**BEFORE THE**

**PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Pennsylvania State Senator Andrew E. Dinniman :

: C-2018-3001451

v. :

: P-2018-3001453

Sunoco Pipeline, L.P. :

Andover Homeowner’s Association :

:

v. : C-2018-3003605

:

Sunoco Pipeline, L.P. :

**PROCEDURAL ORDER**

On August 28, 2018, a prehearing conference was held regarding the above-captioned cases. Appearing for Senator Dinniman was Mark L. Freed, Esquire. Appearing for Sunoco Pipeline, LP was Robert Fox, Esquire, Diana Silva, Esquire, Thomas Sniscak, Esquire, and Whitney Snyder, Esquire. Appearing for Range Resources Appalachia, LLC was Garrett P. Lent and Anthony D. Kanagy. Appearing for the Clean Air Council was Kathryn Urbanowicz, Esquire. Appearing for West Whiteland Township was Vincent Pompo, Esquire. Appearing for Andover Homeowners’ Association, Inc. was Rich Raiders, Esquire. On September 5, 2018, a further telephonic prehearing conference was held. All parties and intervenors appeared. This order sets forth the procedural matters addressed at the prehearing conferences.

THEREFORE,

IT IS ORDERED:

1. That Docket Nos. C-2018-3001451, P-2018-3001453 and C-2018-3003605 are hereby consolidated at C-2018-3001451 for purposes of hearings and a decision.

2. That the deadline for Petitions to Intervene is September 24, 2018.

3. That pursuant to 52 Pa. Code §1.55, the service list is as attached to this order.

4. That the following procedural schedule is adopted.

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| --- | --- |
| Petitions to Intervene Deadline | September 24, 2018 |
| Complainant and Complainant aligned Intervenor Direct Testimony | December 7, 2018 |
| Respondent and Respondent aligned Intervenor Rebuttal | February 5, 2019 |
| Complainant and Complainant Aligned Intervenor Surrebuttal | April 8, 2019 |
| Rejoinder Outlines | May 8, 2019 |
| Hearings | June10-14, 2019 |
| Main Briefs | July 26, 2019 |
| Reply Briefs | August 16, 2019 |

5. That the evidentiary hearing will be held in Harrisburg in an available hearing room in the Commonwealth Keystone Building and will begin at 10:00 a.m. on June 10, 2019.

6. That the transcript turnaround time for the evidentiary hearing shall be five (5) days.

7. That the parties are encouraged to discuss settlement negotiations and in the event that an amicable agreement is reached prior to the hearing, the parties are given leave to file a Joint Petition for Approval of Settlement with attached statements in support.

8. That counsel for Sunoco Pipeline, L.P. shall coordinate the order of witnesses and estimated time for cross-examination by each party and will supply a copy of the witness order to the presiding officer at least one (1) day prior to the evidentiary hearings.

9. That motions or objections with respect to written testimony must be presented in writing and provided to the parties and the presiding officer no later than close of business on Monday, June 3, 2019.

10. That the parties shall conduct discovery, attend hearings, or present or cross-examine witnesses, as appropriate. The parties shall serve the documents listed above so that the documents are received in-hand by the parties and presiding officer no later than 4:30 p.m. on the dates listed, unless otherwise indicated. Parties may serve the documents listed in Ordering Paragraph No. 7 via e-mail to meet this requirement, with hard copy to follow by regular first class mail, so long as the electronic version is Microsoft Word compatible. Parties shall not file testimony with the Commission, but shall file a certificate of service.

11. That written testimony shall comply with the requirements of 52 Pa.Code § 5.412 and shall be marked with numerical, sequential statement numbers. Parties serving pre-served testimony pursuant to 52 Pa.Code § 5.412(f) are required, within thirty (30) days after the final hearing, to either eFile with or provide to the Secretary’s Bureau a Compact Disc (CD) containing all testimony furnished to the court reporter during the proceeding, consistent with the Commission’s Implementation Order, dated January 10, 2013, at Docket No. M-2012-2331973.

12. That the parties shall conduct discovery pursuant to 52 Pa.Code §§5.321-5.373.

13. That the parties shall stipulate to any matters they reasonably can to expedite this proceeding, lessen the burden of time and expenses in litigation on all parties and conserve administrative hearing resources. 52 Pa.Code §§ 5.232 and 5.234.

14. That the evidentiary hearings in this matter constitute a formal legal proceeding and will be conducted in accordance with the Commission’s Rules of Administrative Practice and Procedure, as well as the rules of evidence as applied to administrative hearings.

15. That any provision of this Order may be modified upon motion and good cause shown by any party in interest in accordance with 52 Pa.Code § 5.223(a).

Date: September 5, 2018 /s/

Elizabeth H. Barnes

Administrative Law Judge

**P-2018-3001453 – Pennsylvania State Senator Andrew E. Dinniman v Sunoco Pipeline, L.P. C-2018-3001451 – Pennsylvania State Senator Andrew E. Dinniman v Sunoco Pipeline, L.P. C-2018-3003605 - ANDOVER HOMEOWNERS ASSOCIATION INC v. SUNOCO PIPELINE LP**

**Revised 8/29/2018**

MARK L FREED ESQUIREJOANNA WALDRON ESQUIRE

CURTIN & HEEFNER LLPDOYLESTOWN COMMERCE CENTER2005 S EASTON ROAD SUITE 100DOYLESTOWN PA 18901**267.898.0570*Accepts E-Service***

*Representing Senator Andrew E. Dinniman*

THOMAS J SNISCAK ESQUIRE

KEVIN J. MCKEON ESQUIRE

WHITNEY E. SNYDER ESQUIRE

HAWKE MCKEON AND SNISCAK LLP

100 N TENTH STREET

HARRISBURG PA 17101

**717.236.1300**

***Accepts E-Service***

*Representing Sunoco Pipeline, L.P.*

CURTIS STAMBAUGH ASSISTANT GENERAL COUNSELSUNOCO PIPELINE LP212 N Third Street Suite 201HARRISBURG PA 17101**717-236-1731*Accepts E-Service***

*Representing Sunoco Pipeline L.P.*

DIANA A SILVA ESQUIRE

ROBERT D FOX ESQUIRE

NEIL S WITKES ESQUIRE

MANKO GOLD KATCHER & FOX LLP

401 CITY AVE

SUITE 901

BALA CYNWYD PA 19004

**484.430.2347**

**484.430.2312**

**484.430.2314**

***Accepts E-Service***

*Representing Sunoco Pipeline, L.P.*

KATHRYN URBANOWICZ ESQUIRE

JOSEPH OTIS MINOTTCLEAN AIR COUNCIL135 SOUTH 19TH STREET SUITE 300PHILADELPHIA PA 19103**215.567.4004*Accepts E-Service***

VIRGINIA MARCILLE KERSLAKE103 SHOEN ROADEXTON PA 19341**215.200.2966*Accepts E-Service***

RICH RAIDERS ESQUIRE

RAIDERS LAW321 EAST MAIN STREETANNVILLE PA 17003**484.638.6538 *Accepts E-Service***

*Council for Andover Homeowners’ Association, Inc.*

VINCENT MATTHEW POMPO ESQUIRE

ALEX J BAUMLER ESQUIRELAMB MCERLANE PC24 EAST MARKET ST BOX 565WEST CHESTER PA 19382-0565**610.430.8000 *Accepts E-Service***

*Solicitor for West Whiteland Township*

ANTHONY D KANAGY ESQUIRE

GARRETT P LENT ESQUIREPOST & SCHELL PC17 NORTH SECOND STREET12TH FLOORHARRISBURG PA 17101-1601**717.612.6032 *Accepts E-Service***

*Counsel for Range Resources – Appalachia LLC*

ERIN MCDOWELL ESQUIRERANGE RESOURCES –

APPALACHIA LLC3000 TOWN CENTER BOULEVARDCANONSBURG PA 15317**725.754.5352***Counsel for Range Resources – Appalachia LLC*

LEAH MINTZ ESQUIRE

DUANE MORRIS

30 SOUTH 17TH STREET

PHILADELPHIA PA 19101-4196

**215.979.1263**

*Representing Sunoco Pipeline, L.P.*