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May 24, 2018

VIA ELECTRONIC FILING

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, Filing Room
Harrisburg, PA 17120

Re: Pennsylvania State Senator Andrew E. Dinniman v. Sunoco Pipeline L.P.; Docket No. P-2018-3001453 and C-2018-3001451; **REQUEST FOR EXTENSION OF PAGE LIMIT FOR BRIEFS ON CERTIFIED MATERIAL QUESTION**

Dear Secretary Chiavetta,

Sunoco Pipeline L.P. (SPLP) requests that the page limitation in 52 Pa. Code § 5.305(c) of fifteen (15) pages be extended by twenty-five (25) pages to forty (40) for the certified material questions in Presiding Administrative Law Judge (ALJ) Elizabeth Barnes's May 24, 2018 Interim Emergency Order and Certification of Material Questions ("Order").

The page limitation should be extended because the certified material question involves significant matters, to name a few, 1) to SPLP, 2) to indispensable parties who were not properly joined in this proceeding such as SPLP customer and shipper Range Resources, 3) to the natural gas industry who also has pipelines that can be affected by the new and retroactively applied standards raised and set forth for the first time in the decision, 4) to landowners who will be deprived of tens of millions of dollars in royalties, and 5) to Union workers and businesses such as the Marcus Hook facilities which will be idled due to the decision. The page limitation should also be extended, because the record in this proceeding is voluminous, and because there are unusual and serious legal and factual errors included in the Order.

For example, Petitioner's twenty (20) page Amended Petition for an Interim Emergency Order contains ninety-eight (98) paragraphs and the transcript of the record already contains seven

hundred and six (706) transcript pages and over fifty (50) exhibits. The four parties presented voluminous briefs to the ALJ—Petitioner Dinniman had forty (40) pages—and her decision was twenty-five (25) pages long, even without discussion of much of SPLP’s evidence or arguments.

Further yet, there are serious due process issues raised by the Order, including a multitude of extrajudicial new issues, accusations, and regulation-like standards that were neither part of the pleadings nor the record, but are found in the Order for the first time. In addition, the Order directly conflicts with the Commission’s May 3, 2018 order that approved the restart of ME1. These critical issues, among others, need to be addressed in detail.

To enable the Commission to consider fully this important matter and to promote fundamental due process, it is imperative the parties have an opportunity to explain fully their positions regarding the ALJ’s Order, and forty (40) pages for briefs is not unreasonable under these circumstances.

If you have any questions regarding this filing, please contact the undersigned.

Very truly yours,



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Enclosure

cc: Honorable Elizabeth H. Barnes (*by electronic and first class mail*)
Bert Marinko, Acting Director of OSA
Per Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the forgoing document upon the parties, listed below, in accordance with the requirements of § 1.54 (relating to service by a party). This document has been filed electronically on the Commission's electronic filing system and served via overnight mail on the following:

VIA FIRST CLASS AND E-MAIL

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Dated: May 24, 2018