

April 19, 2019

Via Electronic Filing

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

**Re: Docket Nos. P-2018-3006117 and C-2018-3006116
Meghan Flynn et. al. v. Sunoco Pipeline, L.P.
Prehearing Memorandum of East Goshen Township**

Dear Secretary Chiavetta:

Attached for filing is the Prehearing Conference Memorandum of East Goshen Township in the above referenced proceeding.

A copy of the Memorandum has been forwarded to the parties 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/lam
Attachment


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

**Re: Docket No. C-2018-3006116
Meghan Flynn et. al. v. Sunoco Pipeline, L.P.
Prehearing Memorandum of East Goshen Township**

CERTIFICATE OF SERVICE

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

Dated: April 19, 2019



Margaret A. Morris, Esquire

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Meghan Flynn et al.	:	
	:	C-2018-3006116
v.	:	P-2018-3006117
	:	
Sunoco Pipeline, L.P.	:	
	:	
Melissa DiBernardino	:	
	:	
v.	:	C-2018-3005025
	:	
Sunoco Pipeline, L.P.	:	
	:	
Rebecca Britton	:	
	:	
v.	:	C-2019-3006898
	:	
Sunoco Pipeline, L.P.	:	
	:	
Laura Obenski	:	
	:	
v.	:	C-2019-3006905
	:	
Sunoco Pipeline, L.P.	:	

**PREHEARING CONFERENCE MEMORANDUM OF
EAST GOSHEN TOWNSHIP**

Pursuant to the Prehearing Conference Order (*Order*) of the Honorable Elizabeth H. Barnes, dated March 20, 2019, and Commission regulations at 52 Pa. Code §5.222, East Goshen Township (East Goshen) submits the following in response to Paragraph 2 of that *Order*.

a). *Service on East Goshen.*

East Goshen requests that Margaret A. Morris, Esquire, be listed on the service list on behalf of East Goshen. The contact information for Ms. Morris is provided below:

Margaret A. Morris, Esquire
Reger Rizzo & Darnall LLP
Cira Centre, 13th Floor
2929 Arch Street
Philadelphia, PA 19104
(215) 495-6524 (tel.)
(215) 495-6600 (fax)
mmorris@regerlaw.com

East Goshen agrees to receive service of documents electronically in this proceeding.

b.) Possible Settlement

East Goshen is always willing and open to pursue settlement discussions to either fully resolve the matter through settlement, to reach a partial settlement, or to reduce the facts at issue in this case through stipulation.

c.) Discovery schedule

East Goshen anticipates conducting limited discovery and is agreeable to any reasonable proposed schedule.

d.) Other proposed orders with respect to discovery

East Goshen does not envision any issues so long as Sunoco timely responds to discovery with requested information.

e.) Site view

East Goshen strongly supports a site visit of the affected public gathering places located and the horizontal drilling locations in the Township.

f.) Proposed Litigation Schedule

East Goshen defers to the other parties and is agreeable to any reasonable proposed litigation schedule.

g.) ***Witnesses and scope of testimony.***

East Goshen will offer the following witnesses but reserves the right to call any additional witnesses as discovery and other matter develop prior to the hearing and based on issues identified by the parties:

- **Rick Smith**
Manager
East Goshen Township
1580 Paoli Pike
West Chester, PA 19380-6199
Phone: (610) 692-7171
Fax: (610) 692-8950
rsmith@eastgoshen.org

Scope of testimony:

Mr. Smith will address the location of the pipelines close to dwellings and public gathering places, ordinances regarding noise, air pollution and vibration from drilling.

- **Nick Battista**
1428 Quaker Ridge
West Chester, PA 19380
Phone: (610) 692-0279
nbattista@comcast.net

Scope of testimony:

Mr. Battista whose home is directly impacted by the horizontal drilling will address the level of noise, vibration and debris affecting his occupancy on a daily basis.

h.) ***Issues and sub-issues for East Goshen***

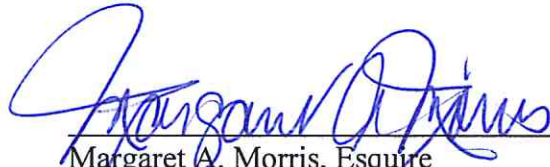
- *Protective Order*
 - East Goshen supports the use of Protective Order for legitimate confidential/proprietary information.
- *Location of pipelines close to dwellings and public gathering places.*
 - East Goshen will address this issue through its witnesses.
- *Valve spacing - status of construction of valves*
 - East Goshen will address this issue through its witnesses.
- *Horizontal Directional Drilling – status of construction permits, construction activities, etc.*
 - East Goshen will address this issue through its witnesses.

i.) Proposed evidence.

East Goshen will provide testimony and documentation in support of its position.

Respectfully submitted,

Dated: April 19, 2019



Margaret A. Morris, Esquire
Reger Rizzo & Darnall LLP
Attorney ID # 75048
Cira Centre, 13th Floor
2929 Arch Street
Philadelphia, PA 19104
(215) 495-6524 (tel.)
(215) 495-6600 (fax)
mmorris@regerlaw.com

Counsel for East Goshen Township