

PENNSYLVANIA PUBLIC UTILITY COMMISSION
Harrisburg, PA 17105-3265

West Goshen Township
v.
Sunoco Pipeline, L.P.

Public Meeting held December 21, 2017
2589346-ALJ
Docket No. C-2017-2589346

STATEMENT OF CHAIRMAN GLADYS M. BROWN

Before the Commission for consideration and disposition is the Petition to Rescind or Discontinue (Petition), filed by Sunoco Pipeline, L.P. (Sunoco) on November 21, 2017, relative to the injunction imposed on Sunoco by our Opinion and Order entered on October 26, 2017, in this proceeding. The injunction, inter alia, enjoined Sunoco from constructing Valve 344 at a location that is in dispute under the Settlement Agreement until the entry of a final Commission Order in this proceeding.

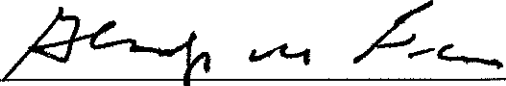
In support of its Petition to rescind the injunction, Sunoco states that since the entry of the October 2017 Order, Sunoco has reevaluated Valve 344 and no longer plans to locate and construct a valve on the Janiec 2 Tract or anywhere else in the municipal limits of the Township. Sunoco claims that there is no longer any construction or activity to enjoin in relation to Valve 344 and, thus, no need for the continuation of enjoining such construction or activities that were the subject of the October 2017 Order. West Goshen Township opposes lifting the injunction and argues that Sunoco's plan to not locate the valve anywhere in the Township is likely a violation of the Parties' Settlement Agreement.

I do not support rescinding our prior injunction. Our October 2017 Order addresses prior relevant Commission and appellate decisions relating to our determination to grant the Township's request for emergency relief. Most significantly our Order provides a jurisdictional road map for this proceeding and explains our authority over the issues presented in this case.

The Parties have not settled this case, the Township has clearly expressed its intent to continue to pursue this action, and contested issues remain before the Commission.

Accordingly, I dissent.

December 21, 2017
Date


Gladys M. Brown, Chairman