**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 ORDER**

In accordance with the provisions of 66 Pa.C.S. § 333 and 52 Pa.Code §§ 5.221-5.224, the Commission has scheduled an initial call-in prehearing conference regarding the above-captioned cases at 10:00 a.m. on Wednesday, April 24, 2019. These cases are not consolidated; however, Complainant Laura Obenski at Docket No. C-2019-3006905 filed a motion to consolidate her Complaint with the Complaint filed by Meghan Flynn, *et al.* at Docket Nos. C-2018-3006116 and P-2018-3006117. Additionally, on March 18, 2019, Sunoco Pipeline, L.P. (Sunoco) filed a Motion to Consolidate and Response to Obenski’s Motion to Consolidate.

THEREFORE,

IT IS ORDERED:

1. That a Call-In Telephone Prehearing Conference shall be held at **10:00 a.m. on Wednesday, April 24, 2019**. All parties and witnesses must call into the prehearing conference at the toll free number **1-877-931-1680** and enter PIN Number **55872942.**

2. That on or before **Friday, April 19, 2019**, the parties shall file and serve initial prehearing conference memoranda which shall include:

a.) The names, addresses, telephone number and e-mail address of any person the parties wish to have listed on the service list or e-mail distribution list.

b.) A statement regarding possible settlement of the case, subject to approval of the Pennsylvania Public Utility Commission.

c.) A proposed plan and schedule of discovery.

d.) Other proposed orders with respect to discovery.

e.) A statement regarding whether there is any need for a site view.

f.) A proposed schedule for the submission of expert written testimony, conducting an in-person hearing, and the submission of briefs.

g.) Names, business addresses, and telephone numbers of witnesses the party expects to call and the subject matter of each witness’ testimony.

h.) A list of the issues and sub-issues of this proceeding, which the parties intend to address and a statement of the party’s position on each of the issues and sub-issues listed if applicable to their case.

1) Consolidation of Complaints

2) Petitions to Intervene

3) Protective Order

4) Public Awareness/Emergency Preparedness

5) Mass Warning Systems

6) Pipeline Integrity Management

7) Leak detection protocols

8) Remaining Life Study of ME1 and 12” pipe

9) Location of pipelines close to dwellings and public gathering places

10) Valve spacing - status of construction of valves

11) Horizontal Directional Drilling – status of construction permits, construction activities, etc.

i.) A statement describing the evidence the party proposes to present at hearing, relating the evidence to each of the issues and sub- issues the party intends to address.

3. That pursuant to 52 Pa.Code §§ 1.21 & 1.22, if you are an individual, you may represent yourself or you may have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted Pro Hac Vice, represent you. **However, if you are a partnership, corporation, trust, association, or governmental agency or subdivision, you must have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted *Pro Hac Vice*, represent you in this proceeding.**  Unless you are an attorney, you may not represent someone else. Attorneys shall enter their appearance in accordance with the provisions of 52 Pa.Code § 1.24(b).

4. Please review the regulation pertaining to prehearing conferences, 52 Pa. Code § 5.222. Please be prepared to discuss possibilities for settlement, scheduling, the amount of hearing time necessary, and electronic service among parties. In addition, please note subsection (d), which provides, in part:

(d) Parties and counsel will be expected to attend the conference fully prepared for a useful discussion of all problems involved in the proceeding, both procedural and substantive, and fully authorized to make commitments with respect thereto. 52 Pa. Code § 5.222.

5. That failure of a party to attend the initial prehearing conference shall constitute a waiver of all objections to the agreements reached, and to an order or ruling with respect thereto.

6. That failure of a party to attend the initial prehearing conference will not result in a dismissal of a party’s Complaint.

7. That a request for a change of the scheduled prehearing conference date shall state the agreement or opposition of other parties and shall be submitted in writing no later than five (5) days prior to the initial prehearing conference. 52 Pa.Code § 1.15(b) Requests for change must be sent to the presiding officer, with copies to all parties of record. The correct address is:

Elizabeth H. Barnes

Administrative Law Judge

P.O. Box 3265

Harrisburg, PA 17105-3265

Date: March 20, 2019 /s/

Elizabeth H. Barnes

Administrative Law Judge

**C-2018-3006116, P-2018-3006117– MEGHAN FLYNN *et al* V. SUNOCO PIPELINE LP**

**C-2018-3005025- MELISSA DIBERNARDINO v. SUNOCO PIPELINE L.P.**

**C-2019-3006898 - REBECCA BRITTON v. SUNOCO PIPELINE LP**

**C-2019-3006905 - LAURA OBENSKI v. SUNOCO PIPELINE LP**

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