Proposed Kammer-Juniata High Voltage Electric Transmission Line in PA

VIRTUAL INFORMATIONAL MEETING
HOSTED BY:
Protect PT
October 13, 2026
7:00 PM

Presentation by: Darryl Lawrence
Consumer Advocate
PA Office of Consumer Advocate

PENNSYLVANIA OFFICE OF
CONSUMER ADVOCATE

About the Pennsylvania Office of Consumer Advocate (OCA)

PENNSYLVANIA OFFICE OF
CONSUMER ADVOCATE

OCA Background

- Independent state agency created by the General Assembly in 1976 to give the **everyday consumer** a voice in public utility regulation.
- Enabling statute is found at 71 P.S. §§ 309-1 thru 309-8.
- Purpose is to represent and advocate for the overall interests of consumers in public utility regulation **to keep utility service affordable, reliable, reasonable, and safe**.

OCA Appears Before

OCA represents and advocates for the interests of PA utility consumers before the following bodies:



Public Utility Commission (PUC)



Federal Energy Regulatory Commission (FERC)



PJM Interconnection, LLC (PJM)



State and Federal Courts

OCA is a Team of Advocates

Professional Attorneys and Paralegals

Subject Matter Experts

OCA Team of Advocates



Call Center Professionals and Administrative Professionals

Leadership

OCA Leadership:
The Consumer Advocate

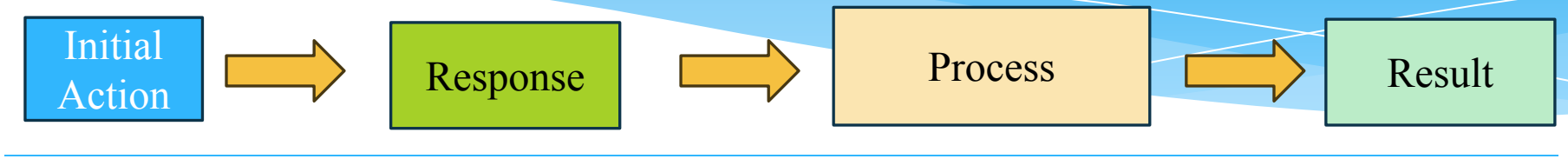


- The Consumer Advocate is appointed by the Attorney General to lead the agency, subject to confirmation by the PA Senate.
- Darryl Lawrence currently serves as the Consumer Advocate of Pennsylvania.
- Attorney General Dave Sunday nominated Darryl Lawrence in February 2025, and the Pennsylvania Senate unanimously confirmed the nomination in June 2025.

About the Pennsylvania Public Utility Commission (PUC)

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PUC is the Adjudicator while the OCA is an Advocate



Application is filed by a Public Utility before the PUC.

OCA Reviews the Application; if the Consumer Advocate determines that issues are present impacting the interests of utility consumers, the OCA will file Protest and Petition to Intervene before the PUC.

Consumers and other interested parties can intervene/file pleadings before the PUC.

Application moves through the PUC's litigation process before an Administrative Law Judge (ALJ). Parties present their evidence and arguments. May involve discovery, testimony, Public Input Hearings, Evidentiary Hearing, and briefing. A Recommended Decision of the ALJ gets issued, subject to review and decision by the PUC.

PUC renders a final determination through an Order.

OCA's Role in Transmission Line Cases Before the PUC

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For Directly Impacted Landowners, Tenants, and Occupants

The OCA is not your private attorney, but we can help through consumer education.

A public utility operating within its own certificated territory may enter your land for surveying or inspection purposes, without your consent, so long as it gives you 10-days prior notice, and utility is liable for any damage it may create. *See* 26 Pa.C.S. § 309.

Land Agent Code of Conduct, 52 Pa. Code § 69.3102:

https://www.pacodeandbulletin.gov/Display/pacode?file=/secure/pacode/data/052/chapter69/s69.3102.html&d=reduce

Eminent Domain power of utilities, 52 Pa. Code § 57.91:

https://www.pacodeandbulletin.gov/Display/pacode?file=/secure/pacode/data/052/chapter57/subchapItoc.html&d=reduce

Application Process to Build/Rebuild a High Voltage Transmission Line

* A public utility must file an Application with the PUC.
* The PUC's Regulations for siting and construction of HV transmission lines can be found here:
* https://www.pacodeandbulletin.gov/Display/pacode?file=/secure/pacode/data/052/chapter57/subchapGtoc.html&d=reduce
* Importantly, a public utility cannot exercise the power of eminent domain until the PUC approves the Application.

Kammer to Juniata Project

* Kammer Juniata Transmission, LLC (KJT) is proposing the construction of a 765 kV transmission line traversing ten counties in Pennsylvania and one county in West Virginia. This line is projected to be 222 miles long, extending from the Kammer substation in West Virginia to the Juniata substation in Pennsylvania, at a projected cost of $1.7 billion.
* On March 12, 2026, KJT filed for certain incentive rate treatments at the Federal Energy Regulatory Commission (FERC).
* The OCA filed a Protest to FERC as to the incentive rates. That matter is pending at FERC.
* Link to the FERC File at Docket No. ER26-1734-000:
* https://elibrary.ferc.gov/eLibrary/docketsheet?docket_number=ER26-1734-000&sub_docket=All&dt_from=1960-01-01&dt_to=2026-06-22&chklegadata=false&pageNm=dsearch&date_range=custom&search_type=docket&date_type=filed_date&sub_docket_q=Allsub&sid=eeb60cc9-a118-46bb-a3ea-ce2b3ec77f85
* An Application to build this Project is expected to be submitted to the PUC in late 2026/early 2027.

Your Options to Participate in the Application Proceedings Before the PUC

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Ways for you to participate in the Application proceedings



File a protest or petition to intervene and become a party to the case



Submit an informal written objection letter or comment (without becoming a party to the case)



Testify at a Public Input Hearing (without becoming a party to the case)

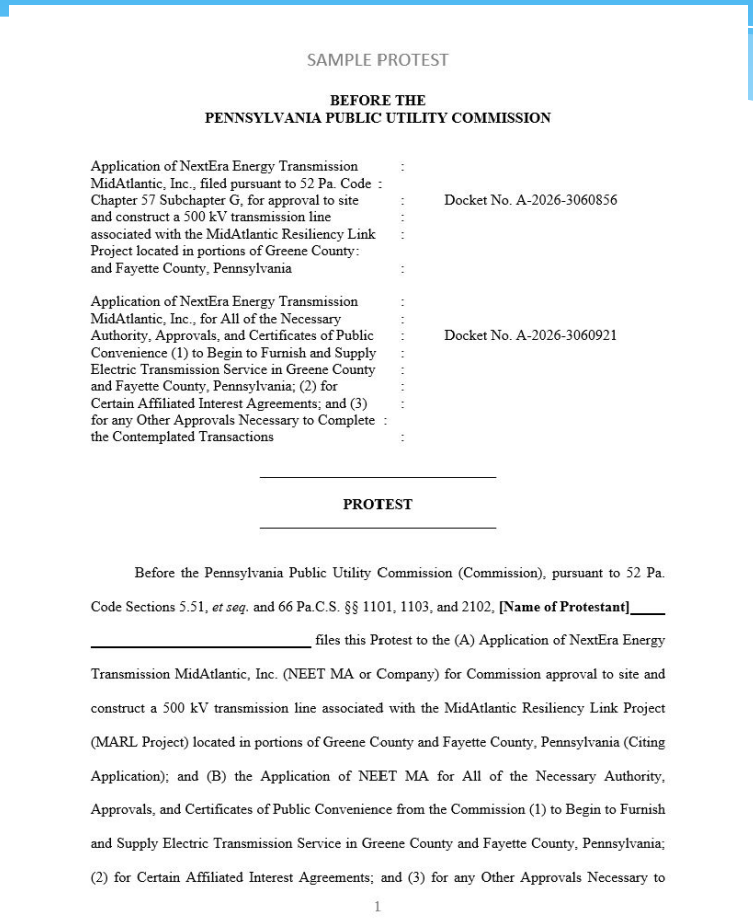


Request a Property Visit (or Site View) along the Route

Becoming a Party to the Case: What is a Protest?

- Protest – a formal pleading that states your objections and concerns.
- Filing a protest will make you an active “party of record” to the proceeding.
- As an active party, you will receive service of all discovery, testimony, motions, and other legal documents, and likewise you must serve all parties when you file a document.
- The Commission’s website provides instructions for filing a Protest:https://www.puc.pa.gov/electricity/transmission-lines/

Sample Protest



SAMPLE PROTEST

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 of the Necessary Authority, Approvals, and Certificates of Public Convenience (1) to Begin to Furnish and Supply Electric Transmission Service in Greene County and Fayette County, Pennsylvania; (2) for Certain Affiliated Interest Agreements; and (3) for any Other Approvals Necessary to Complete the Contemplated Transactions	:	Docket No. A-2026-3060921

PROTEST

Before the Pennsylvania Public Utility Commission (Commission), pursuant to 52 Pa. Code Sections 5.51, *et seq.* and 66 Pa.C.S. §§ 1101, 1103, and 2102, **[Name of Protestant]**____ _____ files this Protest to the (A) Application of NextEra Energy Transmission MidAtlantic, Inc. (NEET MA or Company) for Commission approval to site and construct a 500 kV transmission line associated with the MidAtlantic Resiliency Link Project (MARL Project) located in portions of Greene County and Fayette County, Pennsylvania (Citing Application); and (B) the Application of NEET MA for All of the Necessary Authority, Approvals, and Certificates of Public Convenience from the Commission (1) to Begin to Furnish and Supply Electric Transmission Service in Greene County and Fayette County, Pennsylvania; (2) for Certain Affiliated Interest Agreements; and (3) for any Other Approvals Necessary to

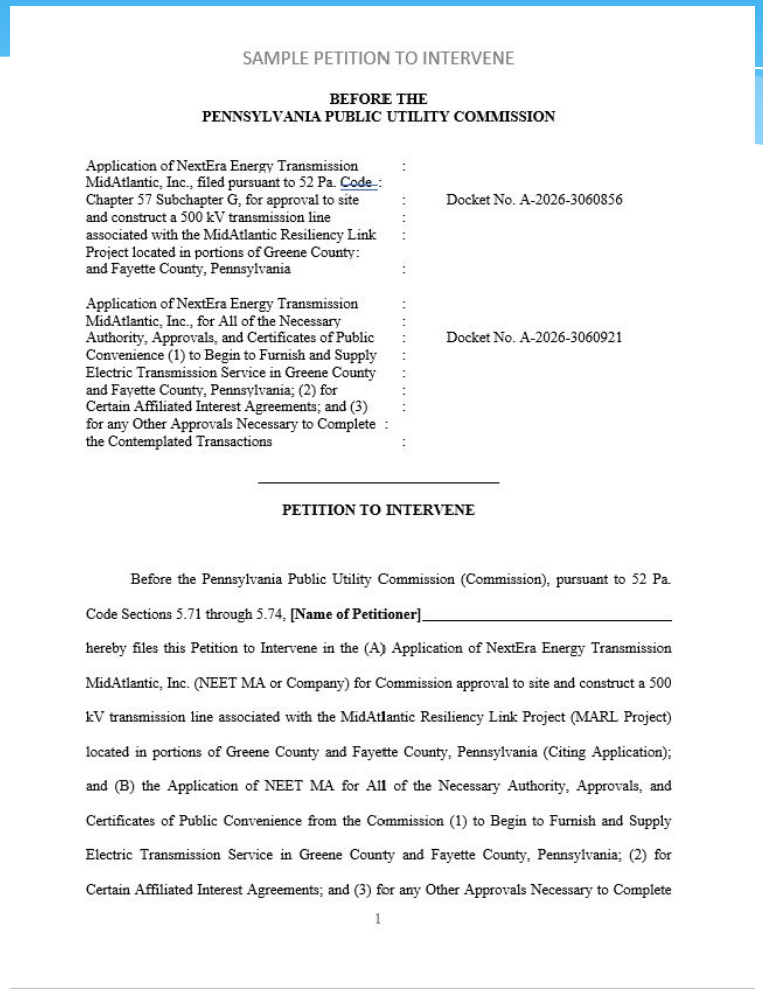
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- The OCA's website contains links to relevant documents for the Applications.
- OCA's website also contains a sample "fill in the blank" protest with instructions on how to e-file or paper file it.
- https://www.oca.pa.gov/marl/

Becoming a Party to the Case: What is a Petition to Intervene?

- Petition to Intervene – A request to become a party to the case by showing a direct interest in the case.
- See 52 Pa. Code §§ 5.71-5.76 at https://www.pacode.com/secure/data/052/chapter5/subchapAtoc.html
- The ALJ may permit you to choose if you want to be an active or inactive party, but that is not a guarantee.
- **52 Pa. Code 5.76(a) – Limitation on participation in hearings:** Where there are two or more intervenors having substantially like interests and positions, the PUC or presiding officer may, in order to expedite the hearing, arrange appropriate limitations on the number of attorneys who will be permitted to cross-examine and make and argue motions and objections on behalf of the intervenors.

Sample Petition to Intervene



SAMPLE PETITION TO INTERVENE

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

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PETITION TO INTERVENE

Before the Pennsylvania Public Utility Commission (Commission), pursuant to 52 Pa. Code Sections 5.71 through 5.74, **[Name of Petitioner]**_____ hereby files this Petition to Intervene in the (A) Application of NextEra Energy Transmission MidAtlantic, Inc. (NEET MA or Company) for Commission approval to site and construct a 500 kV transmission line associated with the MidAtlantic Resiliency Link Project (MARL Project) located in portions of Greene County and Fayette County, Pennsylvania (Citing Application); and (B) the Application of NEET MA for All of the Necessary Authority, Approvals, and Certificates of Public Convenience from the Commission (1) to Begin to Furnish and Supply Electric Transmission Service in Greene County and Fayette County, Pennsylvania; (2) for Certain Affiliated Interest Agreements; and (3) for any Other Approvals Necessary to Complete

1

- The OCA's website contains links to relevant documents for the Applications.
- OCA's website also contains a sample "fill in the blank" petition to intervene with instructions on how to e-file or paper file it.
- https://www.oca.pa.gov/marl/

Non-Party Option:
What is an Informal Objection Letter?

- Informal Objection Letters and Comments can be filed. You will not become a party to the case.
- These documents should include the name of the case and the docket number.
- These documents should be mailed to the PUC at the following address:

  Matthew Homsher, Secretary
  Pennsylvania Public Utility Commission
  Commonwealth Keystone Building
  400 North Street
  Harrisburg, PA 17120

Public Input Hearings

- PUC will set the date, times, locations of Public Input Hearings in a published notice.
- In-person and virtual options.
- OCA will request that PIHs be scheduled in these cases.



Public Input Hearings Options



- You can choose to either:
  - testify under oath, or
  - make an unsworn statement.
- Members of the public can simply sit in and listen too.

Public Input Hearings: Sworn Testimony



- If you testify under oath:
  - The ALJ will call you and administer the oath (swear you in).
  - You will start your oral testimony.
  - After you conclude your oral testimony, lawyers for the parties and the ALJ can ask you questions about your testimony.
  - Your testimony will be transcribed by the court reporter and will become part of the evidentiary record.
  - Parties in the case can rely on your testimony to support their position and arguments in the case.

Public Input Hearings: Unsworn Statement

- If you make an unsworn statement:
  - The ALJ will call you to speak but not swear you in.
  - You will begin your statement.
  - After you conclude your statement, lawyers for the parties cannot ask you questions.
  - Your statement will not be made part of the evidentiary record.
  - Parties in the case cannot rely on your testimony to support their position and arguments in the case.



Issues Raised in Testimony at Public Input Hearings

- Individuals can object to the Company's proposals for any relevant reasons.
- In past cases, public witnesses have raised such issues as:
  - The cost & need for the project
  - Safety & health concerns
  - Effects on the environment & the community
  - Effects on your individual property

What can you expect at a Public Input Hearing? (part 1)

- ALJs preside over the Public Input Hearing
- ALJs place sign-up sheet at the door for those who wish to testify.
- ALJs call the hearing to order.
- ALJs state a summary of the proceedings:
  - What the utility filed and when
  - What has happened so far
  - What options you have to participate
- ALJs allow participants' counsel to introduce themselves and make a brief statement about their involvement.

What can you expect at a Public Input Hearing? (part 2)

- Members of the public can simply sit and listen or provide information to the OCA lawyers off-the-record, for use as they see fit.
- When every witness has had a chance to speak, the ALJ declares the hearing “adjourned.”
- A few days later, the lawyers receive copies of the transcript, which is also placed in the formal PUC file.

What can you expect at a Public Input Hearing? (part 3)



- Members of the press, including TV and newspaper reporters, can attend.
- Is there any limitation?
  - Yes. The ALJs can impose limits.
  - Individual rights to control information about oneself or dissemination of one's image is also important.
  - If a person objects to being photographed, videotaped or recorded by a reporter, the ALJ may instruct the reporter to turn off equipment during that person's testimony.

Property Visits (Site Views) (part 1)

- Parties to the case, affected landowners, and state legislators can request property visits or site views along the proposed route.
- Treated similarly to Public Input Hearings
- It is the ALJ's/PUC's decision to schedule Property Visits/Site Views, if substantial public interest has been shown.

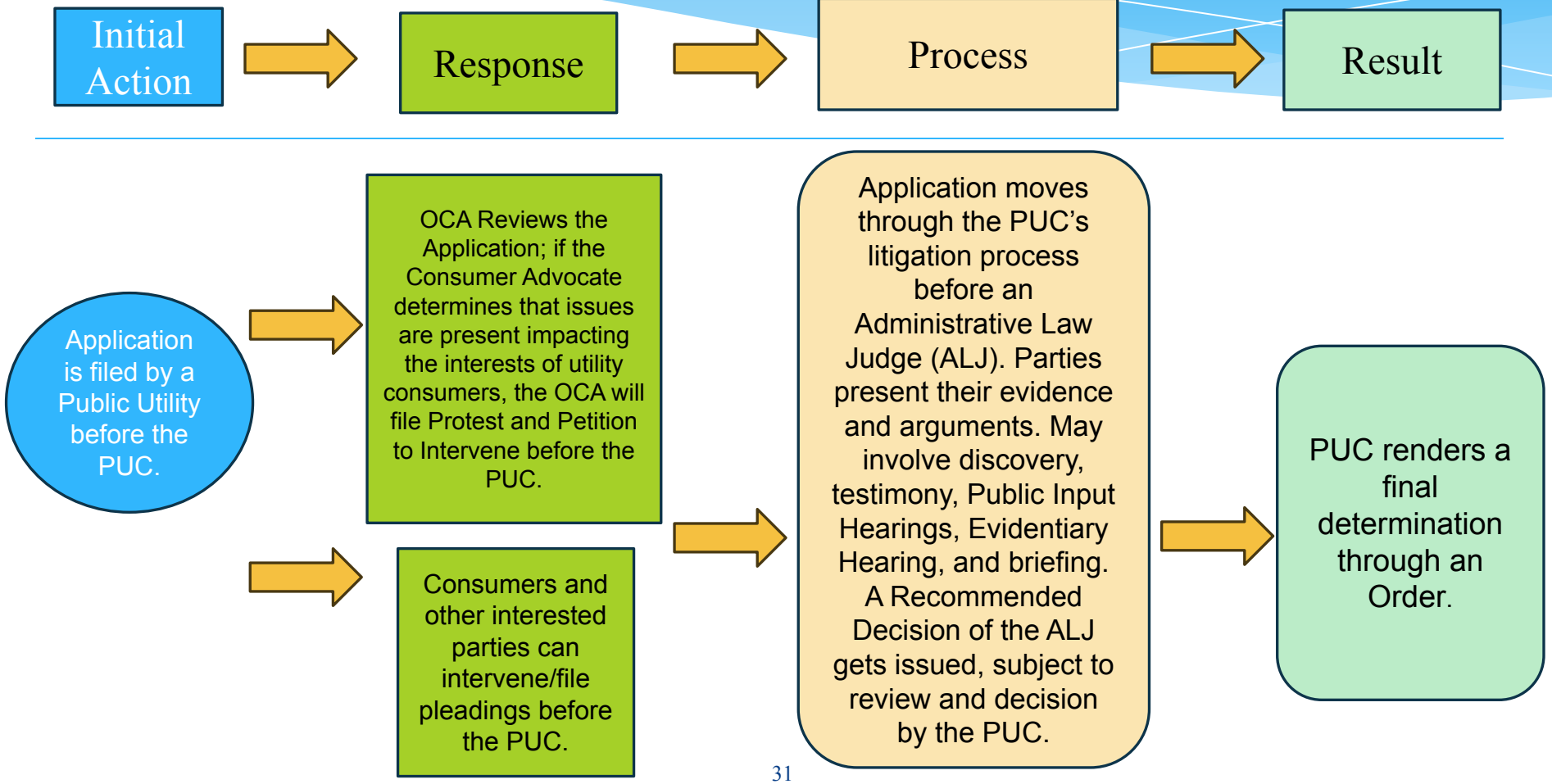
Property Visits (Site Views) (part 2)

- What to expect:
  - Property visits provide an opportunity for the ALJs, attorneys and other interested parties to visit a specific location, generally an affected landowner's property, to conduct an on-site hearing to view the property and hear the specific concerns relating to the potential effect of the proposed project on the location.
  - In addition to the ALJs, a PUC photographer will be present to take photographs at appropriate sites, and those photographs will be admitted into the official record and available to the parties for reference in this proceeding.
  - The ALJs and photographer will determine which photographs are appropriate although deference will be given to request of the property owners or representatives who must be present during the view or it will be skipped and not subject to rescheduling.
  - A court reporter will be present to record the viewing and any comments made will be on the record. ALJs and counsel present may ask questions regarding features of the property or site.

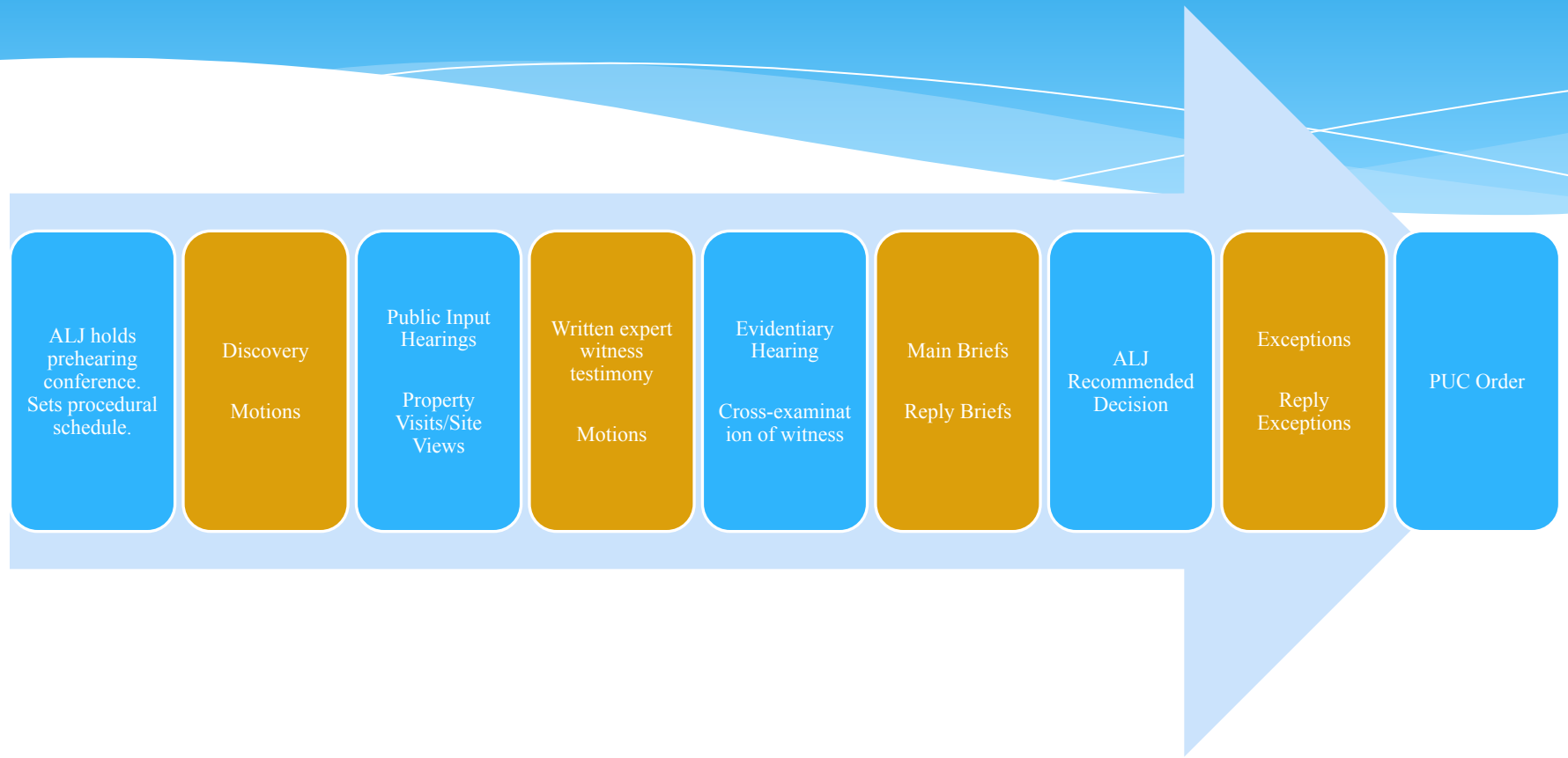
If you decide to become a Party to the Application proceedings, Overview of the PUC Process

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CONSUMER ADVOCATE

PUC Process


Initial Action
Response
Process
Result
Application is filed by a Public Utility before the PUC.
OCA Reviews the Application; if the Consumer Advocate determines that issues are present impacting the interests of utility consumers, the OCA will file Protest and Petition to Intervene before the PUC.
Consumers and other interested parties can intervene/file pleadings before the PUC.
Application moves through the PUC's litigation process before an Administrative Law Judge (ALJ). Parties present their evidence and arguments. May involve discovery, testimony, Public Input Hearings, Evidentiary Hearing, and briefing. A Recommended Decision of the ALJ gets issued, subject to review and decision by the PUC.
PUC renders a final determination through an Order.

PUC Process


ALJ holds prehearing conference. Sets procedural schedule.
Discovery
Motions
Public Input Hearings
Property Visits/Site Views
Written expert witness testimony
Motions
Evidentiary Hearing
Cross-examination of witness
Main Briefs
Reply Briefs
ALJ Recommended Decision
Exceptions
Reply Exceptions
PUC Order

Relevant Statutes and Regulations

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CPC Application to become a Public Utility

- **Statute:**
  - Public Utility Code, 66 Pa. C.S. §§ 1101-1103
  - Public Utility Code, 66 Pa. C.S. § 102, definition of “public utility” and interpretive PUC orders and case law
- To grant CPC authority to an applicant, the PUC:
  - must “ find or determine that the granting of such certificate is necessary or proper for the service, accommodation, convenience, or safety of the public.”
  - may impose “just and reasonable” condition.
- There is no legal deadline for the PUC to review and issue a final order on the proposed Siting Application.

Siting Application for the Proposed Transmission Line

- **Statute:**
  - Public Utility Code, 66 Pa. C.S. § 1501, “adequate, efficient, safe, and reasonable service and facilities” and “in conformity with the regulations” of the PUC

- **PUC Regulations:**
  - 52 Pa. Code §§ 57.71 – 57.77
    - https://www.pacodeandbulletin.gov/Display/pacode?file=/secure/pacode/data/052/chapter57/subchapGtoc.html&d=reduce
    - The Siting Application must be served on all of those owning property within the proposed ROW, the governing body for planning in each township, borough or city where the line is to be located, and on several state agencies.
    - There is no legal deadline for the PUC to review and issue a final order on the proposed Siting Application.
  - 52 Pa. Code §§ 69.3101-69.3107
    - https://www.pacodeandbulletin.gov/Display/pacode?file=/secure/pacode/data/052/chapter69/chap69toc.html&d=

Siting Application

- **PUC Regulation: 52 Pa. Code § 57.76(a)**

- PUC will issue its order and can either grant or deny the Application, in whole or in part, as filed or upon the terms, conditions or modifications, of the location, construction, operation or maintenance of the line as the PUC may deem appropriate.

- In order to approve the Siting Application for the proposed high-voltage line, the PUC must find:
  - That there is a need for it;
  - That it will not create an unreasonable risk of danger to the health and safety of the public;
  - That it is in compliance with applicable statutes and regulations providing for the protection of the natural resources of this Commonwealth; and
  - That it will have minimum adverse environmental impact, considering the electric power needs of the public, the state of available technology and the available alternatives.

Eminent Domain CPC Application

- Statute: 15 Pa. C.S. §1511(a)(3)
  - Before a public utility may exercise its power of eminent domain, it must first seek and obtain a certificate of public convenience (CPC) for approval from the PUC.

- 52 Pa. Code § 57.75(i). The Applicant is entitled to consolidate the eminent domain application with the Siting Application.

Contact Information

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