

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of NextEra Energy Transmission :
MidAtlantic, Inc., filed pursuant to 52 Pa. Code :
Chapter 57 Subchapter G, for approval to site :
and construct a 500 kV transmission line :
associated with the MidAtlantic Resiliency Link :
Project located in portions of Greene County :
and Fayette County, Pennsylvania : Docket No. A-2026-3060856

Application of NextEra Energy Transmission :
MidAtlantic, Inc., for All Necessary Authority :
Approvals and Certificates of Public Convenience :
to furnish electric transmission service :
in Greene and Fayette Counties, Pennsylvania :
and for related approvals : Docket No. A-2026-3060921

PROTEST AND PETITION TO INTERVENE

I. INTRODUCTION

Pursuant to 52 Pa. Code §§ 5.51 and 5.71–5.74, Charity Grimm Krupa (“Petitioner”) hereby files this Protest and Petition to Intervene in the above-captioned proceedings and respectfully requests that the Pennsylvania Public Utility Commission (“Commission”) grant intervention and deny the Applications, or grant such other relief as requested herein.

II. IDENTIFICATION OF PETITIONER

Charity Grimm Krupa
PO Box 622, Smithfield, PA 15478
Email: charity@givemeliberty.co

Petitioner is a resident of Springhill Township, Fayette County, Pennsylvania and a duly elected Member of the Pennsylvania House of Representatives representing the 51st Legislative District, encompassing municipalities directly affected by the proposed project.

III. COUNSEL

Charity Grimm Krupa, Esq.
PO Box 622
Smithfield, PA 15478
Email: charity@givemeliberty.co

IV. STANDING AND INTEREST

Petitioner has a direct, immediate, and substantial interest in this proceeding as follows:

- A. Petitioner is a Pennsylvania utility ratepayer and will be directly impacted by Commission decisions affecting electric transmission infrastructure and rates.
- B. Petitioner is a resident of Springhill Township, Fayette County, Pennsylvania.
- C. Petitioner, together with her spouse, owns approximately 174 acres across five parcels in Springhill and Georges Townships. Two parcels located at 2698 and 2704 Morgantown Road are utilized as Petitioner's law office approximately one mile from one of the alternate proposed routes.
- D. Petitioner is a duly elected Member of the Pennsylvania House of Representatives representing the 51st Legislative District, encompassing municipalities directly affected by the proposed project.

E. Petitioner maintains a legislative district office at 3089 Morgantown Road, Smithfield, Pennsylvania, located within approximately one-half mile of one of the alternate proposed routes.

These facts establish direct impacts to Petitioner personally and to her community.

V. GROUNDS FOR PROTEST

A. Lack of Demonstrated Public Need

The Applicant has failed to demonstrate that the proposed project is necessary for Pennsylvania residents. Available information indicates that the project is designed, at least in part, to facilitate the transmission of energy beyond the Commonwealth rather than to address in-state demand or reliability needs.

B. Improper Use of Eminent Domain and Property Rights Impacts

The proposed use of eminent domain raises serious constitutional concerns where the primary benefits of the project are realized outside Pennsylvania. In addition to the taking itself, transmission projects impose long-term and often permanent burdens on affected properties, including:

1. Restrictive easements that significantly limit how land may be used;

2. Prohibitions on structures, vegetation, and future development within the corridor;
and
3. Ongoing access rights for the utility, diminishing privacy and control.

These restrictions fundamentally alter property ownership and can persist indefinitely, often without compensation that reflects the full scope of the loss.

C. **Agricultural and Land Use Impacts**

The project will have significant impacts on agricultural operations and rural land use, including:

1. Destruction and/or reduction of farmable acreage;
2. Fragmentation of farmland, making agricultural operations less efficient;
3. Soil compaction and disruption caused by heavy construction equipment; and
4. Altered drainage patterns affecting crop productivity.

These impacts extend beyond the construction period and may permanently impair the productivity and value of agricultural land.

D. Direct Economic Harm

The project creates substantial economic harm, including:

1. Decreased property values for homes located near transmission infrastructure;
2. Loss of future development potential for affected land; and
3. Potential reductions in local tax base resulting from diminished property values.

Additionally, easement payments often fail to adequately compensate for long-term impacts, leaving property owners bearing disproportionate financial loss.

E. Indirect Economic Harm to Industry

Local businesses and manufacturers rely on stable power supply. This proposed project, by taking Pennsylvania generated power to transmit it to other states will only further strain our grid supply, negatively impacting local industry.

Disruptions or instability can result in equipment damage, production delays, and economic losses. These impacts threaten local jobs and economic resilience.

F. Environmental Impacts

The proposed transmission corridor will result in:

1. Deforestation and clearing of land, disrupting wildlife habitat;
2. Fragmentation of ecosystems;

3. Increased erosion and sedimentation due to land disturbance; and
4. Potential impacts to wetlands and waterways;

These environmental impacts further burden communities that will receive little to no benefit from the project as proposed.

G. Failure to Evaluate Alternatives

The Applicant has not demonstrated that it selected the least harmful route or that all reasonable alternatives have been fully evaluated with meaningful input from affected communities.

H. Violation of Due Process

Failure to provide direct notice to property owners along alternative proposed routes violates constitutionally protected due process rights. Property owners whose land may be affected are entitled to notice and a meaningful opportunity to be heard. The absence of individualized notice undermines the fairness and legitimacy of this proceeding.

VI. PUBLIC INTEREST, GRID RELIABILITY, HEALTH and SAFETY, AND COMMUNITY IMPACT

Petitioner has received numerous communications from constituents expressing serious and consistent concerns regarding this project.

These include:

1. Fear of losing generational property and farmland;
2. Negative impacts to agricultural production;
3. Damage to scenic views and rural character;
4. Decreased property values;
5. Rising utility costs and financial strain;
6. Concerns regarding grid reliability and long-term energy security;
7. Frustration with lack of notice and transparency;
8. Potential health impacts to both residents and livestock; and
9. Economic harm.

Petitioner shares these concerns and incorporates them herein.

A. Ratepayer Burden and Cost Concerns

Residents have expressed concern that they may ultimately bear the cost of infrastructure that does not primarily serve Pennsylvania consumers. In many households, particularly those on fixed or limited incomes, even modest increases in utility costs create real hardship and force difficult financial decisions.

B. Grid Reliability and Energy Security

Pennsylvania is already experiencing increasing pressure on its electric grid. The development of major transmission infrastructure designed to export energy out of the Commonwealth raises legitimate concerns regarding:

1. Availability of sufficient in-state supply;
2. Increased risk of service instability; and
3. Long-term energy security for Pennsylvania residents;

C. Public Health and Safety

Many residents rely on electricity for essential needs, including:

1. Heating during winter months;
2. Cooling during extreme heat; and
3. Operation of life-sustaining medical equipment;

Any disruption to electric service presents serious health and safety risks, particularly for vulnerable populations.

D. First Responder Safety and Emergency Response

High-voltage transmission infrastructure presents significant operational challenges for emergency responders. First responders must treat downed or compromised lines as energized, which often requires them to delay entry into emergency scenes until utilities confirm de-energization.

Additional hazards include electrical arcing, which can occur without direct contact made, and energized ground conditions creating step potential risks. These factors can delay response times during fires, accidents, and medical emergencies. Fire suppression efforts may also be restricted due to electrical hazards, and aerial operations may be limited in proximity to transmission lines.

In rural areas with limited access, these constraints further impede emergency response and increase risk to both responders and the public.

E. Fundamental Fairness and Constitutional Principles

The failure to provide direct notice to affected landowners, specifically those along alternative routes, represents a fundamental breakdown in due process. It deprives individuals of the opportunity to understand and respond to actions that may significantly impact their property rights. Such deficiencies are inconsistent with basic principles of fairness and undermine confidence in the regulatory process.

F. Disproportionate Local Impact

All of the above-described harms fall disproportionately on both the directly impacted landowners and the utility ratepayers across Pennsylvania specifically considering that they will receive no benefit from this proposed project.

VII. RELIEF REQUESTED

WHEREFORE, Petitioner respectfully requests that the Commission:

1. Grant this Petition to Intervene;
2. Deny the Applications;
3. Require full evidentiary hearings;
4. Conduct site visits at the impacted properties;
5. Hold local public input hearings in Fayette County;
6. Deny eminent domain authority;
7. Require full evaluation of routing alternatives;
8. Require direct notice to affected property owners on both the main route and alternative routes; and
9. Grant such other relief as is just and proper.

VIII. VERIFICATION

I, Charity Grimm Krupa, verify that the foregoing is true and correct to the best of my knowledge.

A handwritten signature in cursive script that reads "Charity Grimm Krupa".

Charity Grimm Krupa

Date: 4/30/26

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of NextEra Energy Transmission :
MidAtlantic, Inc., filed pursuant to 52 Pa. Code :
Chapter 57 Subchapter G, for approval to site :
and construct a 500 kV transmission line :
associated with the MidAtlantic Resiliency Link :
Project located in portions of Greene County :
and Fayette County, Pennsylvania : Docket No. A-2026-3060856

Application of NextEra Energy Transmission :
MidAtlantic, Inc., for All Necessary Authority :
Approvals and Certificates of Public Convenience :
to furnish electric transmission service :
in Greene and Fayette Counties, Pennsylvania :
and for related approvals : Docket No. A-2026-3060921

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true and correct copy of the foregoing Protest and Petition to Intervene upon all parties of record in this proceeding in accordance with the Pennsylvania Public Utility Commission’s Rules of Practice and Procedure, 52 Pa. Code § 1.54.

Service has been made by electronic mail as follows:

SERVICE BY E-MAIL

John M. Coogan
Administrative Law Judge
Office of Administrative Law Judge
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120
jcoogan@pa.gov

Garrett P. Lent, Esq.
David V. MacGregor, Esq.
Hayley E. Wilburn, Esq.
Post and Schnell
17 North 2nd Street, 12th Floor
Harrisburg, PA 17101
glent@postschell.com
dmacgregor@postschell.com
hwilburn@postschell.com
Counsel for NextEra Energy Transmission

Nazaarah Sabree, Esq.
Office of Small Business Advocate
555 Walnut Street
Forum Place, 1st Floor
Harrisburg, PA 17101
ra-sba@pa.gov
Small Business Advocate

Jacob D. Guthrie, Esq.
Josiah B. Harmar, Esq.
Melanie Joy El Atieh, Esq.
Office of Consumer Advocate
5th Floor, Forum Place
555 Walnut Street
Harrisburg, PA 17101
OCAMARL2026@paoca.org
Office of Consumer Advocate

Allison C. Kaster, Esq.
Bureau of Investigation and Enforcement
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120
akaster@pa.gov
Director of I&E

DARRYL A LAWRENCE ESQUIRE
OFFICE OF CONSUMER ADVOCATE
5TH FLOOR FORUM PLACE
555 WALNUT STREET
HARRISBURG PA 17101-1923
dlawrence@paoca.org

Thomas Bozek III
875 Wymps Gap Road
Smithfield, PA 15478
Tommyguitar4@aol.com

Dale Bushey
1759 Barnegat Light Drive
Chambersburg, PA 15478
Bushey13@comcast.net

Tracy C. Davis, Esq.
NextEra Energy Transmission
5920 West William Cannon Drive, Bldg. 2
Austin, TX 78749
tracy.c.davis@nexteraenergy.com
Counsel for NextEra Energy Transmission

Anna Galanis, Esq.
NextEra Energy Transmission
700 Universe Boulevard
Juno Beach, CA 33408
anna.galanis@nexteraenergy.com
Counsel for NextEra Energy Transmission

JOHN M. PURCELL, ESQUIRE
John M. Purcell, P.C.
55 East Church St
Uniontown, PA 15401
Jackpurcell146@gmail.com

KELSEY GREATHOUSE
225 Rosy Hill Road
Lemont Furnace, PA 15456
greathouse.kelsey96@gmail.com

Keryn Newman
6 Ella Drive
Sheperdstown, PA 25443
kerynnewman6@gmail.com

First-Class Mail:

REGIONAL PERMIT COORDINATION
OFFICE
PA DEPT OF ENVIRONMENTAL
PROTECTION
400 MARKET STREET
HARRISBURG, PA 17101

MARK MROCZYNSKI
JOHN HAWKINS JR
TRANS-ALLEGHENY INTERSTATE
LINE COMPANY AND WEST PENN
POWER CO.
C/O FIRST ENERGY SERVICE CO
800 CABIN HILL ROAD
GREENSBURG, PA 15601

RODGER FRANKS CHAIRMAN
DUNKARD TOWNSHIP SUPERVISORS
PO BOX 369
370 NORTH MORELAND STREET
BOBTOWN PA 15315

JARED EDGREEN CHAIRMAN
GREENE COUNTY BOARD OF
COMMISSIONERS
93 EAST HIGH STREET
WAYNESBURG PA 15370

JULIE GATRELL CHAIRMAN
GREENE COUNTY PLANNING
COMMISSION
93 EAST HIGH STREET 2ND FLOOR
WAYNESBURG PA 15370

DOUG PETRO DISTRICT MANAGER
FAYETTE COUNTY CONSERVATION
DISTRICT
10 NICKMAN PLAZA
LEMONT FURNACE PA 15456

JAMES COWELL CHAIRMAN
GREENE COUNTY CONSERVATION
DISTRICT
22 WEST HIGH STREET SUITE 204
WAYNESBURG PA 15370

SEAN GOODWIN SUPERVISOR
CHAIRMAN
SPRINGHILL TOWNSHIP
198 LAKE LYNN ROAD
LAKE LYNN PA 15451

SPRINGHILL TOWNSHIP ZONING
OFFICER
198 LAKE LYNN ROAD
LAKE LYNN PA 15451

SCOTT DUNN CHAIRMAN
FAYETTE COUNTY COMMISSIONERS
61 EAST MAIN STREET
UNIONTOWN PA 15401

SARAH HARVEY DIRECTOR
FAYETTE COUNTY PLANNING
COMMISSION
2 WEST MAIN STREET
UNIONTOWN PA 15401

EDWIN R AND DIANNE COGAR
5866 SPRINGFIELD XENIA
SPRINGFIELD OH 45502

ROBERT AND TAMMY DELANSKY
134 CEMETERY ROAD
DILLINER PA 15327

JOHN AND MARY A DOLINAR TRUST
936 HEDY LYNN DRIVE NORTH
HUNTINGTON PA 15642

VERIZON PENNSYLVANIA
ATTN: PROPERTY TAXES - PA
P.O. BOX 521807
LONGWOOD FL 32752

SINCLAIR REALTY INC
606 MCCORMIC AVENUE
CONNELLSVILLE PA 15425

ROBERT J AND LAURAK SEVERT
PO BOX 325
POINT MARION PA 15474

VICKI L EVERLY AND LEE B SMITH
6008 WOODLANDS BLUFF ROAD
MORGANTOWN WV 26508

JEREMY GELETKO AND
PAUL GUZIK JR
254 MUSTARD LANE
LAKE LYNN PA 15451

DALE L MALINZAK
PO BOX 6
UNIONTOWN PA 15401

ROBERT L AND
CATHERINE L STICKLES
307 SOUTH OLEANDER AVENUE
GOLDSBORO NC 27530

KIMBERLY L CIVIT AND

POINT MARION ENDOWED CEMETERY
C/O TRUSTEES PO BOX 157
POINT MARION PA 15474

MICHAEL A AND AMY E KLINK
5133 MORGANTOWN ROAD LAKE
LYNN PA 15451

KARL COGAR
34 COGAR ROAD POINT
MARION PA 15474

THOMAS B AND AMY M JEFFERSON
1328 WINONA AVENUE
MORGANTOWN WV 26505

DINAH L REDPATH
366 BORTZ MINE ROAD
MORGANTOWN WV 26508

P DOUGLAS AND
PATRICIA D TEDERICK
338 BORTZ MINE ROAD
MORGANTOWN WV 26508

PONDEROSA PROPERTIES LLC
PO BOX 912
GRANVILLE WV 26534

CARL D AND ERICA SHRADER JR
900 BORTZ MINE ROAD
MORGANTOWN WV 26505

CHESSIE SYSTEM RAILROADS
C/O CSX TRANS TAX DEPT - J910
500 WATER STREET
JACKSONVILLE FL 32202

BRIAN CROFTCHECK

JUDITH L MAYS
429 MORGANTOWN STREET POINT
MARION PA 15474

BERNARD E AND KATHLEEN M STEVE
231 MILLER ROAD
SMITHFIELD PA 15478

GEORGE AND CHARMAINE STEVE
739 BUNKER HILL ROAD
LAKE LYNN PA 15451

JERRY L MICHAEL ET UX
265 CROOKED RUN ROAD
DILLINER PA 15327

FRANK KOVACH GEORGE
362 LOWER FRICKS
LOCK ROAD POTTSTOWN PA 19465

RAYMOND L WADDELL II AND
SAMANTHA A WRIGHT
153 OLD WINGO PLACE
MCDADE TX 78650

JEROME M AND JEAN ANN PADLO
292 MENNONIE CHURCH ROAD
MASONTOWN PA 15461

TRANS-ALLEGHENY INTERSTATE LINE
COMPANY
C/O TAX DEPARTMENT
800 CABIN HILL DRIVE
GREENSBURG PA 15601

PATRICIA D AND THOMAS R STEWART
504 BALD HILL ROAD
MOUNT MORRIS PA 15349

WEAVER FAMILY PROTECTOR TRUST
C/O GEORGE J WEAVER JR AND LINDA
M WEAVER, TRUSTEES
104 TAYLERTOWN ROAD

1006 KEATS LANE
GREENSBURG PA 15601

SBS REALTY LLC
1606 KEATS LANE
GREENSBURG PA 15601

CLAUDE B SMITH
C/O HAYS & COMPANY
PO BOX 649
1 BLACK WALNUT AVENUE
SPENCER WV 25276

MARK AND LISA K CYPHERT
138 RUBLE RUN ROAD
LAKE LYNN PA 15451

PETER J AND NITA M DAVIS
104 RUBLE RUN RD
LAKE LYNN PA 15451

COASTAL FOREST RESOURCES CO.
PO BOX 1023
HAVANA FL 32333

LESTER A SHAFFER
2570 SPRINGHILL FURNACE ROAD
LAKE LYNN PA 15451

ARTHUR O SWEARINGEN ET AL
113 CROOKED RUN ROAD
DILLINER PA 15327

HERSCHEL F MATHEWS ET AL
134 MATHEWS ROAD
DILLINER PA 15327

JAMES R AND LINDA E CASNER
271 BALDHILL CHURCH ROAD
DILLINER PA 15327

MATTHEW E WILSON AND
ALISON M WILSON 2

MOUNT MORRIS PA 15349

MARLENE AND HERSCHEL F
MATTHEWS JR
134 MATHEWS ROAD
DILLINER PA 15327

MONONGAHELA POWER COMPANY
PO BOX 4747
OAKBROOK IL 60522-4747

WEST PENN POWER COMPANY
C/O FIRST ENERGY SERVICE CO.
800 CABIN HILL ROAD
GREENSBURG PA 15601

FAYETTE COUNTY
C/O SHEEPSKIN TRAIL
61 EAST MAIN STREET
UNIONTOWN PA 15401

NORFOLK SOUTHERN RAILWAY C/O
NORFOLK SOUTHERN'S REAL ESTATE
DEPARTMENT AND CSX
TRANSPORTATION
C/O JACK DARRAH
650 WEST PEACHTREE STREET NW
BOX 22
ATLANTA GA 30308

NANCY SMITH MCGREGOR ET AL
20163 COLONY LANE
BRISTOL VA 24202

ELIZABETH G ARTHUR 2012
IRREVOCABLE TRUST
C/O ELIZABETH G ARTHUR TRUSTEE
1431 EAST CAPITAL STREET
SOUTHEAST WASHINGTON DC 20003

23 BALD HILL CHURCH ROAD
DILLINER PA 15327

JONATHON C AND
REBECCA A WHITEHAIR
682 BALD HILL ROAD
MOUNT MORRIS PA 15349

RICHARD L MILLER
213 BALD HILL CHURCH ROAD
MOUNT MORRIS PA 15349

UNITED STATES OF AMERICA
C/O SECRETARY OF THE ARMY
101 ARMY PENTAGON
WASHINGTON DC 20310

THE MARY NELSON AMENDED AND
RESTATED TRUST
C/O MARY NELSON AND BRUCE
BUCHANAN AS TRUSTEES
1212 BANCROFT WAY
BERKELEY CA 94702

THOMAS WADE SMITH
1583 JACKSON STREET
CHARLESTON WV 25311

ESTATE OF ELIZABETH ANNE SMITH
C/O THOMAS WADE SMITH
ADMINISTRATOR
1583 JACKSON STREET
CHARLESTON WV 25311

RACHEL SMITH DICKHUT
A/K/A RACHEL VIRGINIA SMITH

DOUGLAS F ARTHUR 2012
IRREVOCABLE TRUST
C/O DOUGLAS F ARTHUR TRUSTEE
301 HARBOUR PLACE DRIVE UNIT 715
TAMPA FL 33602

SARAH A TURPIN 2012 IRREVOCABLE
TRUST
C/O SARAH A TURPIN TRUSTEE
301 HARBOUR PLACE DRIVE UNIT 1014
TAMPA FL 33602

US FISH AND WILDLIFE SERVICE
PA ECOLOGICAL SERVICES FIELD
OFFICE
110 RADNOR ROAD SUITE 101
STATE COLLEGE PA 16801

FEDERAL AVIATION ADMINISTRATION
800 INDEPENDENCE AVENUE SW
WASHINGTON DC 20591

PA DEP BUREAU OF WATERWAYS
ENGINEERING AND WETLANDS
400 MARKET STREET
RACHEL CARSON STATE OFFICE
BUILDING
HARRISBURG PA 17101

PENNSYLVANIA GAME COMMISSION
2001 ELMERTON AVENUE
HARRISBURG PA 17110

ROBERT HETRICK
291 MEADOWLARK LANE
LOYSVILLE PA 17047

GOLDIE KEYS
291 MEADOWLARK LANE
LOYSVILLE PA 17047

1003 TWILIGHT DRIVE
DEPERE WI 54115

US ARMY CORPS OF ENGINEERS
PITTSBURGH DISTRICT
1000 LIBERTY AVENUE SUITE 2200
PITTSBURGH PA 15222

PENNSYLVANIA FISH AND BOAT
COMMISSION
1601 ELMERTON AVENUE
HARRISBURG PA 17110

PENNSYLVANIA HISTORICAL AND
MUSEUM COMMISSION
300 NORTH STREET
STATE MUSEUM BUILDING
HARRISBURG PA 17120

PENNSYLVANIA DEPARTMENT OF
TRANSPORTATION
400 NORTH STREET
KEYSTONE BUILDING
HARRISBURG PA 17120

PENNSYLVANIA DEPARTMENT OF
CONSERVATION AND NATURAL
RESOURCES
400 MARKET STREET RACHEL CARSON
STATE OFFICE BUILDING
HARRISBURG PA 17101

SARA EVANS
590 GOLDSBOROUGH ROAD
SPRINGFIELD WV 26763

DAVID J BROWNE
249 OLD WATERWORKS ROAD
DILLINER PA 15327

COUNTY OF FAYETTE
C/O JOHN M PURCELL ESQUIRE
55 EAST CHURCH STREET SUITE 101
UNIONTOWN PA 15401

JOSEPH PENNINGTON
7104 MORGANTOWN ROAD
POINT MARION PA 15474

Date: 4/30/26

/s/ Charity Grimm Krupa
Charity Grimm Krupa, Petitioner
PO Box 622
Smithfield, PA 15478
charity@givemeliberty.co