-9473

DATE OF DEPOSIT

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**PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU**

C-2019-3008272 - MICHAEL AND SHARON HARTMAN v. PPL ELECTRIC UTILITIES CORPORATION
COMPLAINANT

MICHAEL HARTMAN
SHARON HARTMAN
1650 PRIMROSE LANE
DAUPHIN PA 17018
(717) 315-9473

angelgah@comcast.net

PENNSYLVANIA PUBLIC UTILITY COMMISSION

HONORABLE STEVEN K. HAAS
ADMINISTRATIVE LAW JUDGE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

skhaas@pa.gov

SECRETARY'S BUREAU
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
2ND FLOOR, ROOM N201
400 NORTH STREET
HARRISBURG, PA 17120

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NICHOLAS A STOBBE ESQUIRE
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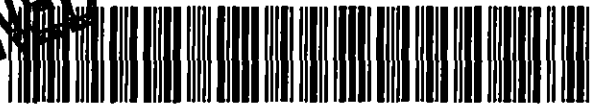
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