**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 : (On Remand)

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

**AMENDED PREHEARING ORDER**

This matter, initiated in 2021, is now on remand from the Commonwealth Court’s March 9, 2023 Opinion and Order. The reader is directed to the prehearing conference order served on June 22, 2023, for a detailed rendition of the history of this case.

By hearing notice dated June 21, 2023, the Office of Administrative Law Judge scheduled a prehearing conference by telephone on June 28, 2023.[[1]](#footnote-1)

The prehearing conference convened as scheduled. Counsel for PECO, Christopher Lewis, Frank Tamulonis and Stephen Zumbrun, and Marple Township, Adam Matlawski and Kaitlyn Searls appeared. Self-represented intervenors Julia Baker and Ted Uhlman also appeared. Approximately 60 interested individuals also called in to monitor the proceedings. I memorialized the litigation schedule and other matters discussed in a prehearing order issued on July 5, 2023.

On September 14, 2023, Marple Township filed a petition to amend the deadlines for the close of discovery and the exchange of written testimony. Marple Township represented that PECO, Ms. Baker and Mr. Uhlman agreed to the proposed schedule change. The Parties were notified by email that the amendments would be approved. This order memorializes that approval.

THEREFORE,

IT IS ORDERED:

1. That the Petition of Marple Township for an Extension of Time for Service of Remand Direct and Rebuttal Testimony is granted.

2. That the revised litigation schedule is as follows:

|  |  |
| --- | --- |
| Date | Event |
| June 28, 2023 | Prehearing Conference |
| June 28, 2023 | Remand Discovery begins |
| September 22, 2023 | Service of Supplemental Direct Testimony of All Parties |
| October 2, 2023 | Deadline for All Written Discovery to be propounded |
| October 30, 2023 | Service of Supplemental Rebuttal Testimony of All Parties |
| November 14-17, 2023 | Technical evidentiary hearings in Philadelphia |
| December 15, 2023 | Filing and service of main briefs |
| December 29, 2023 | Filing and service of reply briefs |

3. That all other provisions of the July 5, 2023 Prehearing Order remain in effect.

Date: September 19, 2023 /s/

Mary D. Long

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. (ON REMAND)**

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**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 (ON REMAND)**

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1. Administrative Law Judge Emily I. DeVoe was unavailable and the case was assigned to me by Judge Change Notice dated June 28, 2023. [↑](#footnote-ref-1)