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2013 FEB 22 AM 9: 59
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SECRETARY'S BUREAU

February 20, 2013

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Post Office Box 3265
Harrisburg, Pennsylvania 17105-3265

RE: Application of PPL Electric Utilities Corporation Pursuant to 52 Pa. Code Chapter 57, Subchapter G, for Approval of the Siting and Construction of Transmission Lines Associated with the Northeast-Pocono Reliability Project in Portions of Luzerne, Lackawanna, Monroe and Wayne Counties, Pennsylvania
Docket No. A-2012-2340872

Dear Secretary Chiavetta:

Enclosed for filing are the original and three (3) copies of a Request for Waiver to File Answer and New Matter to the Petition of PPL Electric Utilities Corporation and the original and five (5) copies of Answer and New Matter of the Township of Covington, Lackawanna County, Pennsylvania to the Petition of PPL Electric Utilities Corporation.

Copies of the Request for Waiver and the Answer and New Matter are being served by first class mail upon the persons indicated in the certificate of service.

Please contact me if there are any questions on this filing.

Very truly yours,


Brian Yeager

BY/

Enclosures

Cc: Honorable David A. Salapa
Board of Supervisors, Township of Covington
Certificate of Service

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Application of PPL Electric Utilities Corporation :
filed pursuant to 52 Pa. Code Chapter 57 :
Subchapter G, for approval of the siting and :
construction of transmission lines associated :
with the Northeast-Pocono reliability project :
in Portions of Luzerne, Lackawanna, Monroe, :
and Wayne Counties, Pennsylvania :

Docket No. A-2012-2340872

Petition of PPL Electric Utilities Corporation :
for a finding that a building to shelter control :
equipment at the North Pocono 230'69 kV :
substation in Covington Township, Lackawanna :
County, Pennsylvania is reasonably necessary :
for the convenience or welfare of the public :

Docket No. P-2012-2340871

Petition of PPL Electric Utilities Corporation :
for a finding that a building to shelter control :
equipment at the West Pocono 230-69 kV :
substation in Buck Township, Luzerne :
County, Pennsylvania is reasonably necessary :
for the convenience or welfare of the public :

Docket No. P-2012-2341105

Application of PPL Electric Utilities Corporation :
under 15 Pa.C.S. §1511(c) for a finding and :
determination that the service to be furnished :
by the applicant through its proposed exercise :
of the power of eminent domain to acquire a :
certain portion of the lands of the property :
owners listed below for siting and construction :
of transmission lines associated with the :
proposed Northeast-Pocono Reliability Project :
in portions of Luzerne, Lackawanna, Monroe, :
and Wayne Counties, Pennsylvania is necessary :
or proper for the service, accommodation, :
convenience or safety of the public :

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| | | |
|---|---|----------------|
| John C. Justice and Linda S. Justice | : | A-2012-2341107 |
| Three Griffins Enterprises, Inc. | : | A-2012-2341114 |
| Margaret G. Arthur and Barbara A. Saurman Trustees of the Residuary Trust of James C. Arthur | : | A-2012-2341115 |
| Anthony J. Lupas, Jr. and Lillian Lupas John Lupas and Judy Lupas, Grace Lupas, Eugene A. Bartoli and Robert J. Fankelli | : | A-2012-2341118 |
| Ronald G. Sidovar and Gloria J. Sidovar | : | A-2012-2341120 |
| FR First Avenue Property Holding, LP | : | A-2012-2341123 |
| Transcontinental Gas Pipe Line Corporation | : | A-2013-2341208 |
| William Petrouleas and Joanna Petrouleas | : | A-2013-2341209 |
| Peter Palermo and Francine Palermo | : | A-2013-2341211 |
| Christopher Maros and Melinda Maros | : | A-2013-2341213 |
| Dianne L. Doss | : | A-2013-2341214 |
| Doanld Januszewsk | : | A-2013-2341215 |
| International Consolidated Investment Company | : | A-2013-2341216 |
| Bradley D. Hummel | : | A-2013-2341220 |
| Michael Palermo and Joanne Palermo | : | A-2013-2341221 |
| Roberta Searfoss a/k/a Judy Searfoss Executrix of the Estate of Euylla Hughes a/k/a Eylla Hughes | : | A-2013-2341232 |
| John F. and Veronica Iskra | : | A-2013-2341233 |
| Michael A. Mitch and Sue K. Mitch | : | A-2013-2341234 |
| Clifton Acres, Inc. | : | A-2013-2341236 |

| | |
|---|----------------|
| Dietrich Hunting Club | A-2013-2341237 |
| Art Borrower Propco 2010-5 LLC | A-2013-2341238 |
| NLMS, Inc. | A-2013-2341239 |
| US Industrial Reit II | A-2013-2341241 |
| Ronald Solt | A-2013-2341249 |
| Merel J. and Arlene J. Swingle | A-2013-2341250 |
| Edward R. Schultz | A-2013-2341253 |
| Donald W. Henderson and Louis Bellucci | A-2013-2341262 |
| Fr E2 Property Holding LP | A-2013-2341263 |
| Sylvester J. Coccia | A-2013-2341267 |
| Lawrence Duda | A-2013-2341271 |
| Mark M. Mack, J. Dean Mack and Heather K. Mack | A-2013-2341272 |
| Blue Ridge Real Estate | A-2013-2341277 |
| James L. and Michaelene J. Butler | A-2013-2344353 |
| Susan Butler Reigeluth Living Trust | A2013-2344604 |
| Blueberry Mountain Realty, LLC | A-2013-2344605 |
| Grumble Knot, LLC | A-2013-2344612 |
| Pennsylvania Glacial Till, LLC | A-2013-2344616 |
| Chris and Melinda Maros | |
| v. | C-2012-2305047 |
| PPL Electric Utilities Corporation | |

1. When received, the Petition did not have a complete docket number, and the docket number was not completed until Prehearing Order #1 of this matter was received from the Commission after January 8, 2013.

2. The Petition was mailed to the municipal office of Covington, and each document mailed had to be then given to the Solicitor for his action.

3. The Board of Supervisors of Covington was not organized, and the Solicitor was not reappointed, until January 7, 2013.

4. The most pressing business before the Board of Supervisors in January, 2013 were two resolutions to take over roads in two developments in the Township. The reason these were pressing issues was that, until Covington took over these roads, it had no legal authority to plow these roads. The roads needed to be plowed to allow for access by busses from the local school system. The Solicitor was directed to prepare the resolutions, review the deeds, file the documents in the appropriate office in Lackawanna County and organize this process of legally taking over the roads. This consumed considerable time of the Solicitor.

5. Other pressing business taking the time of the Solicitor was that there was a right-to-know request for maps and other correspondence relating to a subdivision approval. This request had been received in December, 2012, and the request was already beyond the time for answer because of the holidays. The Solicitor had to spend considerable time putting together the reply to this request.

6. The Solicitor does not have the staffing to handle the varied requirements that were presented to him in January, 2013, to include answering the PPL Petition.

7. Prehearing Order #1 consolidated the Petition with a second Petition and the Application for discovery, litigation and decision and set dates for hearings on the consolidated matters, with the first hearing being April 29, 2013 for public input. This is significant because under 53 P.S. §10619 the Commission has the responsibility to ensure that Covington has notice of a hearing and is granted an opportunity to appear. Even if the April 29, 2013 hearing was the hearing required by §10619, the Answer and New Matter being filed by Covington does not prejudice any defense of PPL since there is ample time for PPL to consider and answer this filing.

8. 52 Pa. Code §1.2 allows for the presiding officer to disregard an error or defect of procedure which does not affect the substantive rights of the parties. This Answer and New Matter is being filed timely enough for PPL to consider and react to its assertions well before any further stage in the discovery, litigation or disposition of this Petition.

9. The Solicitor intends to register with the Commission to receive filings by electronic means so that he receives further filings in an expeditious manner.

WHEREFORE, for all of the above reasons, the Township of Covington respectfully requests that the Pennsylvania Public Utility Commission grant a waiver so that its Answer and New Matter to the Petition by PPL be accepted and docketed in this matter.

Respectfully submitted,

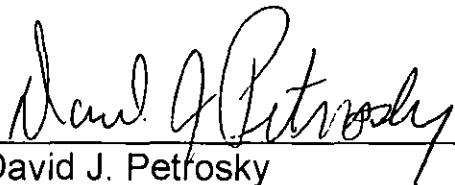


Brian Yeager (ID # 58020)
Solicitor of the Township of Covington
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P.O. Box 234
Scranton, PA 18501-0234
Phone: 888-536-2426
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VERIFICATION

I, David J. Petrosky, Chairman of the Board of Supervisors of the Township of Covington, Lackawanna County, Pennsylvania, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Township of Covington will 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: Feb. 18-2013



David J. Petrosky
Chairman

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CERTIFICATE OF SERVICE

I hereby certify that I have this day served via first class mail a true copy of the foregoing Request for Waiver upon the parties, listed below, in accordance with the requirements of 52 Pa. Code §1.54 (relating to service by a party).

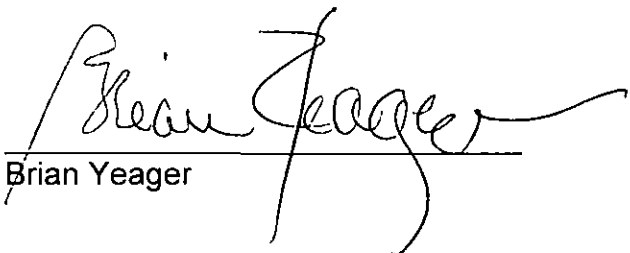
Paul E. Russell, Esquire
Associate General Counsel
PPL Services Corporation
Two North Ninth Street
Allentown, PA 18101

David B. MacGregor, Esquire
Post & Schell, P.C.
Four Penn Center
1600 John F. Kennedy Coulevard
Philadelphia, PA 19103-2808

John H. Isom, Esquire
Christopher T. Wright, Esquire
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Date: 02-20-2013



Brian Yeager