

Rebecca Britton
211 Andover Dr.
Exton PA 19341

April 19, 2019

VIA ELECTRONIC FILING

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

April 19, 2019

Docket No. C-2019-3006898

REBECCA BRITTON V. SPLP PREHEARING CONFERENCE MEMORANDA
Docket No. C-2019-3006898

**re: In Re: Meghan Flynn, et al. v. Sunoco Pipeline, L.P. Docket Numbers: C-2018-3006116;
P-2018-3006117**

Dear Secretary Chiavetta:

Enclosed for electronic filing with the Commission please find the Prehearing Conference Memorandum of Rebecca Britton, *Pro se*, with regard to the above-captioned proceeding

If you have any questions regarding these filings please do not hesitate to contact me.

Very Truly Yours,



Rebecca Britton
Pro se
April 19, 2019

BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION

REBECCA BRITTON :
Pro Se Complainant :
211 Andover Dr. :
Exton, PA 19341 :
: :
v. : **Docket No. C-2019-3006898**
SUNOCO PIPELINE L.P. :
Respondent :
:

REBECCA BRITTON’S PREHEARING CONFERENCE MEMORANDUM

In response to the order of the Honorable Judge Barnes, dated March 20, 2019, I respectfully submit this prehearing conference memorandum.

I. THE NAMES, ADDRESSES, TELEPHONE NUMBERS AND E-MAIL ADDRESS OF ANY PERSON THE PARTIES WISH TO HAVE LISTED ON THE SERVICE LIST OR E-MAIL DISTRIBUTION LIST:

Rebecca Britton
211 Andover Drive
Exton PA 19341
(215) 776-7516
rbrittonlegal@gmail.com

II. SETTLEMENT

Rebecca Britton is willing to address settlement of all or part of the proceedings with the

Respondent.

III. DISCOVERY SCHEDULE

Rebecca Britton cannot propose a discovery schedule as consolidation has not been ruled on in my pro se complaint. I do not require 9-12 months of discovery.

IV. OTHER PROPOSED ORDERS WITH RESPECT TO DISCOVERY

Rebecca Britton does not propose any additional orders with respect to discovery.

V. SITE VISIT NECESSITY

Rebecca Britton believes that a site visit of the School District's facilities relative to the Mariner Pipelines is necessary. A visual identification of the pipelines relative to the School District's facilities would serve to illustrate how places of public assembly in high consequence areas need detection, warning, education and emergency planning programs specific to NGL's; not just to the School District, but, any other place of public assembly in Uwchlan Township, Chester County.

Rebecca Britton believes a site visit is necessary to her residential subdivision of Marchwood is necessary to demonstrate how, from my home, I will not be able to '*see or hear*' a leak of NGL's from both the interior and exterior of my home. It will also demonstrate how people outside of 1,000 feet cannot *see or hear* a leak of NGL's and how these people's lack of awareness puts my family at additional risks. It will demonstrate how I cannot prepare my children for a pipeline release with or without ignition. It will demonstrate the fact that evacuation routes are dependant on land topography and unique gas characteristics and how this is not feasible in Uwchlan Township.

I reserve the right to add or delete a location pending consolidation, and if there is a cost of site visits.

VI. LITIGATION SCHEDULE

Rebecca Britton is in agreement with the litigation schedule proposed by counsel for Docket No. C-2018-3005025. Rebecca Britton remains unclear if consolidation into the Flynn matter will create prejudice for me the pro se complainant and unduly protract my hearing. Alternatively, Rebecca Britton also respectfully requests that the ALJ and parties discuss at the prehearing conference the logistical issues involved in this matter if consolidation occurs as to the Hearing Room action and/or the allotted time frames to conduct the same. I also respectfully request to discuss the way in which Respondent and the Commission intend to ensure the proposed consolidation is not burdensome, or creates prejudice, to me the pro se complainant.

VII. WITNESSES

Rebecca Britton offers the testimony of the following persons:

1. Sergeant Mike Wegscheider
Intelligence Division | Domestic Security Section
Risk and Vulnerability Assessment Team Supervisor
Pennsylvania State Police | Bureau of Criminal Investigation
1800 Elmerton Ave.
Harrisburg, PA 17110
(717)736-7051

Sergeant Wegscheider will provide testimony in support of what a proper emergency plan for colorless, odorless, heavier than air gases and hazmat should entail.

2. Patrick Gardner
Founding Board Member, Secretary
Great Marsh Institute
pgardner@natlands.org
(610)353-5587

Mr. Gardner will provide testimony as to the Marsh Creek Great Marsh status as a unique habitat for for flora and fauna as well as the unique characteristics of the Periglacial marsh and the water scarcity resource that Marsh Creek Lake provides.

3. Mike Holmstrom
Pipeline Safety Trust
300 N. Commercial St., Suite B
Bellingham, WA 98225
Phone: (360)543-5686

Mr. Holmstrom will provide testimony regarding the potential catastrophic impacts of an NGL pipeline ignition event in an HCA.

4. Dr. Simona Perry
Research Director
c.a.s.e. Consulting Services

Dr. Simona Perry will provide testimony on energy and natural resource policy, disaster preparedness and response strategies.

5. Dale Lauver
Downingtown Area School District's Director of Facilities, Planning and Management.
540 Trestle Place, Downingtown, PA 19335
Phone: (610)269-8460

Mr. Lauver will provide testimony regarding the processes and procedures of safe school siting and selection in accordance with school code.

6. Chief Scott Alexander
Uwchlan Township Police Chief
717 N. Ship Road
Exton, PA 19341
(610)363-6947

Chief Alexander will provide testimony as to the public protections in place in Uwchlan Township and the nature of emergency response. The Chief will also provide testimony regarding how he was informed of Mariner East hazard profile and family hazard planning.

7. William Turner
Deputy Director
Emergency Management Division
Chester County Emergency Services
(610)344-6000

Mr. William Turner will provide testimony regarding current hazard mitigation planning in place by Chester County Emergency Services and how and when he was informed of the Mariner East hazard profile and family hazard planning.

Rebecca Britton also reserves the right to call additional witnesses as necessary pending ruling on consolidation. I have the right to call additional witnesses pending the fast moving nature of this matter. Alternatively, I reserve the right to question any experts or witnesses so identified by any other party to this proceeding if consolidation does occur. I agree to notify Administrative Law Judge Barnes and the parties in this proceeding promptly should the determination of any additional witnesses need to be called. I respectfully request to be able to call by phone, or other feasible digital communication technology, these identified witnesses. I will need to be able to reduce my costs to have these experts witness testify; as I am a pro se complainant. I expect, to have to, publicly raise money to call these witnesses and will need to reduce my costs wherever this constraint is applicable regarding expert testimony.

VIII. LIST OF ISSUES AND SUB-ISSUES IN THIS PROCEEDING APPLICABLE TO REBECCA BRITTON'S POSITION AS SUBMITTED IN HER ORIGINAL FILING.

1. Lack of study from ALL state agencies with emergency management duties means meaningful and comprehensive hazard mitigation and preparedness planning has not taken place.
2. Lack of pipeline siting agency in PA. Political subdivisions in the Commonwealth do not have the expertise, knowledge or finances to navigate the potential hazards associated with NGL's; or are they experts in pipeline siting.
3. December 13th PA PUC I&E Safety Division issued Summons of Formal Complaint to Sunoco Pipeline LP Docket Nos. C-2018-3006534 indicating statewide concern over 8 inch line. This must extend to 12 inch co-located pipeline because same corrosion control and engineering practices.
4. Attorney General and Chester County District Attorney's investigations into the Mariner East Pipeline System.
 - A. Early Warning System
 - B. Public Awareness
 - C. Emergency Alert System

D. Evacuation Plans

E. Family Emergency Preparedness Planning

F. Water Resources/Marsh Creek Watershed/Marsh Creek State Park

G. Horizontal Directional Drilling

H. Valve and School location

I. Emergency Operation Planning

J. Federal Hazard Insurance

K. Pipeline Right of Way Selection

Respectfully submitted,

A handwritten signature in cursive script that reads "Rebecca Britton".

Rebecca Britton

Pro se

April 19, 2019

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing 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 via electronic filing:



Rebecca Britton
Pro se
April 19, 2019

VIA ELECTRONIC FILING

Pennsylvania Public Utility Commission
efiling system

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VERIFICATION

I, Rebecca Britton, hereby state that the facts above set forth are true and correct (or are true and correct to the best of my knowledge, information and belief) and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities).

A handwritten signature in cursive script that reads "Rebecca Britton".

Rebecca Britton

Pro se

April 19, 2019