



FITZPATRICK
LENTZ & BUBBA
ATTORNEYS AT LAW

GRAIG M. SCHULTZ
Direct Dial: 610.351.0162
gschultz@flblaw.com

June 30, 2025

VIA ELECTRONIC FILING

Matthew L. Homsher, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
P.O. Box 3265
Harrisburg, PA 17105-3265

**RE: Application of PPL Electric Utilities Corporation for approval of the alteration of the crossing where State Route 1005 (Mount Sidney Road) crosses, above grade, tracks of the National Railroad Passenger Service (AMTRAK) (DOT 518 160 Y) for the purpose of replacing an existing utility pole and relocating an aerial utility line in East Lampeter Township, Lancaster County
File No. A-2025-3054947**

Dear Secretary Homsher:

Enclosed for filing is PPL Electric Utilities Corporation's Preliminary Objections to Amtrak's Letter Objection to its May 1, 2025 Application.

Copies of the Preliminary Objections are being provided as indicated on the Certificate of Service.

Respectfully submitted,



GRAIG M. SCHULTZ

Enclosure

cc: PPL Electric Utilities Corporation

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

In re: Application of PPL Electric Utilities Corporation for approval of the alteration of the crossing where State Route 1005 (Mount Sidney Road) crosses, above grade, tracks of the National Railroad Passenger Service (AMTRAK) (DOT 518 160 Y) for the purpose of replacing an existing utility pole and relocating an aerial utility line in East Lampeter Township, Lancaster County

File No. A-2025-3054947

NOTICE TO PLEAD

To: Amtrak
Attn: Real Estate/Utility Occupancies
2955 Market Street
Cube 5S-032
Philadelphia, PA 19104

Pursuant to 52 Pa. Code § 5.101(b), you are hereby notified that an answer to PPL Electric Utilities Corporation's Preliminary Objections Amtrak's Letter Objection to its May 1, 2025 Application must be filed within ten (10) days of the date of service of said Preliminary Objections.

Dated: June 30, 2025

By: 

Graig M. Schultz

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

In re: Application of PPL Electric Utilities Corporation for approval of the alteration of the crossing where State Route 1005 (Mount Sidney Road) crosses, above grade, tracks of the National Railroad Passenger Service (AMTRAK) (DOT 518 160 Y) for the purpose of replacing an existing utility pole and relocating an aerial utility line in East Lampeter Township, Lancaster County

File No. A-2025-3054947

**PPL ELECTRIC UTILITIES CORPORATION’S PRELIMINARY OBJECTIONS TO
AMTRAK’S LETTER OBJECTION TO ITS MAY 1, 2025 APPLICATION**

PPL Electric Utilities Corporation (“PPL Electric”), by and through its undersigned attorneys, Fitzpatrick Lentz & Bubba, P.C., hereby objects to Amtrak’s Letter Objection to its May 1, 2025 Application as follows:

1. On May 1, 2025, PPL Electric submitted an application with the Pennsylvania Public Utility Commission (the “Commission”) requesting approval to alter the public crossing within Amtrak’s right of way for the purpose of replacing an existing utility pole and relocating aerial facilities (the “Application”). A true and correct copy of the Application is attached hereto as **Exhibit A**.

2. The Application was submitted pursuant to Title 66, Section 2702, of the Pennsylvania Public Utility Code.

3. By correspondence dated May 27, 2025, the Commission, through the Transportation Division–Rail Safety Section of the Bureau of Technical Utility Services, gave notice to Amtrak, among others, that objections to the Application were to be submitted by June 16, 2025. A true and correct cop of said correspondence is attached hereto as **Exhibit B**.

4. The letter provides in pertinent part: “Please e-file any written objections and formal correspondence via <https://efiling.puc.pa.gov> and email a copy to the below address.” See

Ex. B.

5. On June 16, 2025, Amtrak—through correspondence dated June 15, 2025—filed an objection to the Application (the “Letter Objection”). A true and correct copy of the Letter Objection is attached hereto as **Exhibit C.**

6. Amtrak’s Letter Objection does not advance a substantive objection to the Application.

7. Instead, Amtrak’s Letter Objections appears to object to the Application on the basis that PPL Electric “must submit” the Application via Amtrak’s online portal. See **Ex. C.**

8. Amtrak’s Letter Objection also states that it “will provide comments back to [PPL Electric]” after Amtrak completes its review of the Application. See *id.*

9. The Rules of Administrative Practice and Procedure of the Commission (the “Rules”) provide for the filing of preliminary objections. See 52 Pa. Code § 5.101.

10. Preliminary objection practice before the Commission is analogous to Pennsylvania civil practice regarding preliminary objections. *Equitable Small Transp. Intervenors v. Equitable Gas Co.*, No. C-00935435, 1994 WL 932315, at *1 (Pa. P.U.C. July 18, 1994) (citation omitted).

11. Preliminary objections will be granted only where the right to relief is clearly warranted and free from doubt. See *Interstate Traveller Servs., Inc. v. Com., Dep’t of Env’t Res.*, 406 A.2d 1020, 1022 (Pa. 1979) (citing *Baker v. Brennan*, 213 A.2d 362 (Pa. 1965)). The Commission follows this standard. *Montague v. Philadelphia Elec. Co.*, No. C-871540, 0088 WL 1534888 (Pa. P.U.C. Jan. 6, 1988).

12. Preliminary objections are properly filed on the following grounds: (1) Lack of Commission jurisdiction or improper service of the pleading initiating the proceeding; (2) Failure of a pleading to conform to this chapter or the inclusion of scandalous or impertinent matter; (3) Insufficient specificity of a pleading; (4) Legal insufficiency of a pleading; (5) Lack of capacity to sue, nonjoinder of a necessary party or misjoinder of a cause of action; (6) Pendency of a prior proceeding or agreement for alternative dispute resolution; and (7) Standing of a party to participate in the proceeding. 52 Pa. Code § 5.101(a)(1)-(7).

13. In this case, PPL Electric objects to Amtrak's Letter Objection because Amtrak's Letter Objection fails to conform to the Rules, is insufficiently specific, and is legally insufficient.

14. As noted above, PPL Electric filed its application pursuant to 66 Pa.C.S.A. § 2702, which provides:

No public utility, engaged in the transportation of passengers or property, shall, without prior order of the commission, construct its facilities across the facilities of any other such public utility or across any highway at grade or above or below grade, or at the same or different levels; and no highway, without like order, shall be so constructed across the facilities of any such public utility, and, without like order, no such crossing heretofore or hereafter constructed shall be altered, relocated, suspended or abolished.

15. Under Section 2702, the Commission has the exclusive power to prescribe how highway-railroad crossing should be constructed. *Dep't of Highways v. Pennsylvania Pub. Util. Comm'n*, 182 A.2d 267, 271 (Pa. Super. 1962) (citations omitted).

16. As part of its power, the PUC can direct the details of construction so as to provide for occupancy and relocation of the facilities of a utility occupying a highway or street in the area under commission jurisdiction. *Id.*

17. If Amtrak desires to object to the approval of the Application, it is required to file a protest in the within proceeding. *See* 52 Pa. Code § 5.51(a) (“A person objecting to the approval of an application filed with the Commission may file a protest to the application.”).

18. In addition, a protest to an application must:

- a. Set out clearly and concisely the facts from which the alleged interest or right of the protestant can be determined;
- b. State the grounds of the protest; and
- c. Set forth the facts establishing the protestant’s standing to protest.

See 52 Pa. Code § 5.52(a)(1)-(3).

19. Further, a protest must be filed with the Secretary and served upon the applicant or the applicant’s attorney. 52 Pa. Code § 5.52(c).

20. In this case, Amtrak has failed to comply with the Rules governing a protest to the Application, as the contents of its “protest” do not contain the requisite specificity to conform with 52 Pa. Code § 5.52(a)(1)-(3).

21. Specifically, Amtrak has failed to state the grounds for its protest.

22. In addition, Amtrak’s assertion that PPL Electric must also submit an application through its online portal is contrary to Pennsylvania law and is therefore legally insufficient.

23. To the contrary, Amtrak has no legal right to impose on PPL Electric a separate review process outside the purview of the Commission’s review.

24. Amtrak essentially seeks to remove from the Commission its exclusive authority over railroad crossings.

25. For each of the foregoing reasons, Amtrak’s Letter Objection fails to conform to the Rules, is not sufficiently specific, and is otherwise legally insufficient.

26. As a result, PPL Electric's objections should be sustained, and Amtrak's Letter Objection should be stricken with prejudice.

WHEREFORE, PPL Electric Utilities Corporation respectfully requests that the Commission sustain its Preliminary Objections and strike with prejudice Amtrak's Letter Objection to its Application.

Dated: June 30, 2025

Respectfully submitted,

By:



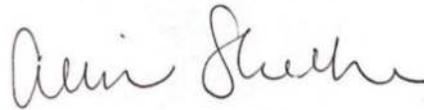
Ronald J. Reybitz (PA I.D. No. 78863)
Graig M. Schultz (PA I.D. No. 207123)
FITZPATRICK LENTZ & BUBBA, P.C.
645 West Hamilton Street, Suite 800
Allentown, PA 18101
Telephone: 610.797.9000
Facsimile: 610.797.6663
rreybitz@flblaw.com
gschultz@flblaw.com

Mallory J. Sweeney (PA I.D. No. 316352)
PPL Service Corporation
645 West Hamilton Street, Suite 700
Allentown, PA 18101
Telephone: 610- 774-5314
mjsweeney@pplweb.com

Counsel for PPL Electric Utilities Corp.

VERIFICATION

I, Allison N. Sheeche, Supervisor-Distribution Right of Way, do state that I am authorized to make this statement on behalf of PPL Electric Utilities Corporation and verify that I have read the foregoing Preliminary Objections to Amtrak's May 27, 2025, Email Response to PPL Electric's Application and that the within information is true and correct to the best of my knowledge, information and belief. To the extent that the contents of the pleading are that of counsel, Verifier has relied upon counsel in making this verification. This verification is made subject to the penalties of 18 Pa.C.S. § 4904, relating to unsworn falsification to authorities.



Allison N. Sheeche
Supervisor-Distribution Right of Way

Date: 06/30/2025

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

In re: Application of PPL Electric Utilities Corporation for approval of the alteration of the crossing where State Route 1005 (Mount Sidney Road) crosses, above grade, tracks of the National Railroad Passenger Service (AMTRAK) (DOT 518 160 Y) for the purpose of replacing an existing utility pole and relocating an aerial utility line in East Lampeter Township, Lancaster County

File No. A-2025-3054947

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Preliminary Objections to Amtrak's Letter Objection to its May 1, 2025 Application have 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 party.

VIA ELECTRONIC MAIL

Mark Chappel, P.E. Chief
Bureau Of Project Delivery
P.O. Box 3362
Harrisburg, PA 17105-3362
marchappel@pa.gov
sfention@pa.gov

VIA ELECTRONIC MAIL

Karen Cummings
Office Of Chief Counsel
PENNDOT
P.O. Box 8212
Harrisburg, PA 17105-8212
kcummings@pa.gov

VIA ELECTRONIC MAIL

PENNDOT Engineering District 8-0
2140 Herr Street
Harrisburg, PA 17103
alasloudji@pa.gov

VIA ELECTRONIC MAIL

Lancaster County Courthouse
Attn: Permits/Public Works
50 North Duke Street
Lancaster, PA 17608
kbarr@lancastercountypa.gov

VIA ELECTRONIC MAIL

Amtrak
Attn: Real Estate/Utility Occupancies
2955 Market Street
Cube 5S-032
Philadelphia, PA 19104
krista.keene@amtrak.com
christopher.witwick@amtrak.com
pipewire@amtrak.com

VIA ELECTRONIC MAIL

DQE Communications
Attn: Engineering
45 South 23rd Street
Pittsburgh, PA 15203
chays@dqe.com

Dated: June 30, 2025

VIA ELECTRONIC MAIL

East Lampeter Township
2250 Old Philadelphia Pike
Lancaster, PA 17602
rhutchison@eastlampetertownship.org

By: 

Graig M. Schultz



651 Delp Road

Lancaster, Pennsylvania 17601

May 1, 2025

Ms. Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

**RE: APPLICATION FOR for approval of
Alteration of crossing 518160Y by installation of
electric facilities where Mount Sidney Road (SR 1005)
crosses by overpass the tracks of Amtrak, East Lampeter
Township in Lancaster County**

Dear Secretary Chiavetta,

In accordance with Public Utility Code, Title 66, Chapter 2702, enclosed please find an application requesting permission to alter the crossing of **Amtrak**. Said crossing will be within the public right of way confines of **Mount Sidney Road**. It is located in the Township of East Lampeter, Lancaster County.

Said crossing will consist of the alteration of removing a wooden transmission pole, transferring overhead wires to a steel transmission pole over the track of **Amtrak** and right of way. The **wood pole, steel pole and overhead cables and conductors** are located within Public Right of Way. This is an existing crossing 518160Y.

PPL Electric Utilities will provide copies of same to all parties listed under its Certificate of Service.

Please review and provide the appropriate authorization to this office.

Should you have any questions please contact this office.

Sincerely,


Chelsea Pine
Agent - Right of Way

Enclosures

cc: Rodney D. Bender, P.E.
Chief-Bureau of Rail Safety
PA Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

BEFORE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

In re: Application of PPL Electric Utilities for approval of the alteration of the crossing 518160Y by the installation of electric facilities where Mount Sidney Road (State Road 1005) crosses by overpass the tracks of Amtrak, located in East Lampeter Township in Lancaster County.

Application

Docket No.

To Pennsylvania Public Utility Commission:

1. The name and address of applicant are:

PPL Electric Utilities Corporation
645 Hamilton Street, Suite 601
Allentown, PA 18101

2. The name and address of the applicant's attorney are

Office of General Council
Attn: Mallory Sweeney
645 Hamilton Street, Suite 601
Allentown, PA 18101

3. PPL Electric Utilities wishes to transfer conductors from a condemned wood pole in East Lampeter Township, Lancaster County, PA. to steel pole number 43122s26233.

The power conductors cross Amtrak Railroad rails within the public right-of-way of Mount Sidney Road. The condemned wood pole, to be removed, is pole number 43125S26211.

4. The proposed transfer of conductors will be to a steel utility pole located at Lat/Long 40.04322448605405, -76.20918267791416. The steel utility pole will support aerial utility cables. Mount Sidney Road crosses by overpass the railroad. See attached Exhibit "A". The completion date for this project is December 31, 2025.

5. The public utilities, municipalities, corporations and property owners concerned in, or affected by, the crossing alteration are identified in Exhibit "B" attached hereto

6. The expected cost for the construction procedure is \$8,552. PPL Electric Utilities will pay all costs of construction of the utility pole replacement, as well as, be responsible for installing, maintaining and inspecting the facilities.

7. The alteration is necessary or proper for the following reasons: to support current and future loading conditions, to provide continued utility services to the residents .

8. PPL Electric requests that the Commission's Order include the following language:

Amtrak, at the sole cost and expense of PPL Electric, shall furnish all materials and perform all work relating to its facilities which may be required as incidental to the performance of PPL Electric's proposed work, and shall furnish construction engineering and inspection service, if required, as a result of the proposed work. PPL Electric, at its sole cost and expense, shall, or require its contractor to, furnish and maintain flaggers, selected from a list of vendors qualified to provide protective services on the rail system of Amtrak. Should PPL Electric or its contractor be unable to schedule the flaggers when needed from the listing of qualified vendors, Amtrak shall work diligently and in good faith to assist PPL Electric in finding qualified flagging services, including coordinating a conversation with the flagging vendors to discuss providing the flagging services, so as not to unreasonably delay the work subject to this application. PPL Electric shall not be required to obtain any additional rights or approvals from Amtrak with respect to the work relating to this application.

Wherefore, applicant prays your Honorable Commission to approve the application:

(Signature of Applicant)

§ 1.36. Verification.

(a) Applications, petitions, formal complaints, motions and answers thereto containing an averment of fact not appearing of record in the action or containing a denial of fact shall be personally verified by a party thereto or by an authorized officer of the party if a corporation or association. Verification means a signed written statement of fact supported by oath or affirmation or made subject to the penalties of 18 Pa. C.S. §4904 (relating to unsworn falsification to authorities). If verification is required, notarization is not necessary.

(b) The Verification form should comply substantially with the following:

VERIFICATION

I, Chelsea A. Pinc, hereby state that the facts above set forth are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).

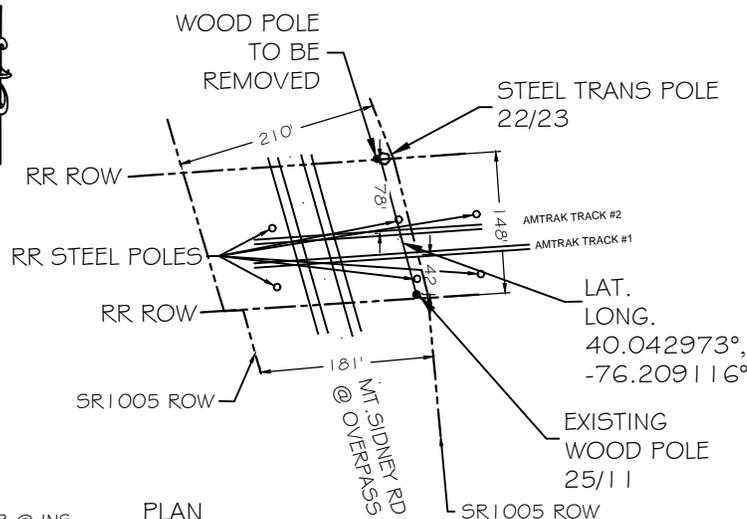
Date: 5/11/25

Chelsea A. Pini

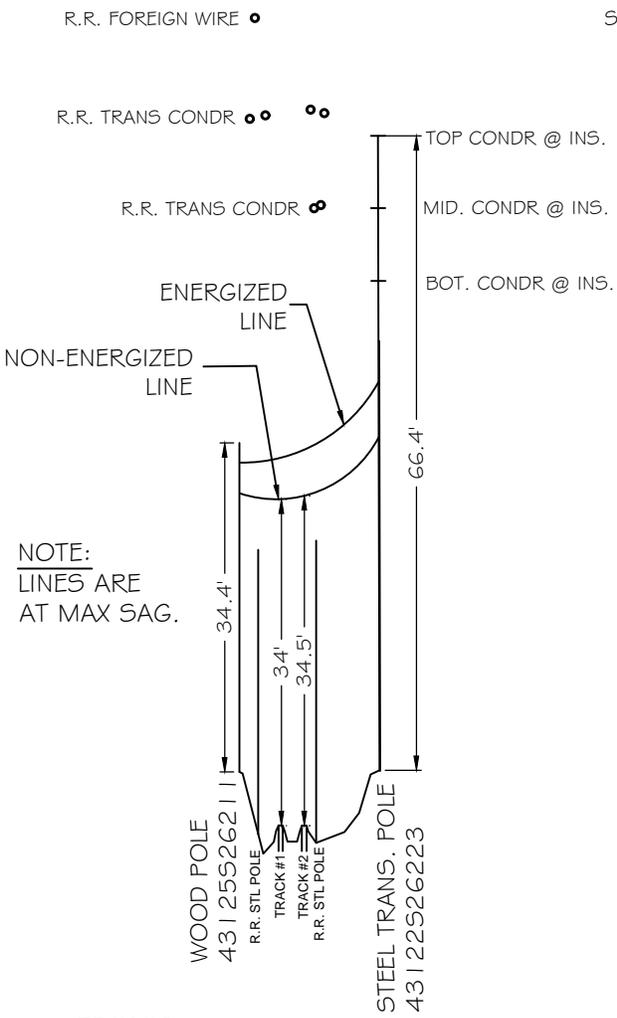
(Signature)



EXHIBIT "A"

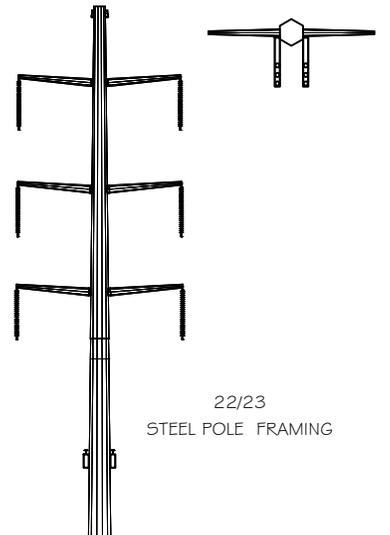
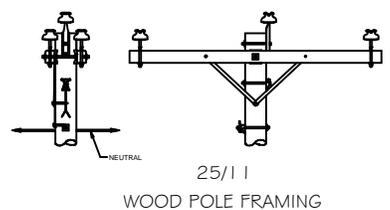


PLAN SCALE: 1" = 200'



NOTE:
LINES ARE
AT MAX SAG.

PROFILE SCALE: 1" = 200' H
1" = 20' V



NO. DATE REV'D- RSH BY- JJA ACCT. ECN/FCN REVISION

PLAN AND PROFILE
SHARE
SORTS
LOC CODE
LOC CODE
LOC CODE
PRIMARY LOC CODE
LC65

ACCT.- 258610	PPL CROSSING (12kv) PPL CROSSING AMTRAK RR AT LAT. 40.914519, LONG. -76.842435				
ECN #- 19089					
SCALE- AS SHOWN					
BY- JJA	LAMPETER TWP.	LANCASTER CO., PA			
REV'D- RSH	APPROVAL R.A. Gallo Jr	DATE 02/2025	PPL ELECTRIC UTILITIES		
	AC	A	DRAWING NO.	SHEET NO.	REVISION
	CAD ID	FORMAT	EU00586727	1	0

EXHIBIT A

EXHIBIT "B"

The public utilities, municipalities, corporations, and property owners concerned in, or affected by, the crossing alteration are:

ROW & Utility Division PennDOT
Bureau of Design
P.O. Box 3362
Harrisburg, PA 17105-3362

DQE Communications
Attn: Engineering
45 South 23rd Street
Pittsburgh, PA 15203

Office of Chief Counsel
PennDOT
P.O. Box 8212
Harrisburg, PA 17105-8212

Engineering District 8-0
Attn: Permit Office
2140 Herr St
Harrisburg, PA 17103

Lancaster County Courthouse Attn:
Permits/Public works
50 North Duke Street
Lancaster, PA 17608

Amtrak
Attn: Real Estate/Utility Occupancies
2955 Market Street
Cube 5S-032
Philadelphia, PA 19104

East Lampeter Township
2250 Old Philadelphia Pike
Lancaster, PA 17602

PPL Electric Utilities Corporation
Attn: Robert Gallo
651 Delp Road
Lancaster, PA 17601

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participants, listed below, in accordance with the requirements of § 1.54 (relating to service by participant) .

ROW & Utility Division PennDOT
Bureau of Design
P.O. Box 3362
Harrisburg, PA 17105-3362

DQE Communications
Attn: Engineering
45 South 23rd Street
Pittsburgh, PA 15203

Office of Chief Counsel
PennDOT
P.O. Box 8212
Harrisburg, PA 17105-8212

Engineering District 8-0
Attn: Permit Office
2140 Herr St
Harrisburg, PA 17103

Lancaster County Courthouse Attn:
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50 North Duke Street
Lancaster, PA 17608

Amtrak
Attn: Real Estate/Utility Occupancies
2955 Market Street
Cube 5S-032
Philadelphia, PA 19104

East Lampeter Township
2250 Old Philadelphia Pike
Lancaster, PA 17602

PPL Electric Utilities Corporation
Attn: Robert Gallo
651 Delp Road
Lancaster, PA 17601

Dated this ___th day of _____, 202_.



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
400 NORTH STREET
HARRISBURG, PENNSYLVANIA 17120

IN REPLY PLEASE
REFER TO OUR FILE

May 27, 2025

A-2025-3054947

VIA E-Mail

SEE ATTACHED LIST FOR
PARTIES OF RECORD

Application of PPL Electric Utilities Corporation for approval of the alteration of the crossing where State Route 1005 (Mount Sidney Road) crosses, above grade, tracks of the National Railroad Passenger Service (AMTRAK) (DOT 518 160 Y) for the purpose of replacing an existing utility pole and relocating an aerial utility line in East Lampeter Township, Lancaster County.

To Whom It May Concern:

The above-captioned application was filed with the Commission requesting approval to alter the public crossing within the right-of-way of the subject roadway and railroad.

It is requested that each party in interest review the application and notify the Commission of any objection to the application by June 16, 2025. If any objection to the application is not filed with the Commission by the above stated date, the Commission will approve the application permitting PPL Electric Utilities Corporation to install its facilities through the public crossing listed in this proceeding in accordance with Section 2702, Title 66 of the Pennsylvania Public Utility Code.

All parties are being served via email. Please e-file any written objections and formal correspondence via <https://efiling.puc.pa.gov> and e-mail a copy to the below address.

Very truly yours,

A handwritten signature in black ink that reads 'Holly Gilliland' in a cursive script.

Holly Gilliland
Transportation Division-Rail Safety Section
Bureau of Technical Utility Services
Phone: 717-783-6176
Email: hgilliland@pa.gov

EXHIBIT B

Similar Letter List
A-2025-3054957

MARK CHAPPEL, P.E. - CHIEF
BUREAU OF PROJECT DELIVERY
P.O. BOX 3362
HARRISBURG, PA 17105-3362
MARCHAPPEL@PA.GOV
sfention@pa.gov

KAREN CUMMINGS - OFFICE OF CHIEF COUNSEL
PENNDOT
P.O. BOX 8212
HARRISBURG, PA 17105-8212
KCUMMINGS@PA.GOV

PENNDOT ENGINEERING DISTRICT 8-0
2140 HERR STREET
HARRISBURG PA 17103
ALASLOUDJI@PA.GOV

LANCASTER COUNTY COURTHOUSE ATTN:
PERMITS/PUBLIC WORKS
50 NORTH DUKE STREET
LANCASTER, PA 17608
KBARR@LANCASTERCOUNTYPA.GOV

AMTRAK
ATTN: REAL ESTATE/UTILITY OCCUPANCIES
2955 MARKET STREET
CUBE 5S-032
PHILADELPHIA, PA 19104
KRISTA.KEENE@AMTRAK.COM
CHRISTOPHER.WITWICK@AMTRAK.COM
PIPEWIRE@AMTRAK.COM

EAST LAMPETER TOWNSHIP
2250 OLD PHILADELPHIA PIKE
LANCASTER, PA 17602
RHUTCHISON@EASTLAMPETERTOWNSHIP.ORG

PPL ELECTRIC UTILITIES CORPORATION
ATTN: ROBERT GALLO
651 DELP ROAD
LANCASTER, PA 17601
MJSWEENEY@PPLWEB.COM
CAPINE@PPLWEB.COM

DQE Communications Attn:
Engineering
45 South 23rd Street
Pittsburgh, PA 15203
chays@dqe.com



June 15, 2025

Holly Gilliland
Transportation Division-Rail Safety Section
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Subject: East Lampeter, Lancaster County, PA
Railroad Milepost AH-62.64
40.914519, -76.842435
PUC Docket Number # A-2025-3054947

Dear Holly Gilliland:

Reference is made to the PUC's letter dated May 27, 2025, transmitting the proposed plans for the subject project application. Amtrak objects to the application at this time. The applicant must submit an electronic application to Amtrak for documentation on the following website: <https://www.amtrak.com/about-amtrak/real-estate/utility-installations.html>.

Amtrak will be able to complete the review of the application and plans once the project is documented by PPL within the portal website. Amtrak will provide comments back to the applicant as soon as possible once received.

If the PUC or the utility company have any questions or comments in regard to this application, Amtrak can be reached by email at pipewire@amtrak.com.

Sincerely,

A handwritten signature in blue ink, appearing to read "Moises P. Young".

Moises P. Young
Real Estate Development Manager – Utility Occupancies

CC: Holly Gilliland, PA PUC
Mallory Jane Sweeney, PPL

Enclosures: 20-day Query Letter



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
400 NORTH STREET
HARRISBURG, PENNSYLVANIA 17120

IN REPLY PLEASE
REFER TO OUR FILE

May 27, 2025

A-2025-3054947

VIA E-Mail

SEE ATTACHED LIST FOR
PARTIES OF RECORD

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All parties are being served via email. Please e-file any written objections and formal correspondence via <https://efiling.puc.pa.gov> and e-mail a copy to the below address.

Very truly yours,

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Holly Gilliland
Transportation Division-Rail Safety Section
Bureau of Technical Utility Services
Phone: 717-783-6176
Email: hgilliland@pa.gov

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MARK CHAPPEL, P.E. - CHIEF
BUREAU OF PROJECT DELIVERY
P.O. BOX 3362
HARRISBURG, PA 17105-3362
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sfention@pa.gov

KAREN CUMMINGS - OFFICE OF CHIEF COUNSEL
PENNDOT
P.O. BOX 8212
HARRISBURG, PA 17105-8212
KCUMMINGS@PA.GOV

PENNDOT ENGINEERING DISTRICT 8-0
2140 HERR STREET
HARRISBURG PA 17103
ALASLOUDJI@PA.GOV

LANCASTER COUNTY COURTHOUSE ATTN:
PERMITS/PUBLIC WORKS
50 NORTH DUKE STREET
LANCASTER, PA 17608
KBARR@LANCASTERCOUNTYPA.GOV

AMTRAK
ATTN: REAL ESTATE/UTILITY OCCUPANCIES
2955 MARKET STREET
CUBE 5S-032
PHILADELPHIA, PA 19104
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EAST LAMPETER TOWNSHIP
2250 OLD PHILADELPHIA PIKE
LANCASTER, PA 17602
RHUTCHISON@EASTLAMPETERTOWNSHIP.ORG

PPL ELECTRIC UTILITIES CORPORATION
ATTN: ROBERT GALLO
651 DELP ROAD
LANCASTER, PA 17601
MJSWEENEY@PPLWEB.COM
CAPINE@PPLWEB.COM

DQE Communications Attn:
Engineering
45 South 23rd Street
Pittsburgh, PA 15203
chays@dqe.com



651 Delp Road

Lancaster, Pennsylvania 17601

May 1, 2025

Ms. Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

**RE: APPLICATION FOR for approval of
Alteration of crossing 518160Y by installation of
electric facilities where Mount Sidney Road (SR 1005)
crosses by overpass the tracks of Amtrak, East Lampeter
Township in Lancaster County**

Dear Secretary Chiavetta,

In accordance with Public Utility Code, Title 66, Chapter 2702, enclosed please find an application requesting permission to alter the crossing of **Amtrak**. Said crossing will be within the public right of way confines of **Mount Sidney Road**. It is located in the Township of East Lampeter, Lancaster County.

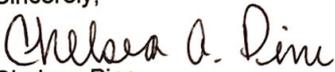
Said crossing will consist of the alteration of removing a wooden transmission pole, transferring overhead wires to a steel transmission pole over the track of **Amtrak** and right of way. The **wood pole, steel pole and overhead cables and conductors** are located within Public Right of Way. This is an existing crossing 518160Y.

PPL Electric Utilities will provide copies of same to all parties listed under its Certificate of Service.

Please review and provide the appropriate authorization to this office.

Should you have any questions please contact this office.

Sincerely,


Chelsea Pine
Agent - Right of Way

Enclosures

cc: Rodney D. Bender, P.E.
Chief-Bureau of Rail Safety
PA Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

BEFORE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

In re: Application of PPL Electric Utilities for approval of the alteration of the crossing 518160Y by the installation of electric facilities where Mount Sidney Road (State Road 1005) crosses by overpass the tracks of Amtrak, located in East Lampeter Township in Lancaster County.

Application

Docket No.

To Pennsylvania Public Utility Commission:

1. The name and address of applicant are:

PPL Electric Utilities Corporation
645 Hamilton Street, Suite 601
Allentown, PA 18101

2. The name and address of the applicant's attorney are

Office of General Council
Attn: Mallory Sweeney
645 Hamilton Street, Suite 601
Allentown, PA 18101

3. PPL Electric Utilities wishes to transfer conductors from a condemned wood pole in East Lampeter Township, Lancaster County, PA. to steel pole number 43122s26233.

The power conductors cross Amtrak Railroad rails within the public right-of-way of Mount Sidney Road. The condemned wood pole, to be removed, is pole number 43125S26211.

4. The proposed transfer of conductors will be to a steel utility pole located at Lat/Long 40.04322448605405, -76.20918267791416. The steel utility pole will support aerial utility cables. Mount Sidney Road crosses by overpass the railroad. See attached Exhibit "A". The completion date for this project is December 31, 2025.

5. The public utilities, municipalities, corporations and property owners concerned in, or affected by, the crossing alteration are identified in Exhibit "B" attached hereto

6. The expected cost for the construction procedure is \$8,552. PPL Electric Utilities will pay all costs of construction of the utility pole replacement, as well as, be responsible for installing, maintaining and inspecting the facilities.

7. The alteration is necessary or proper for the following reasons: to support current and future loading conditions, to provide continued utility services to the residents .

8. PPL Electric requests that the Commission's Order include the following language:

Amtrak, at the sole cost and expense of PPL Electric, shall furnish all materials and perform all work relating to its facilities which may be required as incidental to the performance of PPL Electric's proposed work, and shall furnish construction engineering and inspection service, if required, as a result of the proposed work. PPL Electric, at its sole cost and expense, shall, or require its contractor to, furnish and maintain flaggers, selected from a list of vendors qualified to provide protective services on the rail system of Amtrak. Should PPL Electric or its contractor be unable to schedule the flaggers when needed from the listing of qualified vendors, Amtrak shall work diligently and in good faith to assist PPL Electric in finding qualified flagging services, including coordinating a conversation with the flagging vendors to discuss providing the flagging services, so as not to unreasonably delay the work subject to this application. PPL Electric shall not be required to obtain any additional rights or approvals from Amtrak with respect to the work relating to this application.

Wherefore, applicant prays your Honorable Commission to approve the application:

(Signature of Applicant)

§ 1.36. Verification.

(a) Applications, petitions, formal complaints, motions and answers thereto containing an averment of fact not appearing of record in the action or containing a denial of fact shall be personally verified by a party thereto or by an authorized officer of the party if a corporation or association. Verification means a signed written statement of fact supported by oath or affirmation or made subject to the penalties of 18 Pa. C.S. §4904 (relating to unsworn falsification to authorities). If verification is required, notarization is not necessary.

(b) The Verification form should comply substantially with the following:

VERIFICATION

I, Chelsea A. Pinc, hereby state that the facts above set forth are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).

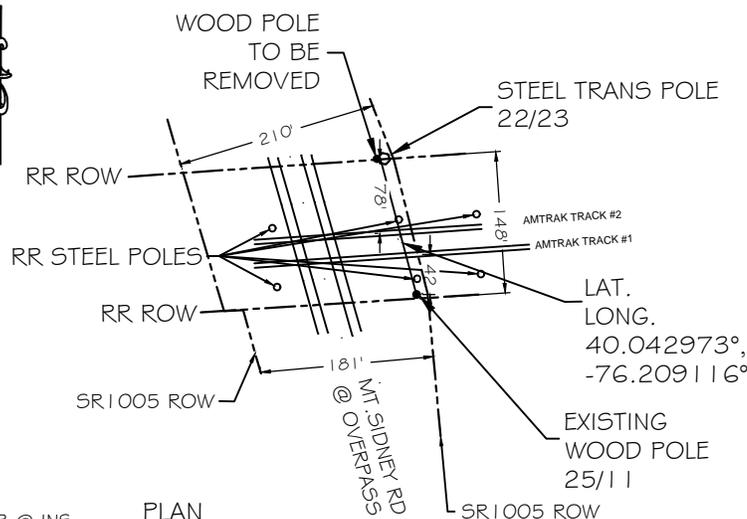
Date: 5/11/25

Chelsea A. Pini

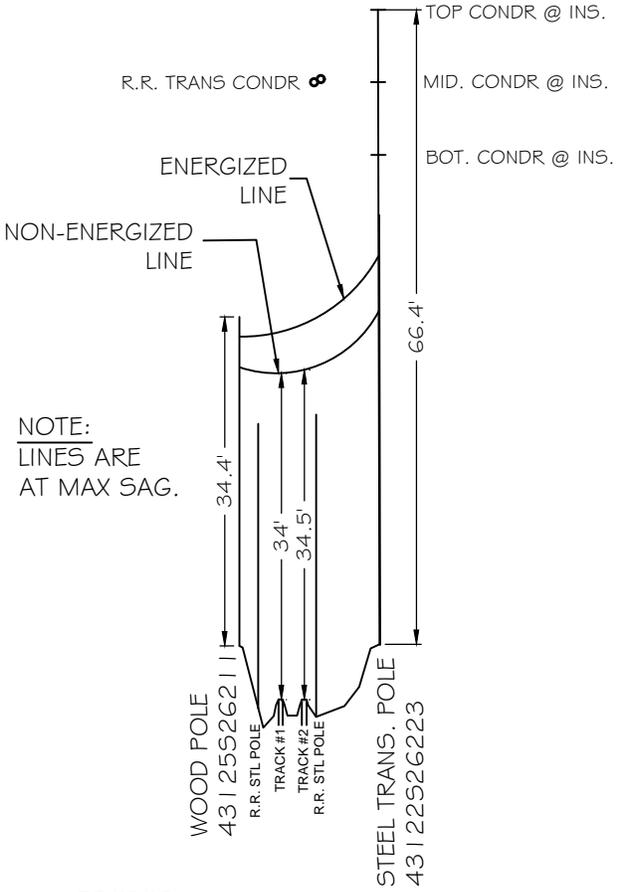
(Signature)



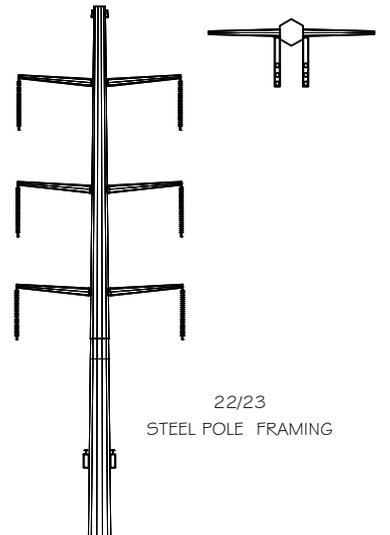
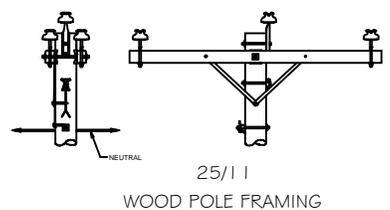
EXHIBIT "A"



PLAN SCALE: 1" = 200'



PROFILE SCALE: 1" = 200' H
1" = 20' V



NO. DATE REV'D- RSH BY- JJA ACCT. ECN/FCN REVISION

PLAN AND PROFILE
SHARE
SORTS
LOC CODE
LOC CODE
LOC CODE
LC65
PRIMARY LOC CODE

ACCT.- 258610
ECN #- 19089
SCALE- AS SHOWN
BY- JJA
REV'D- RSH

LAMPETER TWP. APPROVAL R.A. Gallo Jr DATE 02/2025
PPL CROSSING (12kv)
PPL CROSSING AMTRAK RR
AT LAT. 40.914519, LONG. -76.842435
LANCASTER CO., PA

PPL ELECTRIC UTILITIES
AC A DRAWING NO. EU00586727 SHEET NO. 1 REVISION 0
CAD ID FORMAT

EXHIBIT C

EXHIBIT "B"

The public utilities, municipalities, corporations, and property owners concerned in, or affected by, the crossing alteration are:

ROW & Utility Division PennDOT
Bureau of Design
P.O. Box 3362
Harrisburg, PA 17105-3362

DQE Communications
Attn: Engineering
45 South 23rd Street
Pittsburgh, PA 15203

Office of Chief Counsel
PennDOT
P.O. Box 8212
Harrisburg, PA 17105-8212

Engineering District 8-0
Attn: Permit Office
2140 Herr St
Harrisburg, PA 17103

Lancaster County Courthouse Attn:
Permits/Public works
50 North Duke Street
Lancaster, PA 17608

Amtrak
Attn: Real Estate/Utility Occupancies
2955 Market Street
Cube 5S-032
Philadelphia, PA 19104

East Lampeter Township
2250 Old Philadelphia Pike
Lancaster, PA 17602

PPL Electric Utilities Corporation
Attn: Robert Gallo
651 Delp Road
Lancaster, PA 17601

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing document upon the participants, listed below, in accordance with the requirements of § 1.54 (relating to service by participant) .

ROW & Utility Division PennDOT
Bureau of Design
P.O. Box 3362
Harrisburg, PA 17105-3362

DQE Communications
Attn: Engineering
45 South 23rd Street
Pittsburgh, PA 15203

Office of Chief Counsel
PennDOT
P.O. Box 8212
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East Lampeter Township
2250 Old Philadelphia Pike
Lancaster, PA 17602

PPL Electric Utilities Corporation
Attn: Robert Gallo
651 Delp Road
Lancaster, PA 17601

Dated this ___th day of _____, 202_.
