

**PUBLIC SERVICE COMMISSION
OF WEST VIRGINIA
CHARLESTON**

At a session of the PUBLIC SERVICE COMMISSION OF WEST VIRGINIA
in the City of Charleston on the 30th day of September 2026.

CASE NO. 26-0075-E-CN

NEXTERA ENERGY TRANSMISSION MIDATLANTIC, INC.

Application for a Certificate of Public Convenience and Necessity
Authorizing the Construction, Financing, Ownership, and Operation of
the West Virginia Portions of the MidAtlantic Resiliency Link Project

COMMISSION ORDER

The Commission (i) establishes procedures and a witness schedule for the presentation of witnesses at the evidentiary hearing scheduled for October 26–30 and November 2, 2026; (ii) grants the motion of Intervenor Linda Blancato to attend remotely, and (iii) treats the document filed by Michael Clower on September 8, 2026, as prefiled direct testimony.

BACKGROUND

On January 30, 2026, NextEra Energy Transmission MidAtlantic, Inc. (NEET MA) filed an Application seeking a Certificate of Public Convenience and Necessity pursuant to W. Va. Code § 24-2-11a for the construction, financing, ownership, and operation of the West Virginia portions of the MidAtlantic Resiliency Link Project (MARL Project).

By Commission Order entered March 18, 2026, the Commission scheduled an evidentiary hearing for October 26–30 and November 2, 2026.

The Commission has received prefiled testimony from approximately sixty-four intervenor witnesses.

On September 8, 2026, Intervenor Linda Blancato filed a motion to attend the evidentiary hearing remotely.

On September 8, 2026, Michael Clower filed a document titled Petition to Intervene, and it detailed concerns about his property.

DISCUSSION

The number of witnesses expected to testify requires advance scheduling to facilitate the orderly and efficient conduct of the evidentiary hearing and provide reasonable notice to the parties regarding when witnesses are available. The Commission previously advised intervenors that parties interested in cross-examining witnesses must be present when those witnesses are called to testify and that the Commission would make every effort to schedule witnesses in advance.¹ Accordingly, the Commission will generally hear NEET MA's witnesses first, followed by intervenor witnesses and Commission Staff.

The Commission anticipates that the NEET MA witnesses will be subject to substantial cross-examination regarding the Application and the proposed MARL Project. Accordingly, the Commission has allocated the first two and one-half days of the evidentiary hearing primarily to the presentation and cross-examination of NEET MA's witnesses. This allocation is intended to provide sufficient time for the presentation and cross-examination of NEET MA's witnesses while preserving adequate hearing time for the intervenor and Commission Staff witnesses.

Unless otherwise directed, all sessions will begin at 9:30 a.m. Witnesses scheduled for a particular day shall be present and available to testify at the beginning of the day. Because of the large number of scheduled witnesses, the Commission intends to proceed continuously by calling witnesses consecutively as the preceding witness completes their testimony. The Commission will not delay the proceeding to accommodate a witness who is unavailable during the session for which the witness has been scheduled. Given the number of scheduled witnesses and the rights of parties to cross-examine witnesses, the Commission will not ordinarily reschedule witnesses who fail to appear when called. If a witness is unavailable for cross-examination, the sponsoring party may present a qualified substitute witness to adopt the testimony and be subject to cross-examination. Absent a qualified substitute or other good cause shown, the Commission may exclude the testimony or accord it such weight as the Commission determines appropriate.

The Commission establishes the following anticipated witness schedule.

Monday, October 26, 2026	1. Kaitlin McCormick - NEET MA 2. Matt Pawlowski - NEET MA 3. Sami Abdulsalam - NEET MA
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¹ Commission Order, April 9, 2026, at p. 3.

	4. Andrew Gledhill - NEET MA
Tuesday, October 27, 2026	1. Heather Heater - NEET MA 2. Philip Givens - NEET MA 3. Matt Boykin - NEET MA 4. Sarah Powers - NEET MA
Wednesday, October 28, 2026	1. Cynthia Menhorn - NEET MA 2. John Deskins - NEET MA 3. Logan Mantz - Hampshire County Commission 4. Bryan Hockman 5. Myers Evans 6. Sarah Evans 7. Deborah Hinrichs 8. Mark Haynes 9. Karl Loper 10. Carolyn Loper 11. Charles Mathews 12. Linda Blancato (remote)
Thursday, October 29, 2026	1. Karen Trueblood 2. Anne Mathews 3. Craig See 4. Stephen Davis 5. Mary Major 6. Michelle Wilkins 7. Greg Wilkins 8. Linda Riggleman 9. Marsha Sowers 10. Alex Sowers 11. Wendy Odden 12. Duane Walther 13. John Wotring 14. Kevin Evans 15. Troy Odden 16. Kristi Gruber 17. Susan Marteney 18. William Marteney 19. Felicia Peacemaker 20. Caroline Haynes 21. Rebecca Keiver

Friday, October 30, 2026	1. Lynn Cookson 2. Roger Brown 3. Anthony Campbell – WATI 4. Catherine Kunkle – WATI 5. Deborah Campbell 6. Maticia Poland 7. Craig Poland 8. Toni Quesenberry 9. Russell Tritapoe 10. Connie Grady 11. Amie Neighbors 12. Rebecca Kimble 13. Charles Kimble 14. Seleena Puffinburger 15. Donna Brooke-Alt 16. Florence Wolfe-Sharp 17. Loren Metzner - LOWC 18. Braden Hoffman - LOWC 19. Jane Capozzelli - LOWC 20. Phillip Spangler - LOWC 21. William Eimers 22. Susan Sauter
Monday, November 2, 2026	1. Thomas Steadman 2. Greg Moyers 3. Andrea Funyak 4. Brandon Reckart 5. Kent Hunter 6. Juliet Marlier 7. Charles Thomas 8. Jacqueline Mier 9. Mary Dunn 10. Anna Elfenbein 11. Daniel Egnatoff - Commission Staff

The foregoing schedule represents the Commission's current expectation regarding the order of witnesses. The Commission may modify the order, timing, or grouping of witnesses as necessary based upon the progress of the hearing, the length of direct examination and cross-examination, and circumstances affecting the orderly conduct of the proceeding.

The Commission has endeavored to identify all persons who filed prefiled testimony and intend to testify at the evidentiary hearing. Any party or intervenor who timely filed prefiled testimony and intends to offer testimony at the evidentiary hearing, but whose name does not appear on the witness schedule established by this Order, shall promptly notify the Executive Secretary so the Commission may address the omission and, if appropriate, assign the witness a hearing slot to testify.

The Commission recognizes that the six-day length of the evidentiary hearing and the large number of parties and witnesses may make daily in-person attendance impracticable for individual intervenors to attend the hearing in person each day. Accordingly, the Commission will livestream the proceeding to allow parties and members of the public to observe the proceeding remotely. Accordingly, intervenors who are unable to attend the hearing in person on days when they are not scheduled to testify may follow the proceeding through the Commission's livestream.

The livestream does not alter the responsibilities of a party who intends to participate in the hearing. Any witness scheduled to testify must be present and available at the beginning of the day as assigned by the Commission, unless otherwise authorized by Commission Order. Likewise, any party wishing to cross-examine a witness must be present when the witness is called to testify. The livestream is provided as a means of observing the proceeding and does not constitute an appearance at the evidentiary hearing or provide a means for a party to participate remotely unless otherwise authorized by the Commission.

The Commission also finds that advance coordination regarding cross-examination is necessary. Approximately sixty-four intervenor witnesses have filed prefiled testimony. To facilitate the orderly and efficient conduct of the evidentiary hearing and to assist the Commission in anticipating the amount of time necessary for each witness, the parties shall identify in advance the intervenor witnesses they presently anticipate cross-examining.

Accordingly, on or before October 5, 2026, each party shall file a list identifying the intervenor witness the party presently anticipates cross-examining at the evidentiary hearing. A party anticipating no cross-examination shall so state. The requirement does not preclude a party from conducting cross-examination made reasonably necessary by testimony or developments occurring during the hearing, but any such questioning must be strictly directed to the statements made during the hearing.

Motion to Attend Remotely

On September 8, 2026, Intervenor Blancato moved for permission to participate in the evidentiary hearings remotely. Intervenor Blancato represents that she is the primary caregiver for Richard Blancato, who is receiving hospice care, and that those circumstances prevent her from attending the hearing in Charleston.

Although the Commission generally prefers in-person appearances of intervenors at evidentiary hearings, the Commission finds good cause to permit Ms. Blancato to appear remotely due to the special circumstances presented. Accordingly, the Commission will grant the motion. Ms. Blancato shall coordinate by contacting the Commission's Executive Secretary in advance of the hearing to obtain the information necessary to participate remotely.

Petition to Intervene

Michael Clower filed a document titled Petition to Intervene on September 8, 2026. Mr. Clower previously filed a petition to intervene on April 17, 2026, and the Commission granted intervenor status by the Commission Order entered on August 10, 2026. The Commission recognizes that the filing on September 8, 2026, was intended to serve as direct testimony concerning the impacts of the proposed project on his property. The Commission will consider the document filed on September 8, 2026, as pre-filed direct testimony, and permit Mr. Clower to testify at the evidentiary hearings regarding the matters contained therein.

FINDINGS OF FACT

1. The Commission scheduled an evidentiary hearing in this proceeding for October 26–30 and November 2, 2026.²
2. Approximately sixty-four intervenor witnesses have filed prefiled testimony and may appear to testify at the evidentiary hearing.
3. An advance witness schedule will facilitate the orderly and efficient conduct of the hearing and provide notice to the parties regarding anticipated witness testimony.

² Commission Order, March 18, 2026, at p. 11.

4. The Commission will livestream the evidentiary hearing, allowing intervenors and members of the public to observe the proceeding remotely when they are unable to attend in person.

5. Requiring parties to identify in advance the intervenor witnesses they anticipate cross-examining will assist the Commission in managing the large number of witnesses.

6. Intervenor Linda Blancato filed a motion to attend remotely due to special circumstances surrounding caregiving responsibilities.

7. Michael Clower was granted intervenor status by the Commission Order entered August 10, 2026.

8. Michael Clower filed a document on September 8, 2026 titled Petition to Intervene. This document appears intended to serve as testimony concerning issues raised by the Application.

CONCLUSIONS OF LAW

1. The Commission has authority to establish procedures governing the presentation of testimony and conduct of the evidentiary hearing.³

2. Establishing an anticipated witness schedule and requiring advance notice regarding anticipated cross-examination are reasonable procedural measures to facilitate the orderly and efficient conduct of the evidentiary hearing.

3. While the Commission prefers intervenors to attend evidentiary hearings in person, the Commission should accommodate the request for remote appearance of Linda Blancato in this case because of the special circumstances outlined by Ms. Blancato.

4. The Commission may consider a filing according to its substance rather than its caption and may treat Michael Clower's September 8, 2026 filing as prefiled direct testimony.

ORDER

IT IS THEREFORE ORDERED that the witness schedule and hearing procedures outlined in this Order are adopted for the evidentiary hearing scheduled for October 26–30 and November 2, 2026.

³ Rule 12.2.2 of the Commission's Rules of Practice and Procedure § 150 C.S.R. 1 (Procedural Rules).

IT IS FURTHER ORDERED that the Commission may modify the order or timing of witnesses during the evidentiary hearing as necessary for the orderly and efficient conduct of the proceeding.

IT IS FURTHER ORDERED that any party or intervenor who timely filed prefiled testimony and intends to testify at the evidentiary hearing, but whose name does not appear on the witness schedule established by this Order, shall promptly notify the Executive Secretary of the Commission.

IT IS FURTHER ORDERED that the evidentiary hearing will be livestreamed to permit parties and members of the public to observe the proceeding remotely.

IT IS FURTHER ORDERED that, on or before October 5, 2026, each party shall file with the Commission a list identifying each intervenor witness that the party anticipates cross-examining at the evidentiary hearing. A party that does not presently anticipate cross-examining any intervenor witness shall so state in its filing.

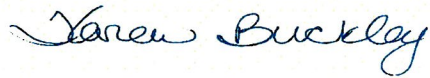
IT IS FURTHER ORDERED that the motion to appear remotely filed by Linda Blancato on September 8, 2026, is granted.

IT IS FURTHER ORDERED that Linda Blancato shall coordinate with the Commission's Executive Secretary before the hearing to obtain the information necessary to participate remotely.

IT IS FURTHER ORDERED that the document filed by Michael Clower on September 8, 2026, and captioned as a petition to intervene, shall be treated as prefiled direct testimony in this case.

IT IS FURTHER ORDERED that the Executive Secretary of the Commission serve a copy of this Order by electronic service on all parties of record who have filed an e-service agreement and by United States First Class Mail on all parties of record who have not filed an e-service agreement, and on Commission Staff by hand delivery.

A True Copy, Teste,

A handwritten signature in blue ink that reads "Karen Buckley". The signature is written in a cursive, flowing style.

Karen Buckley, Executive Secretary

RAB/bj
260075cg

Public Service Commission of West Virginia

201 Brooks Street, P.O. Box 812
Charleston, West Virginia 25323

Phone: (304) 340-0300
Fax: (304) 340-0325



September 30, 2026

Jamie L. Martines, Esq.
Counsel, WVEUG
Spilman Thomas & Battle, PLLC
301 Grant Street, Suite 3440
Pittsburg, PA 15219

Eric W. Strite Hampshire County Clerk
Hampshire County Commission
PO Box 806, 19 E. Main Street
Romney, WV 26757

Roger Brown
Sheryl Brown
3786 Horseshoe Rd.
Keyser, WV 26726

George Hott
Rebecca Hott
366 Old Martinsburg Grade Rd
Augusta, WV 26704

Jeffery Dominick
Mary Dominick
11 Short Hollow Road
Springfield, WV 26763

Chelsea O'Brien
7733 Cold Stream Road
Capon Bridge, WV 26711

Deborah Hinrichs
234 E Riggs Hollow
Augusta, WV 26704

Mark Haynes
3090 N. River Rd
Augusta, WV 26704

David Cannon
99 Redhaven Dr.
Romney, WV 26757

Karl & Carolyn Loper
191 Fawn Drive
PO Box 591
Springfield, WV 26763

Douglas & Tyra Voit
174 School Street
Romney, WV 26757

Benjamin Lambert-Ranson
1203 Grants Drive
Morgantown, WV 26505

Thomas Charles Matthes
Anne Marie Matthes
PO Box 123
Capon Bridge, WV 26711

Mark Summers
Billie Summers
163 Madera Drive
Slanesville, WV 25444

Kent C. Hunter
1558 Point Marion Road
Morgantown, WV 26508

Richard & Linda Blancato
PO Box 449
Capon Bridge, WV 26711

Karen G. Trueblood
PO Box 411
Capon Bridge, WV 26711

Craig Poland
Maticia Poland
680 Chas Deremer Road
Fort Ashby, WV 26719

William E. Eimers
296 Sine Pl.
Bruceton Mills, WV 26525

Gregory M Bonat
2925 J.R. Rannells Rd.
Romney, WV 26757

Cathy Lynne Berry
634 Horseshoe Road
Keyser, WV 26726

Lauren Ellifritz Mineral County Clerk
Mineral County Commission
150 Armstrong St.
Keyser, WV 26726

Stephen L. Davis
862 Goldsborough Road
Springfiled, WV 26763

Craig E. See
Jennifer L. See
My Four Onions, LLC
5569 Slanesville Pike
Points, WV 25437

Janice C. Anderson
3 14th Fairway Court
Morgantown, WV 26508

Linda Allen
107 Black hawk Dr.
Morgantown, WV 260508

Mary Margaret Major
9626 Jersey Mountain Road
Points, WV 25437

Toni Quesenberry
9526 Frankfort Hwy
Fort Ashby, WV 26719

Michael W. Clower
78 Moccasin Rocks Rd.
Bruceton Mills, WV 26525

Derek Leaberry
Amy Leaberry
32 Great Plains Drive
Capon Bridge, WV 26711

Daniel Litten
1711 Horseshoe Rd.
Keyser, WV 26726

Charles Hunter
1568 Point Marion Rd.
Morgantown, WV 26508

Tammi J. Ray
4494 Compressor Station Road
Bruceton Mills, WV 26526

Greg & Michelle Wilkins
Beeline Hill Honey
893 Sirbaugh Rd.
Capon Bridge, WV 26711

Gary Hartzell Riggleman
Linda Susan Riggleman
355 Timber Mountain Rd.
Augusta, WV 26704

Alex Ross Sowers
Marsha Ann Sowers
4752 Bloomery Pike
Augusta, WV 26704

Lisa Marie Roeper
3496 Dillions Run Rd.
Capon Bridge, WV 26711

Eric Hartwig
856 Millerwood Lane
Green Spring, WV 26722

Fred R. Kleibacker
Erika D. Kleibacker
323 Poland Farm Lane
Augusta, WV 26704

Ellsworth A. Jones
Madeline M. Jones
Laurel Ridge Property Owner's Association
549 N. Laurel Ridge Rd.
Capon Bridge, WV 26711

Kevin L. Morrison
Sandra K. Morrison
542 Chas Deremer Rd.
Fort Ashby, WV 26719

Terry Raymond Ashby
2562 Graysons Gap Rd.
New Creek, WV 26743

Dr. Russell Tritapoe
PO Box 1372
Fort Ashby, WV 26719

Lester D. Grady
Connie Grady
PO Box 337
Fort Ashby, WV 26719

Juanita M. Cutler
159 Finding Way
Romney, WV 26757

Amie P. Neighbors
225 Ski Slope Lane
Fort Ashby, WV 26719

Rebecca J. Kimble
Charles W. Kimble
247 Ski Slope Lane
Fort Ashby, WV 26719

Richard Miller
300 Georges Run Road
Keyser, WV 26726

Janet Curtis
241 White Pine Lane
Fort Ashby, WV 26719

Wendy Odden
778 South Laurel Ridge Road
Capon Bridge, WV 26711

Elizabeth Floyd
1032 Floyd Farm Lane
Romney, WV 26757-7221

David Floyd
HC 79
Romney, WV 26757

Duane Walther
643 Old Fire Tower Rd.
Capon Bridge, WV 26711

Heather J. Fike
316 White Pine Lane
PO Box 724
Capon Bridge, WV 26711

Pam Bell
1802 Hollow Rd.
Gore, VA 22637

Jean Miller
300 Georges Run Rd.
Keyser, WV 26726

Henery C. Edwards, Jr.
representative on behalf of Deborah F.
Edwards and J. Stephen Fox
251 Wildflower Lane
Ellijay, GA 30540

Todd Fedak
Andrea Funyak
6 Maple Street
Smithfield, PA 15478

Seleena Puffinburger
773 Mills Run Road
Fort Ashby, WV 26719

Susan Sauter
1932 Girl Scout Camp Road
Bruceton Mills, WV 26525

Nathan Marinkovich Esq.
Counsel, James E. Rockis, and J.E. Rockis
Rental and Supply
Cohen, Seglias, Pallas, Greenhall, &
Furman PLLC
626 Washington Place Suite 1902
Pittsburgh, PA 15219

John Bra Wotring
Kathy Sue Wotring and on
behalf of Skylar Wotring Trust
PO Box 407
Capon Bridge, WV 26711

Cynthia S. Corbin
PO Box 566
Capon Bridge, WV 26711

James A. Mowery
Doris M. Mowrey
3166 Delray Rd.
Augusta, WV 26704

Skylar Wotring
310 Chesapeake Ave. Apt 3
Charleston, WV 25311

Debra Hileman
100 Maple Grove St.
Westover, WV 26501

Thomas Steadman
1772 Hanlin Rd.
Bruceton Mills, WV 26525

Carl E. Feather
Ruth E. Feather
Feather Cottage Media
6 Seaford Lane
Bruceton Mills, WV 26525

Christopher L. Douthitt
Renee Douthitt
PO Box 185
Fort Ashby, WV 26719

Kevin Evans
Teresa Evans
201 Harris Court
Augusta, WV 26704

Troy Odden
778 S. Laurel Ridge Rd.
Capon Bridge, WV 26711

Kevin Burkett
22907 Northwestern Pike
Romney, WV 26757

Derek Alt
Megan Alt
754 Georges Run Rd.
Keyser, WV 26726

Donna Brooke-Alt
369 Georges Run Rd.
Keyser, WV 26726

Lynn Cookson
321 McGuire Rd
Winchester, VA 22603

Sarah Hott
399 Edwards Rd.
August, WV 26704

James Victor
625 White Pine Ln.
Capon Bridge, WV 26711

Gregory Moyers
1689 Hanlin Road
Bruceton Mills, WV 26525

Joseph P. Scrip, Sr.
994 Cherry Run Rd.
Bruceton Mills, WV 26525

Kristi Gruber
PO Box 421
Capon Bridge, WV 26711

Michael & Amy Newcome
892 Wagon Chase Trail
Capon Bridge, WV 26711

Susan L. Marteney
William Scott Marteney
301 Gobbler Dr.
Springfield, WV 26763

Joseph F. John
104 Hunting Hills Rd.
Greensboro, PA 15338

Wyatt B. Johnson
Betty Jo Jenkins
Joli B. Jenkins
Trampes Jenkins
76 Shumac Trail
Augusta, WV 26704

Thomas John Bozek III
6427 Hileman Rd.
Bruceton Mills, WV 26525

Felicia Peacemaker
7912 Northwestern Pike
Augusta WV 26704

Florence Wolfe-Sharpe
215 Sunshine Dr.
Saint Augustine, FL 32086

Mike Ryan
Kimberly Ryan
408 S. Laurel Ridge Rd.
Capon Bridge, WV 26711

Caroline Haynes
3090 North River Rd
Augusta, WV 26704

Brandon Reckart
Laura Reckart
Gage B. Reckart
783 Laurel Run Rd.
Bruceton Mills, WV 26525

John Douthitt
187 N Old Mill Dr.
Fort Ashby, WV 26719

Rebecca Keiver
1922 Christian Church Rd.
Highview, WV 26808

Owen and Cynthia Watkins
1467 Mack Rd.
Augusta, WV 26704

Bo Boyer
Shannon Boyer
895 White Pine Lane
Capon Bridge, WV 26711

Timothy C. Schafer
1497 Hampshire Ridge
Moorefield, WV 26836

Karen Fasulo
6011 Old Martinsburg Grade Road
Augusta, WV 26704

Chrystal Sunshine Hauser
PO Box 82
Markleyburg, PA 15459

Jacqueline Mier
264 Lubuck Lane
Morgantown, WV 26508

Hunter Bennett President
The Monongah Foundation
125 Springbrook St.
Morgantown, WV 26505

Eric Friend
Judy Friend
21382 N. Preston Hwy
Bruceton Mills, WV 26525

Maya Mier-Thomas & Charles Thomas
714 Venture Dr. #151
Morgantown, WV 26508

Elizabeth Fairchok
304 Hickory Road
Dillsburg, PA 17019

Mary Alice Dunn
2594 Stewardstown Rd.
Morgantown, WV 26508

Anna Elfenbein
351 Cornell Avenue
Morgantown, WV 265050

Dennis Allen Shepherd Stevens
207 Glenco School Rd.
Hampshire, WV 26808

RE: Case No. 26-0075-E-CN
NextEra Energy Transmission MidAtlantic, Inc.

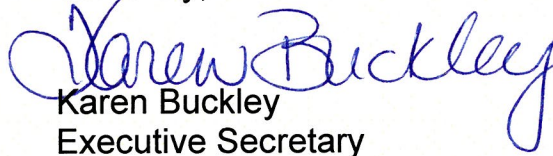
Ladies and Gentlemen:

Enclosed is a copy of a Commission order issued today in the above-styled proceeding.
All other parties of record have signed an email agreement.

Documents submitted to the Public Service Commission of West Virginia may be 1) uploaded to its public website, 2) subject to public disclosure under the West Virginia Freedom of Information Act, and/or 3) subject to disclosure under the West Virginia Open Governmental Proceedings Act. Do not submit personal information with your filings. The Commission is not responsible for confidential or personal information included with your submission. A list of personal information is available here: http://www.psc.state.wv.us/Privacy_Policy/WhatIsPII.htm

If you have provided an email address you will automatically receive notifications as documents are filed in this proceeding. The email notifications allow recipients to view a document within an hour from the time the filing is processed. If you have not provided your email address, please send an email to caseinfo@psc.state.wv.us and state the case number in the email subject field. **You are encouraged to file an Electronic Mail Agreement which allows the commission to serve all orders issued in this matter via electronic notification.**

Sincerely,


Karen Buckley
Executive Secretary

KB/al
Enc.