

September 24, 2018

Via Electronic Filing

Rosemary Chiavetta, Esquire
Secretary
PA Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

**Re: Docket Nos. C-2018-3001451; P-2018-3001453 and C-2018-3003605
Dinniman v. Sunoco; Andover Homeowner's Assoc. v Sunoco
Petition to Intervene of East Goshen Township**

Dear Secretary Chiavetta:

Attached for filing is the Petition to Intervene of East Goshen Township to be filed in the above-consolidated proceedings.

A copy of the Petition to Intervene has been forwarded in the manner indicated on the attached Certificate of Service.

If there are any questions, please contact me.

Very truly yours,

Reger Rizzo & Darnall LLP



Margaret A. Morris

MAM/jmm
Attachment

cc: The Hon. Elizabeth Barnes, Pennsylvania Public Utility Commission [w/enc.]
Louis F. Smith, East Goshen Township [w/enc.]

**Re: Docket Nos. C-2018-3001451; P-2018-3001453 and C-2018-3003605
Dinniman v. Sunoco; Andover Homeowner's Assoc. v Sunoco
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been served upon the person(s) on the attached Service List, in the manner indicated, in accordance with the requirements of 52 Pa. Code § 1.54 (relating to service by a participant).

Dated: September 24, 2018


Margaret A. Morris, Esquire

Re: Docket No. C-2018-3001451
Docket No. P-2018-3001453
Andrew Dinniman v. Sunoco Pipeline LP

Docket No. C-2018-3003605
Andover Homeowners Association Inc. v. Sunoco Pipeline LP
Petition to Intervene of East Goshen Township

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**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania State Senator Andrew E. Dinniman	:	
	:	P-2018-3001453
v.	:	C-2018-3001451
	:	
Sunoco Pipeline, L.P.	:	
	:	
Andover Homeowner's Association	:	
	:	
v.	:	C-2018-3003605
	:	
Sunoco Pipeline, L.P.	:	

PETITION TO INTERVENE OF EAST GOSHEN TOWNSHIP

East Goshen Township (East Goshen or Petitioner), by and through its attorneys, Reger Rizzo & Darnall LLP, pursuant to 52 Pa. Code Section 5.71 *et seq.*, hereby Petitions to Intervene in the above-captioned consolidated proceedings. In support of its intervention, East Goshen represents as follows.

I. Introduction

1. Petitioner is East Goshen Township with its principal office located at 1580 Paoli Pike, West Chester, PA 19380.

2. Petitioner is represented by the following attorney whose contact information is:

Margaret A. Morris, Esquire (authorized to receive service)
Reger Rizzo & Darnall LLP
Cira Centre, 13th Floor
2929 Arch Street
Philadelphia, PA 19104
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(215) 495-6600 (fax)
mmorris@regerlaw.com

Counsel for East Goshen is authorized to accept service on its behalf. East Goshen requests that the Commission and all parties of record serve copies of all documents (including but not limited to correspondence, discovery requests and answers, Commission orders, pleadings and testimony) electronically on its counsel of record as well as by hard copy.

3. On or about April 30, 2018, Senator Andrew Dinniman filed an Amended Complaint alleging, *inter alia*, the routes of Mariner East 1 (ME1), Mariner East 2 (ME2) and Mariner East 2X (ME2X), owned and operated by Sunoco Pipeline L.P., a/k/a Energy Transfers Partners (Sunoco) constituted unreasonable, unsafe, inadequate and insufficient service.

4. On or about July 24, 2018, the Andover Homeowner's Association, Inc. filed an Amended Complaint alleging, *inter alia*, that ME1, ME2 and ME2X create safety issues in violation of Section 1501 of the Pennsylvania Public Utility Code (Code).¹

5. On August 11, 2017, a Prehearing Conference was held before Administrative Law Judge Honorable Elizabeth H. Barnes.

6. A *Procedural Order*, dated, September 5, 2018, was issued setting forth, *inter alia*, the litigation schedule for the consolidated proceedings and deadline to file petitions to intervene.

7. Consistent with the *Procedural Order*, East Goshen files the instant Petition to Intervene in the present consolidated proceedings.

II. East Goshen's Interest in Proceedings

8. The Petitioner is a township in Chester County, Pennsylvania, of approximately 10 square miles, with an approximate population of 18,300.

9. ME1, ME2 and ME2X cross East Goshen Township.

¹ 66 Pa.C.S. § 1501.

10. East Goshen and its residents are directly affected by ME1, ME2 and ME2X pipelines.

III. Grounds for East Goshen's Intervention

11. The eligibility to intervene is governed by Section 5.72 of the Commission's regulations. 52 Pa. Code § 5.72.

12. Sunoco is required under the Code to maintain safe and reasonable facilities. 66 Pa.C.S. § 1501.

13. Sunoco's facilities traverse East Goshen Township and are in close proximity to residential dwellings, and various public assembly areas, such as a school, a life care facility and retail shopping centers.

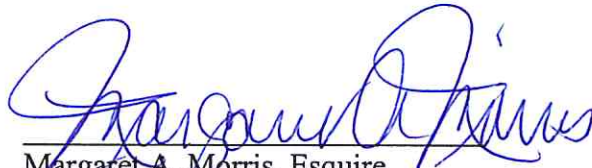
14. East Goshen will be irreparably harmed if Sunoco does not ensure the safety and reasonableness of its facilities located in East Goshen Township.

15. East Goshen has a direct and substantial interest in the instant consolidated proceedings which is not (and cannot) be adequately represented by any other party. Therefore, East Goshen satisfies the Commission's standards for intervention. 52 Pa. Code § 5.72(a)(2).

16. East Goshen accepts the consolidated procedural schedule set forth in the *Procedural Order*.

WHEREFORE, East Goshen Township, requests that the Commission grant its Petition to Intervene and authorize its intervention and participation in the consolidated proceedings as a full and active party.

Respectfully submitted,



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Dated: September 24, 2018

Counsel for East Goshen Township