



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

June 20, 2014

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

Re: Pennsylvania Public Utility Commission, Bureau of Investigation and
Enforcement v. Snyder Brothers, Inc.; Docket No. C-2014-2402746

Dear Secretary Chiavetta:

Enclosed for filing is an original copy of I&E's Petition for Stay in the above-referenced case. Copies have been served on the parties of record in accordance with the Certificate of Service.

Sincerely,

A handwritten signature in black ink, appearing to read "Heidi L. Wushinske".

Heidi L. Wushinske
Prosecutor

Enclosure

cc: As per certificate of service

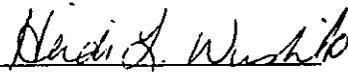
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4. On March 24, 2014, the Administrative Law Judge (“ALJ”) granted the Pennsylvania Independent Oil & Gas Association’s (“PIOGA”) Petition to Intervene in this case.
5. On June 4, 2014, I&E submitted a Petition for Interlocutory Review and Answer to Material Question (“Petition”). In its Petition, I&E argued that this case resolves around the interpretation of Act 13’s definition of “stripper well,” which is a legal question material to the outcome of this proceeding.
6. Respondent and PIOGA filed Briefs in Opposition to I&E’s Petition, and I&E filed a brief in support of its Petition.
7. Administrative Law Judge David A. Salapa, in his Prehearing Order #2, established a schedule that set forth various deadlines in this case.
8. On June 19, 2014, Snyder Brothers filed a motion for summary judgment.
9. By Secretarial Letter dated June 19, 2014, the Commission informed the parties that it was waiving the 30-day period for consideration of the petition for interlocutory review and extending its consideration beyond the thirty period established in the Commission’s regulations.
10. Should the Commission answer the material question affirmatively or negatively, it would be unnecessary for I&E to file a motion for summary judgment or to respond to Snyder Brothers’ motion for summary judgment, as the material question of law at issue in this proceeding, would already have been answered.
11. Likewise, the need for and/or scope of direct written testimony will be impacted by the Commission’s resolution of the Petition.

12. However, it is yet unknown whether or how the Commission will answer I&E's petition.
13. It is conceivable and very possible that pending the Commission's determination of I&E's Petition, the parties may proceed with numerous time consuming and costly filings, discovery, etc., which may ultimately prove to be moot.
14. In order to conserve administrative and judicial resources, I&E requests a stay of the proceedings in this matter.
15. I&E respectfully requests that ALJ Salapa stay this proceeding until after the Commission renders a final decision on the petition for interlocutory review and answer to a material question.

WHEREFORE, for the foregoing reasons, I&E respectfully requests that the deadlines established in this proceeding be stayed until the Commission has rendered a final decision on the petition for interlocutory review and answer to a material question.

Respectfully submitted,


Heidi L. Wushinske
Prosecutor
Attorney I.D. No. 93792

Public Utility Commission, Bureau of
Investigation and Enforcement

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DATED: June 20, 2014

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CERTIFICATE OF SERVICE

I hereby certify that I am this day serving the foregoing document, Petition for Stay, upon the persons listed and in the manner indicated below, which service satisfies the requirement of 52 Pa.Code § 1.54 (relating to service by a participant):

Service by First Class Mail and Electronic Mail:

Thomas C. Reed, Esquire
Dinsmore & Shohl, LLP
301 Grant Street, Suite 2800
Pittsburgh, PA 15219

The Honorable David A. Salapa
Administrative Law Judge
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Kevin J. Moody, Esquire
General Counsel
Pennsylvania Independent Oil & Gas Association
212 Locust Street, Suite 300
Harrisburg, PA 17101-1510



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Attorney I.D. No. 93792

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