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CELEBRATING OVER 80 YEARS

MARK L. FREED
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May 24, 2018

Via Electronic Filing

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

**Re: Pennsylvania State Senator Andrew E. Dinniman v. Sunoco Pipeline, L.P.
Docket Nos. C-2018-3001451 and P-2018-3001453**

Dear Secretary Chiavetta:

This firm represents Senator Andrew E. Dinniman in the above-referenced matter. We oppose Sunoco Pipeline L.P.'s request to extend the page limitation in 52 Pa. Code § 5.305(c) from fifteen (15) pages to forty (40) pages.

52 Pa. Code § 5.305(c) unequivocally states that “[t]he brief may not exceed 15 pages.” As a pretense for expanding the scope of this regulatory requirement, Sunoco claims that the questions involved concern significant matters to not only Sunoco but to “indispensable parties”, “the natural gas industry”, “landowners who will be deprived of tens of millions of dollars in royalties” and “union workers”. However, Sunoco did not raise the issue of indispensable parties in its response to Senator Dinniman’s Petition for Interim Emergency Relief. Nor can it “represent” the interests of other entities like “landowners” and “union workers”. Even if considered, these issues do not justify the requested deviation from the regulatory requirements. Sunoco has already filed a lengthy sixty (60) page brief addressing the issues relevant to this proceeding.

In addition, Sunoco argues that failing to allow it to *almost triple* the length of the briefs called for by 52 Pa. Code § 5.305(c) impinges upon “fundamental due process”. However, fundamental due process requires that the Commission’s rules be applied consistently to the parties that come before it.

Rosemary Chiavetta, Esquire
Secretary
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Finally, we also note that Senator Dinniman presently is in the process of responding to Sunoco's Preliminary Objections and New Matter to the Amended Formal Complaint. Any modification of the briefing requirements should be accompanied by an extension of the deadlines for responding to Preliminary Objections and New Matter.

Thank you for your attention to this matter.

Very truly yours,



Mark L. Freed
For CURTIN & HEEFNER LLP

MLF

Enclosure

cc: The Honorable Elizabeth Barnes (via email: ebarnes@pa.gov)
Certificate of Service

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

PENNSYLVANIA STATE SENATOR ANDREW E. DINNIMAN,	:	
	:	
Complainant,	:	Docket No.: C-2018-3001451
	:	Docket No.: P-2018-3001453
v.	:	
	:	
SUNOCO PIPELINE, L.P.,	:	
	:	
Respondent.	:	

CERTIFICATE OF SERVICE

I hereby certify that I have, on this date, served a true and correct copy of the foregoing
on the following:

Via electronic service

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Respectfully submitted,
CURTIN & HEEFNER LLP

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