

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of PECO Energy Company Filed :
Pursuant to 52 Pa. Code § 57.71 et seq. for : A-2024-3051467
Approval of the Siting and Construction of the :
Brandon Shores Retirement Mitigation Project :
Located in Peach Bottom Township, York County, :
Pennsylvania and Petition for Waiver of :
52 Pa. Code § 57.72(c)(10) :

PREHEARING ORDER

**Directing Publication of Notice of Prehearing Conference
and Deadlines to file Protests and Petitions to Intervene**

On September 30, 2024, PECO Energy Company filed its Application and Petition for Waiver, pursuant to 52 Pa. Code §§ 57.72 et seq. and the Pennsylvania Public Utility Commission’s Interim Guidelines for the Filing of Electric Transmission Line Siting Applications at 52 Pa. Code §§ 69.3101 et seq., requesting Commission approval to site and construct transmission lines and related facilities associated with the proposed PJM 2022 Reliability Window #3 Project. Additionally, PECO Energy Company requests waiver of the requirement in 52 Pa. Code § 57.72(c)(10) to provide alternative routes and of the Commission’s interim guidelines at 52 Pa. Code § 69.3105 to the extent necessary. The Application was filed with the Pennsylvania Public Utility Commission at Docket No. A-2024-3051463.

Also on September 30, 2024, PECO Energy Company filed its Application and Petition for Waiver, pursuant to 52 Pa. Code §§ 57.72 et seq. and the Pennsylvania Public Utility Commission’s Interim Guidelines for the Filing of Electric Transmission Line Siting Applications at 52 Pa. Code §§ 69.3101 et seq., requesting Commission approval to site and construct transmission lines and related facilities associated with the proposed Brandon Shores Retirement Mitigation Project. Additionally, PECO Energy Company requests waiver of the requirement in 52 Pa. Code § 57.72(c)(10) to provide alternative routes and of the Commission’s

interim guidelines at 52 Pa. Code § 69.3105 to the extent necessary. The Application was filed with the Pennsylvania Public Utility Commission at Docket No. A-2024-3051467.

A telephonic Prehearing Conference has been scheduled in the proceedings filed at Docket Nos. A-2024-3051463 and A-2024-3051467 for December 19, 2024, beginning at 10:00 a.m.

At the above date and time, those wishing to participate at the Prehearing Conference must call into the conference, by following the instructions below. Participants will not be called by the Presiding Officer.

To participate in the prehearing conference, Participants must:

- Dial the toll-free Conference number below
- Enter the PIN number below when instructed
- Speak the caller's name when prompted, and press #
- Then, the telephone system will connect the caller to the hearing

The telephone number to call in order to participate in the prehearing conference is:

Toll-free Bridge Number: 1-866-421-8851
PIN Number: 66640466

At the Prehearing conference, the parties should be prepared to discuss all relevant issues related to these two proceedings and any related proceedings, a litigation schedule, as well as any request to consolidate these proceedings and any other related proceedings.

In addition, the Parties and Public may review filings and further requirements or Orders entered in these proceedings at the Docket numbers referenced above, on the Pennsylvania Public Utility Commission website at: www.puc.pa.gov/search/document-search/

Furthermore, formal protests and petitions to intervene must be filed in accordance with Title 52 of the Pennsylvania Code, on or before December 3, 2024. All filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA

17105-3265, and with a copy served on PECO Energy Company.

In addition, this order directs PECO Energy Company to publish notices of the prehearing conference and deadline for the filing of protests and petitions to intervene, where applicable, in two newspapers of general circulation once per week for two consecutive weeks prior to the date of the prehearing conference, consistent with the Pennsylvania Public Utility Commission, Commission regulations and the ordering paragraphs below. The first notices shall be published at least 45 days prior to the prehearing conference scheduled for December 19, 2024, and the second notices shall be published not later than 7 days after the first notices are published.

Proof of publication shall be filed with the Secretary with a copy provided to the undersigned presiding officer.

Accordingly, the following Order will be entered.

THEREFORE,

IT IS ORDERED:

1. That PECO Energy Company shall publish notices of the prehearing conference and deadline for the filing of protests and petitions to intervene, where applicable, in two newspapers of general circulation once per week for two consecutive weeks prior to the date of the prehearing conference. The first notices in each publication shall be published at least 45 days prior to the prehearing conference scheduled for December 19, 2024, and the second notices shall be published not later than 7 days after the first notice is published in each newspaper of general circulation. The Notices shall be published in the newspapers of general circulation in the areas where the proposed transmission lines exist, are to be constructed, and/or are to be rebuilt.

2. That said Notices shall also include the address and electronic address to apprise the public regarding how and where protests and petitions to intervene may be filed and

where to provide PECO Energy Company with a copy of protests and petitions to intervene in these proceedings.

3. That said Notices shall also include the address where the public may obtain information from PECO Energy Company related to the filings, and a statement identifying the filings, the date on which the filings were made, a description of the proposed projects and action to be taken, and a description of how and where the Applications are available for public examination.

4. That PECO Energy Company shall file proof of publication with the Secretary of the Pennsylvania Public Utility Commission and serve a copy on the presiding officer, within two weeks of publication.

Date: October 9, 2024

_____/s/_____
Christopher P. Pell
Deputy Chief Administrative Law Judge

A-2024-3051467 - APPLICATION OF PECO ENERGY COMPANY-ELECTRIC FILED PURSUANT TO 52 PA. CODE §§ 57.71 ET SEQ. FOR APPROVAL OF THE SITING AND CONSTRUCTION OF THE BRANDON SHORES RETIREMENT MITIGATION PROJECT LOCATED IN PEACH BOTTOM TOWNSHIP, YORK COUNTY, PENNSYLVANIA AND PETITION FOR WAIVER OF 52 PA. CODE § 57.72(C)(10).

KENNETH M KULAK ESQUIRE
MORGAN LEWIS & BOCKIUS
2222 MARKET STREET
PHILADELPHIA PA 19103-3007
215.963.5384
ken.kulak@morganlewis.com
Accepts eService
(*Counsel for PECO Energy Company*)

ANTHONY GAY ESQUIRE
EXELON
2301 MARKET STREET
LEGAL DEPARTMENT S23-1
PHILADELPHIA PA 19103
215.841.4635
anthony.gay@exeloncorp.com
Accepts eService

PATRICK M CICERO ESQUIRE
OFFICE OF CONSUMER
ADVOCATE
555 WALNUT STREET 5TH
FLOOR
FORUM PLACE
HARRISBURG PA 17101
717.783.5048
pcicero@paoca.org
Accepts eService

NAZAARAH SABREE
OFFICE OF SMALL BUSINESS
ADVOCATE
555 WALNUT STREET
FORUM PLACE 1ST FLOOR
HARRISBURG PA 17101
717.783.2525
ra-sba@pa.gov
Served via email

ALLISON C KASTER ESQUIRE
DIRECTOR
PA PUBLIC UTILITY COMMISSION
BI&E LEGAL TECHNICAL
SECOND FLOOR WEST
400 NORTH STREET
HARRISBURG PA 17120
717.783.7998
akaster@pa.gov
Accepts eService

YORK COUNTY
PLANNING COMMISSION
ADMINISTRATIVE CENTER
28 E MARKET STREET
THIRD FLOOR
YORK PA 17401
ATTN: FELICIA DELL DIRECTOR
Served via first-class mail

JULIE WHEELER PRESIDENT
YORK COUNTY COMMISSIONERS
28 EAST MARKET STREET
YORK PA 17401
717.771.9964
jlwheeler@yorkcountypa.gov
Served via email

JONELLE HARTER ESHBACH ESQUIRE
YORK COUNTY SOLICITOR
ADMINISTRATIVE CENTER
28 EAST MARKET STREET
YORK PA 17401
Served via first-class mail

DAVID E GEMMILL CHAIR
PEACH BOTTOM T TOWNSHIP
6880 DELTA ROAD SUITE 3
DELTA PA 17314
Served via first-class mail

CRAIG S. SHAMETZKA ESQUIRE
PEACH BOTTOM TOWNSHIP
SOLICITOR
CGA LAW FIRM
135 NORTH GEORGE STREET
YORK PA 17401
Served via first-class mail

PA DEPARTMENT OF
ENVIRONMENTAL PROTECTION
MARKET STREET
STATE OFFICE BUILDING
PO BOX 2063
HARRISBURG PA 17105-2063
ATTN: OFFICE OF FIELD OPERATIONS
Served via first-class mail

CONSTELLATION PRESIDENT
1310 POINT STREET
BALTIMORE MD 21231
ATTN: JOSEPH DOMINGUEZ
Served via first-class mail

PA DEPARTMENT OF
TRANSPORTATION
COMMONWEALTH KEYSTONE
BUILDING
400 NORTH STREET 5TH FLOOR
HARRISBURG PA 17120
ATTN: JEFFERY SPOTTS ESQUIRE
Served via first-class mail

YORK COUNTY
CONSERVATION DISTRICT
2401 PLEASANT VALLEY ROAD
SUITE 101 RM #139
YORK PA 17402
ATTN: ERIC JORDAN
Served via first-class mail

FEDERAL AVIATION
ADMINISTRATION EASTERN
OBSTRUCTION EVALUATION
10101 HILLWOOD PARKWAY
FORT WORTH TX 76177
ATTN: DAVE MADDOX
Served via first-class mail

PA FISH AND BOAT
COMMISSION NATURAL
DIVERSITY SECTION
450 ROBINSON LANE
BELLEFONTE, PA 16823-9620
ATTN: CHRISTOPHER A. URBAN
Served via first-class mail

PA HISTORICAL & MUSEUM
COMMISSION BUREAU FOR
HISTORIC PRESERVATION
KEYSTONE BUILDING
400 NORTH STREET 2ND FLOOR
HARRISBURG, PA 17120-0053
ATTN: DOUGLASS C. MCLEAREN
Served via first-class mail

PA DEPARTMENT OF CONSERVATION
& NATURAL RESOURCES
RACHEL CARSON STATE
OFFICE BUILDING
400 MARKET STREET
HARRISBURG PA 17105-8767
ATTN: REBECCA BOWEN
Served via first-class mail

U.S. FISH AND WILDLIFE SERVICE
PENNSYLVANIA FIELD OFFICE
110 RADNOR RD SUITE101
STATE COLLEGE PA16801
ATTN: LESA LINDSAY
Served via first-class mail

PA GAME COMMISSION
2001 ELMERTON AVENUE
HARRISBURG PA 17110-9797
ATTN: DR. MATTHEW SCHNUPP
Served via first-class mail

HUNTER L KUSER
15 141ST STREET, UNIT B
OCEAN CITY MD 21842-2011
Served via first-class mail

JOSHUA & LAUREN GRIFFITH
407 LAY ROAD
DELTA PA 17314
Served via first-class mail

RICHARD O BAKER
431 LAY RD
DELTA PA 17314
Served via first-class mail

47 DELTA LLC
449 LAY RD
DELTA, PA 17314
Served via first-class mail

GRIMMEL FARMS LP
3855 FEDERAL HILL RD
JARRETTSVILLE, MD 21084
Served via first-class mail

TROYER FARMS LLC
17905 TROYER RD
WHITE HALL MD 21161-9456
Served via first-class mail

DONALD & JUDY HAMMONS
99 STONE ROAD
DELTA PA 17314
Served via first-class mail

HOLDEN L HERSEY
687 PIKES PEAK RD
DELTA PA 17314-8518
Served via first-class mail

SCOTT & KIMBERLY TAYLOR
613 PIKES PEAK ROAD
DELTA PA 17314
Served via first-class mail

BRUCE HANNAH JR.
171 STONE ROAD
DELTA PA 17314
Served via first-class mail

JAMES & BETTY YEAGER
139 STONE ROAD
DELTA PA 17314
Served via first-class mail

ALLEN & AUDREY COOGLE
119 STONE ROAD
DELTA PA 17314
Served via first-class mail

U.S. ARMY CORPS OF ENGINEERS
BALTIMORE DISTRICT CORPORATE
COMMUNICATION OFFICE
2 HOPKINS PLAZA
BALTIMORE MARYLAND 21201