


COMMONWEALTH OF PENNSYLVANIA



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November 26, 2019

The Honorable Elizabeth H. Barnes
The Honorable Andrew M. Calvelli
Office of Administrative Law Judge
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

Re: Application of Transource Pennsylvania, LLC for approval of the Siting and Construction of the 230 kV Transmission Line Associated with the Independence Energy Connection - East and West Projects in portions of York and Franklin Counties, Pennsylvania.

Docket Nos. A-2017-2640195 and A-2017-2640200

Petition of Transource Pennsylvania, LLC for a finding that a building to shelter control equipment at the Rice Substation in Franklin County, Pennsylvania is reasonably necessary for the convenience or welfare of the public.

Docket No. P-2018-3001878

Petition of Transource Pennsylvania, LLC for a finding that a building to shelter control equipment at the Furnace Run Substation in York County, Pennsylvania is reasonably necessary for the convenience or welfare of the public.

Docket No. P-2018-3001883

Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of various landowners in York and Franklin Counties, Pennsylvania for the siting and construction of the 230 kV Transmission Line associated with the Independence Energy Connection – East and West Projects as necessary or proper for the service, accommodation, convenience or safety of the public.

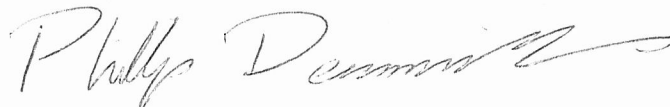
Docket No. A-2018-3001881, *et al.*

Dear Judge Barnes and Judge Calvelli:

Enclosed please find the Office of Consumer Advocate's Motion for the Admission of Testimony and Exhibits and the accompanying Joint Stipulation for the Admission of Testimony and Exhibits in the above-referenced proceedings.

Copies have been served on the parties as indicated on the enclosed Certificate of Service.

Respectfully Submitted,

A handwritten signature in cursive script, reading "Phillip D. Demanchick". The signature is fluid and extends to the right with a long, sweeping tail.

Phillip D. Demanchick
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Enclosures:

cc: PUC Secretary Rosemary Chiavetta
Certificate of Service

*281238

CERTIFICATE OF SERVICE

Application of Transource Pennsylvania, LLC for Approval of the Siting and Construction of the 230 kV Transmission Line Associated with the Independence Energy Connection – East and West Projects in portions of York and Franklin Counties, Pennsylvania

Docket Nos. A-2017-2640195
A-2017-2640200

Petition of Transource Pennsylvania, LLC for a finding that a building to shelter control equipment at the Rice Substation in Franklin County, Pennsylvania is reasonably necessary for the convenience or welfare of the public

Docket No. P-2018-3001878

Petition of Transource, Pennsylvania, LLC for a finding that a building to shelter control equipment at the Furnace Run Substation in York County, Pennsylvania is reasonably necessary for the convenience or welfare of the public

Docket No. P-2018-3001883

Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of various landowners in York and Franklin Counties, Pennsylvania for the siting and construction of the 230 kV Transmission Line associated with the Independence Energy Connection – East and West Projects as necessary or proper for the service, accommodation, convenience or safety of the public

Docket Nos. A-2018-3001881
et al.

I hereby certify that I have this day served a true copy of the following document, the Office of Consumer Advocate's Motion for the Admission of Testimony and Exhibits and the accompanying Joint Stipulation for the Admission of Testimony and Exhibits, upon parties of record in this proceeding in accordance with the requirements of 52 Pa. Code Section 1.54 (relating to service by a participant), in the manner and upon the persons listed below:

Dated this 26th day of November 2019.

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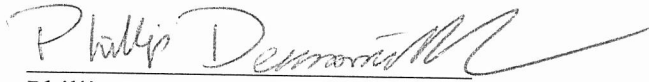
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Dated: November 26, 2019
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**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Transource Pennsylvania, LLC	:	
for approval of the Siting and Construction of the	:	
230 kV Transmission Line Associated with the	:	Docket No. A-2017-2640195
Independence Energy Connection - East and	:	Docket No. A-2017-2640200
West Projects in portions of York and Franklin	:	
Counties, Pennsylvania.	:	

Petition of Transource Pennsylvania, LLC for a	:	
finding that a building to shelter control	:	
equipment at the Rice Substation in Franklin	:	P-2018-3001878
County, Pennsylvania is reasonably necessary	:	
for the convenience or welfare of the public.	:	

Petition of Transource Pennsylvania, LLC for a	:	
finding that a building to shelter control	:	
equipment at the Furnace Run Substation in	:	
York County, Pennsylvania is reasonably	:	P-2018-3001883
necessary for the convenience or welfare of the	:	
public.	:	

Application of Transource Pennsylvania, LLC for	:	
approval to acquire a certain portion of the lands	:	
of various landowners in York and Franklin	:	
Counties, Pennsylvania for the siting and	:	
construction of the 230 kV Transmission Line	:	A-2018-3001881, et al.
associated with the Independence Energy	:	
Connection – East and West Projects as necessary	:	
or proper for the service, accommodation,	:	
convenience or safety of the public.	:	

**THE OFFICE OF CONSUMER ADVOCATE’S
MOTION FOR THE ADMISSION OF TESTIMONY AND EXHIBITS**

TO ADMINISTRATIVE LAW JUDGES, ELIZABETH H. BARNES AND ANDREW CALVELLI:

Pursuant to Section 5.103 of the Commission’s Regulations, 52 Pa Code § 5.103, and the Twelfth Prehearing Order issued on November 7, 2019, the Pennsylvania Office of Consumer Advocate (“OCA”) hereby files this Motion for the Admission of Testimony and Exhibits (“Motion”) in the above-captioned proceeding. By way of this Motion, the OCA seeks to admit into evidence witness testimony and exhibits identified in the Joint Stipulation for the Admission of Testimony and Exhibits (“Stipulation”) and attached hereto as Appendix A. In support of the Motion, the OCA represents as follows:¹

1. On December 27, 2017, Transource Pennsylvania, LLC (“Transource” or the “Company”) filed two applications, along with supporting information, seeking approval from the Commission to construct the Independence Energy Connection Project (“IEC Project” or “Project”), a set of two 230-kilovolt (“kV”) transmission lines spanning approximately 37 miles in portions of York and Franklin Counties (“Applications”). On May 15, 2018, the Company filed two additional shelter petitions to site and construct two new substations in portions of York and Franklin Counties as part of the IEC Project, and 133 eminent domain applications to acquire portions of Pennsylvania land to site and construct the two transmission lines.

2. On January 10, 2018, the OCA filed two Protests, one at Docket No. A-2017-2640195 (the IEC East Portion of the Project) and another at Docket No. A-2017-2640200 (the IEC West Portion of the Project).

3. On June 26, 2018, the ALJs issued the Third Prehearing Order consolidating the above-captioned proceedings.

4. On March 20, 2019, the Commission issued an Opinion and Order responding to Transource’s Petition for Interlocutory Review and Answer to a Material Question, allowing for

¹ The OCA notes that the procedural history of this proceeding is lengthy. For a detailed summation of the procedural history, see prior documents that the OCA has filed. For the purposes of this Motion, the OCA will discuss the procedural history relevant to its disposition.

the consideration of reliability issues in this proceeding. The matter was returned to the Presiding Officers for further proceedings consistent with the Commission's Opinion and Order.

5. On April 2, 2019, the Presiding Officers issued the Tenth Prehearing Order setting forth a procedural schedule to allow for intervening parties to submit additional surrebuttal testimony by May 29, 2019.

6. On May 29, 2019, in accordance with the Tenth Prehearing Order, the OCA served OCA St. No. 2-SSR, the Supplemental Surrebuttal Testimony of Peter J. Lanzalotta, to all parties of record.

7. After service of the OCA's supplemental surrebuttal testimony, Transource and other intervening parties engaged in settlement negotiations, which postponed additional evidentiary hearings necessary to admit the OCA's new testimony into the record.

8. On October 17, 2019, partial settlements were filed by Transource indicating an agreement amongst the Company and certain intervening parties.

9. On October 28, 2019, a telephonic prehearing conference was held to address the status of the proceeding and other logistical issues. The Company and the OCA indicated that there was a mutual agreement to stipulate to the admission of Mr. Lanzalotta's supplemental surrebuttal testimony and exhibits into the record, without the need for cross-examination.

10. On November 7, 2019, the Presiding Officers issued the Twelfth Prehearing Order directing the OCA to file a joint stipulation to enter OCA St. No. 2-SSR, the Supplemental Surrebuttal Testimony of Peter J. Lanzalotta, into the evidentiary record without the need for additional hearings.

11. By way of this Motion, the OCA has included a Stipulation, attached hereto as Appendix A, stipulating to the authenticity of OCA St. No. 2-SSR and accompanying exhibits. A

verification is also attached to OCA St. No. 2-SSR. Moreover, the Stipulation indicates that Transource has waived cross-examination of Peter J. Lanzaotta concerning OCA St. No. 2-SSR. However, if Mr. Lanzaotta subsequently submits additional supplemental testimony in this proceeding, Transource reserves its right to conduct cross examination of Mr. Lanzaotta on those statements.

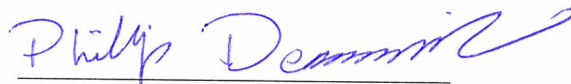
12. Additionally, the OCA has contacted the following parties of record, none of which have indicated an objection: (1) Citizens to Stop Transource – York County, (2) Stop Transource – Franklin County, (3) PECO Energy Company, (4) FirstEnergy Corporation, (5) PPL Electric Utilities, Corporation, and (6) the York County Planning Commission.

13. Accordingly, on the basis of the Stipulation, the OCA requests that the Administrative Law Judges grant this Motion and admit into the evidentiary record OCA St. No. 2-SSR, the Supplemental Surrebuttal Testimony of Peter J. Lanzaotta. Two copies of the statements and exhibits listed in the Stipulation will be filed with the Secretary of the Commission after this Motion is granted.

Wherefore, the OCA, by its respective counsel, respectfully requests that Administrative Law Judges Elizabeth H. Barnes and Andrew Calvelli admit the foregoing testimony and exhibits into the record in this proceeding, as identified in the Stipulation and attached hereto as Appendix A.

Respectfully Submitted:

Dated: November 26, 2019



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APPENDIX A

**JOINT STIPULATION FOR THE ADMISSION
OF TESTIMONY AND EXHIBITS**

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Application of Transource Pennsylvania, LLC	:	
for approval of the Siting and Construction of the	:	
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for the convenience or welfare of the public.	:	

Petition of Transource Pennsylvania, LLC for a	:	
finding that a building to shelter control	:	
equipment at the Furnace Run Substation in	:	
York County, Pennsylvania is reasonably	:	P-2018-3001883
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associated with the Independence Energy	:	
Connection – East and West Projects as necessary	:	
or proper for the service, accommodation,	:	
convenience or safety of the public.	:	

JOINT STIPULATION FOR THE ADMISSION OF TESTIMONY AND EXHIBITS

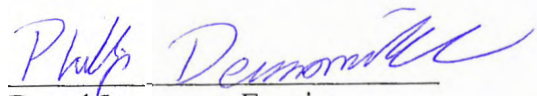
In accordance with the Twelfth Prehearing Order issued on November 7, 2019, the Pennsylvania Office of Consumer Advocate (“OCA”) and Transource Pennsylvania, LLC (“Transource” or the “Company”) hereby submit this Joint Stipulation for the Admission of Testimony and Exhibits. Accordingly, the undersigned hereby (1) stipulate to the authenticity of

OCA St. No. 2-SSR, the Supplemental Surrebuttal Testimony of Peter J. Lanzaotta, which was previously served upon all parties in this proceeding and upon the Presiding Officers, (2) acknowledge and agree that Transource waives cross-examination of Peter J. Lanzaotta concerning OCA St. No. 2-SSR, but if Mr. Lanzaotta subsequently submits additional supplemental testimony in this proceeding, Transource reserves its right to conduct cross examination of Mr. Lanzaotta on those statements, and (3) further stipulate that OCA St. No. 2-SSR and the accompanying exhibits should be admitted into the record in this case.

This Joint Stipulation for the Admission of Testimony and Exhibits is hereby submitted.

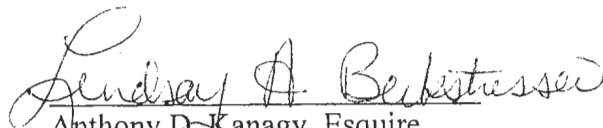
Respectfully Submitted:

Dated: November 26, 2019



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