

RECEIVED

JAN 04 2019

Wallace B McGaughey Jr.  
29001 Gaylord Rd  
Walker, LA 70785  
405-820-1304 [wbm1cm@cox.net](mailto:wbm1cm@cox.net)

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

December 20, 2018

Rosemary Chiavetta, Executive Secretary  
Pennsylvania Public Utility Commission  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17102

RECEIVED

DEC 20 2018

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Re: Wallace B McGaughey Jr. v. Peoples Gas Company LLC  
Docket Number: C-2018 – 3005956

Dear Secretary Chiavetta:

I am writing in response to a letter received from Peoples Gas Company LLC. The letter states that my complaint filed was concerning the cost of repair of a broken water line. However, if respondent would have been familiar with the code citations referenced in my complaint, they would have recognized the issue was a natural gas line not a water line. If the attachment to the complaint was also read, they would know that my complaint was referring to the requirement of Peoples Gas Company LLC, an operator of a natural gas system in the State of Pennsylvania and under the authority of the Public Service Commission of the State of Pennsylvania and the authority of Title 49 CFR §192 Transportation of Natural Gas by Pipeline: Minimum Federal Safety Standards, they would have recognized that the complaint was for them to stop passing off the responsibility of maintaining their service lines to the customer.

As well, I am concerned that the State of Pennsylvania, Public Service Commission is not requiring Peoples Gas Company LLC to comply with Title 49 CFR §192 Transportation of Natural Gas by Pipeline: Minimum Federal Safety Standards. As stated in my complaint, the referenced pipeline safety standards require the operator of a gas pipeline facility to maintain their gas pipeline facilities in accordance with 49 CFR 192.

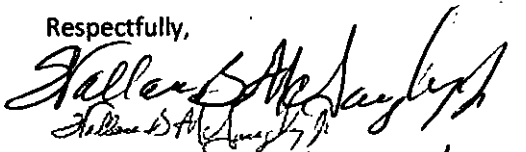
The State of Pennsylvania is required by Title 49 §60104. Requirements and limitations

(c) Preemption. —A State authority that has submitted a current certification under section 60105(a) of this title may adopt additional or more stringent safety standards for intrastate pipeline facilities and intrastate pipeline transportation only if those standards are compatible with the minimum standards prescribed under this chapter. A State authority may not adopt or continue in force safety standards for interstate pipeline facilities or interstate pipeline transportation. Notwithstanding the preceding sentence, a State authority may enforce a requirement of a one-call notification program of the State if the program meets the requirements for one-call notification programs under this chapter or chapter 61.

Allowing an operator of regulated natural gas pipeline facilities to require customers to maintain sections of their regulated pipeline is a direct contradiction to the Preemption clause that the State of Pennsylvania, Public Utility Commission is participating in. 49 CFR 192.3 states very clearly that a service line extends through the outlet of the customer meter. 49 CFR 192.3 Definitions: *Service line* means a distribution line that transports gas from a common source of supply to an individual customer, to two adjacent or adjoining residential or small commercial customers, or to multiple residential or small commercial customers served through a meter header or manifold. A service line ends at the outlet of the customer meter or at the connection to a customer's piping, whichever is further downstream, or at the connection to customer piping if there is no meter.

As for recovering the cost of repairing Peoples Gas Company LLC's service line, I will deal with that on my own. My specific request is for Peoples Gas Company LLC and any other operator of distribution pipelines in the State of Pennsylvania be required to maintain what is clearly the operator's regulated pipeline facility and legal responsibility.

Respectfully,

  
1-4-19

Wallace B McGaughey Jr.

~~RECEIVED~~

~~DEC 20 2018~~

~~PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU~~

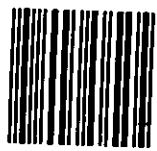
RECEIVED

JAN 04 2019

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

WALLACE B MCGAUCHEY  
29001 GAYLORD RD.  
WALKER LA 70785

PAID  
1A787  
G4  
PA



1000

17120

U.S. POSTAGE PAID  
FCM LETTER  
WALKER, LA  
70785  
JAN 04, 19  
AMOUNT

**\$5.45**  
R2305K133247-05

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT  
OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

**CERTIFIED MAIL®**



7018 1130 0001 6783 9364

COMMONWEALTH OF PENNSYLVANIA  
PA PUBLIC UTILITY COMMISSION  
400 NORTH STREET,  
HARRISBURG, PA 17120  
17120

17120-007999

