

**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	:	A-2026-3060856
and construct a 500 kV transmission line	:	
associated with the MidAtlantic Resiliency Link	:	
Project located in portions of Greene County and	:	
Fayette County, Pennsylvania	:	
Application of NextEra Energy Transmission	:	
MidAtlantic, Inc., for all of the necessary	:	
authority, approvals, and certificates of public	:	A-2026-3060921
convenience (1) to begin to furnish and supply	:	G-2026-3060941
electric transmission service in Greene County	:	G-2026-3060942
and Fayette County, Pennsylvania; (2) for certain	:	
Affiliated Interest Agreements; and (3) for any	:	
Other approvals necessary to complete the	:	
contemplated transactions	:	

SECOND PREHEARING CONFERENCE ORDER

You are receiving this Order because you are a party of record in the above-captioned proceedings filed with the Pennsylvania Public Utility Commission (Commission). This Order will describe the process the Commission will follow in considering these Applications. There is no requirement that you participate in the prehearing conference, however, if you do not, then the matters decided at the prehearing conference will be decided without your input.

Applications Summary

On March 3, 2026, NextEra Energy Transmission MidAtlantic, Inc. (NEET MA or Applicant) filed an application pursuant to Chapter 57, Subchapter G of the Commission's

regulations (Siting Application).¹ 52 Pa. Code §§57.71-57.77. The Siting Application requests that the Commission approve the siting and construction of a new 500 kilovolt (kV) transmission line, approximately 10.7 miles long, associated with the MidAtlantic Resiliency Link Project (MARL Project) in Dunkard Township in Greene County, and Springhill Township in Fayette County, Pennsylvania.

Also on March 3, 2026, NEET MA filed a separate application under Sections 1102 and 1103 of the Public Utility Code, 66 Pa.C.S. §§ 1102, 1103 (CPC Application). Through the CPC Application, NEET MA requests the Commission issue certificates of public convenience and approve affiliated interest agreements so that NEET MA may begin to furnish and supply electric transmission service for the portions of the MARL Project in Pennsylvania.² The CPC Application includes requests for approval, pursuant to 66 Pa.C.S. § 2101, of certain NEET MA affiliated interest agreements related to the MARL Project.

During the initial prehearing conference held on May 6, 2026 in these matters, the Presiding Officers consolidated the Siting Application and CPC Application proceedings for purposes of hearing and recommended decision.

Second Prehearing Conference

A second telephonic prehearing conference has been scheduled for these proceedings for **July 29, 2026**, beginning at **10:00 a.m.**

At the above date and time, those wishing to participate in the Prehearing Conference must call into the conference by following the instructions on the next page. Participants will NOT be called by the Presiding Officers.

¹ The Siting Application was assigned PUC docket number A-2026-3060856.

² The CPC Application and affiliated interest agreements were assigned PUC docket numbers A-2026-3060921, G-2026-3060941, and G-2026-3060942.

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 promoted, and press #
- Then, the telephone system will connect the caller to the hearing

The telephone number to call to participate in the Prehearing Conference is:

Toll-free Conference Number: 888-456-5124
PIN Number: 9563241

The parties and public may review filings, further requirements, and Orders entered in these proceedings at the Docket numbers referenced above, on the Pennsylvania Public Utility Commission website at: <http://www.puc.pa.gov/search/document-search/>.³

The second Prehearing Conference is for the discussion and planning of the litigation of these cases. No testimony will be taken. Any member of the public may attend. Parties of record will be permitted to participate in the Prehearing Conference.

At the Prehearing Conference, the parties should be prepared to discuss all relevant issues related to these proceedings, including a litigation schedule and the scheduling of public input hearing(s), site visits, and any other appropriate requests or proceedings to be conducted prior to an evidentiary hearing. As discussed later in this Order, we also intend to address whether the Siting Application and CPC Application will remain consolidated.

All parties are directed to ordering paragraphs 1 through 9 at the end of this Order, regarding further requirements for participation in the second Prehearing Conference on July 29, 2026.

³ In particular, the parties are encouraged to review the Procedural Order issued on May 18, 2026 and available here: <https://www.puc.pa.gov/pdocs/1931091.pdf>. The Procedural Order explains the options for participating in these cases as an active or inactive party, and how to change your status from inactive to active.

Protests/Petitions to Intervene and Outstanding Motions

To date 51 individual parties have filed protests or petitions to intervene in these proceedings.⁴ We established a due date of June 12, 2026 for filing pleadings in response to protests and petitions to intervene filed with the Commission on or before May 29, 2026. To date, NEET MA has filed answers and/or preliminary objections to 40 of those protests and petitions to intervene. NEET MA also filed motions to file one preliminary objection and two answers *nunc pro tunc*.

Additionally, on May 14, 2026, Charity Grimm Krupa filed a petition seeking stay of the Siting Application and CPC Application proceedings. And, on or about June 5, 2026, the Center for Coalfield Justice filed a motion for admission *pro hac vice* of Attorney J. Michael Beecher.

We intend to issue rulings on these outstanding pleadings before the second Prehearing Conference on July 29, 2026.

Consolidation

On May 4, 2026, the Office of Consumer Advocate filed a Petition for Interlocutory Review and Answer to Material Questions (OCA Petition).⁵ On May 11, 2026, NEET MA filed a brief in opposition to the OCA Petition. On May 14, 2026, the Center for Coalfield Justice filed an answer and brief in response to the OCA Petition. Also on May 14, 2026, Charity Grimm Krupa filed a response to the OCA Petition.

On June 1, 2026, the Commission issued an Opinion and Order on the OCA Petition (June 2026 Order). In denying the Petition, the Commission found that “[a] decision regarding the [Certificate of Public Convenience] should be finally decided before the

⁴ Three parties filed both a Protest and a Petition to Intervene: Charity Grimm Krupa, Linda Maust-Jacobs, and Thomas John Bozek III.

⁵ The OCA asked that its original petition for interlocutory review, filed on May 1, 2026, be rejected.

Commission considers the merits of a NextEra Siting Application.” June 2026 Order at 11. The Commission stated that NextEra must first seek and obtain permission to operate in the Commonwealth in the territory which the project is proposed to reside before seeking approval for a major transmission project. The Commission returned the consolidated proceedings to the Office of Administrative Law Judge for further proceedings consistent with its June 2026 Order.

Accordingly, at the second Prehearing Conference we intend to address how these proceedings should be structured so that a decision regarding the CPC Application can be finally decided before the Commission considers the merits of the Siting Application. This will include discussion of whether the Siting Application and CPC Application should remain consolidated. This matter should be considered in the development of proposed litigation schedule(s), and the parties should assume for purposes of developing proposed litigation schedule(s) that the CPC Application will be decided first.

ORDER

THEREFORE,

IT IS ORDERED:

The parties are further directed to comply with the following requirements:

1. Each party must file and distribute a prehearing memorandum which sets forth a brief history of the proceeding, the issues you intend to present, a listing of your proposed witnesses and the subject of their testimony, and a list of any exhibits or documents you intend to present at the hearing in this proceeding on or before **July 23, 2026**. The undersigned must be served with a copy of prehearing memoranda by email at jcoogan@pa.gov and egannon@pa.gov.

2. Prehearing memoranda shall also include a proposed litigation schedule. The parties are directed to confer and attempt to agree to a proposed litigation schedule in advance of the Prehearing Conference, to include proposed times, dates and locations of any evidentiary hearings; proposed public input hearings as agreed to by all parties, if possible; and any other proposed or requested proceedings to be conducted prior to the evidentiary hearing.

3. Prehearing memoranda shall address parties' positions on the impact of the Commission's order issued on June 1, 2026 on these consolidated proceedings and, specifically, whether the two application proceedings at Docket Nos. A-2026-3060856 and A-2026-3060921, G-2026-3060941 and G-2026-3060942 should remain consolidated.

4. Please review the regulations pertaining to prehearing conferences, 52 Pa. Code § 5.221-§ 5.224, and in particular, § 5.222(d) which provides, in part:

(d) Parties and counsel will be expected to attend the conference fully prepared for a useful discussion of all problems involved in the proceeding, both procedural and substantive, and fully authorized to make commitments with respect thereto.

5. Parties should review the regulations relating to discovery, specifically 52 Pa. Code § 5.331(b), which provides, inter alia, that "a party shall endeavor to initiate discovery as early in the proceedings as reasonably possible," and 52 Pa. Code § 5.322, which encourages parties to exchange information on an informal basis. All parties are urged to cooperate in discovery and advise us at the Prehearing Conference as to discovery problems which have not been resolved. There are limitations on discovery and sanctions for abuse of the discovery process. 52 Pa. Code §§ 5.361, 5.371-5.372.

6. Pursuant to 52 Pa. Code §§ 1.21 & 1.22, if you are an individual, you may represent yourself, or you may be represented by an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted *Pro Hac Vice*. However, if you are a partnership, corporation, trust, association, or governmental agency or subdivision, you must be represented in this proceeding by an attorney licensed to practice law in the Commonwealth of Pennsylvania or admitted *Pro Hac Vice*. Unless you are an attorney, you may not represent someone else.

Attorneys shall ensure that their appearance is entered in accordance with the provisions of 52 Pa. Code § 1.24(b).

7. Failure of a party to attend the Prehearing Conference or notify the undersigned of their desire to fully participate without good cause shown, shall constitute a waiver of all objections to the agreements reached and matters decided at the Prehearing Conference, including, but not limited to, any special discovery rules and the litigation schedule established for this case. 52 Pa. Code §§ 5.222(e) & 5.224.

8. You must serve the presiding officers directly with a copy of any document that you file in this proceeding. If you send the undersigned any correspondence or document, you must send a copy to all other parties. For your convenience, a copy of the Commission's current service list to this proceeding is enclosed with this Order.

9. If you have a limited ability to speak or understand English or are deaf or hearing-impaired, a qualified interpreter can be provided upon your request. If you want an interpreter, please contact the Scheduling Office at least ten (10) days before the scheduled Prehearing Conference to make your request.

Scheduling Office: (717) 787-1399

TTY-based Telecommunications Relay Service number for persons who are deaf, hard of hearing, or have a speech disability is: 711

Date: June 26, 2026

_____/s/
John M. Coogan
Administrative Law Judge

_____/s/
Erin L. Gannon
Administrative Law Judge

A-2026-3060856 - 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

A-2026-3060921, G-2026-3060941 & G-2026-3060942 - APPLICATION OF NEXTERA ENERGY TRANSMISSION MIDATLANTIC, INC., (1) TO BEGIN TO FURNISH AND SUPPLY ELECTRIC TRANSMISSION SERVICE IN GREENE COUNTY AND FAYETTE COUNTY, PENNSYLVANIA; (2) FOR CERTAIN AFFILIATED INTEREST AGREEMENTS

(Revised 06/26/2026)

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