

September 24, 2018

*Via Electronic Filing*  
Rosemary Chiavetta, Secretary Pennsylvania  
Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265



Re: Andover Homeowners' Association, Inc. v. Sunoco Pipeline, L.P.  
**Docket No. C-2018-3003605**

Dear Secretary Chiavetta:

Enclosed for electronic filing with the Commission, please find a Petition to Intervene of Clean Air Council in the above-referenced proceeding.

Thank you very much for your assistance.

Respectfully,

A handwritten signature in black ink, appearing to read "Joseph Minott". The signature is fluid and cursive, with a prominent initial "J" and a long, sweeping tail.

Joseph Otis Minott, Esq.  
Executive Director & Chief Counsel  
Clean Air Council  
135 South 19th Street, Suite 300  
Philadelphia, PA 19103

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Andover Homeowners’ Association, Inc.,	:	
	:	Docket No. C-2018-3003605
Petitioner,	:	
v.	:	Consolidated with:
	:	Docket No. C-2018-3001451
Sunoco Pipeline, L.P.,	:	Docket No. P-2018-3001453
Respondent.	:	

---

**CLEAN AIR COUNCIL’S PETITION TO INTERVENE**

---

Pursuant to 52 Pa. Code §§ 5.72-5.75, Clean Air Council (“CAC”) hereby files this Petition to Intervene in the above-captioned proceeding. In support thereof, CAC states as follows:

1. CAC is a member-supported environmental organization serving Pennsylvania and the Mid-Atlantic Region. CAC is dedicated to protecting and defending everyone’s right to a clean environment. CAC works through a broad array of related sustainability and public health initiatives using public education, community action, government oversight, and enforcement of environmental laws.

2. CAC’s attorneys in this matter are:

Joseph Otis Minott, Esq. (PA ID 36463)  
E-Mail: joe\_minott@cleanair.org

Alexander G. Bomstein, Esq. (PA ID 206983)  
E-Mail: abomstein@cleanair.org

Ernest Logan Welde (PA ID 315012)  
E-Mail: lwelde@cleanair.org

Kathryn L. Urbanowicz, Esq. (PA ID 310618)  
E-Mail: kurbanowicz@cleanair.org

Clean Air Council  
135 S. 19<sup>th</sup> Street, Suite 300  
Philadelphia, Pennsylvania 19103  
Telephone: (215) 567-4004  
Facsimile: (215) 567-5791

3. CAC requests to receive all documents electronically to the above-listed email addresses as allowed by 52 Pa. Code § 1.54(b)(3).

4. On July 24, 2018, Andover Homeowners' Association, Inc. ("Andover") filed with the Commission a complaint against Sunoco Pipeline L.P. regarding the Mariner East Pipeline Project and the threat it poses to Andover's residents.

5. It is CAC's position that the Mariner East Pipeline Project is not safe and poses a danger to the public and the environment. CAC supports Andover's complaint.

6. On September 5, 2018, Andover's docket was consolidated with dockets 2018-C-300051 and 2018-P-300053, *Pennsylvania State Senator Andrew E. Dinniman v. Sunoco Pipeline L.P.* ("*Dinniman v. Sunoco*"), a case which also involves the safety of the Mariner East Pipeline Project, and in which CAC is an intervenor.

7. The Commission's regulations allow intervention where a person has an interest in the proceeding which may be directly affected and which is not adequately represented by existing parties, and as to which the person may be bound by the action of the Commission in the proceeding. 52 Pa. Code § 5.72(a)(2). Intervention is also permitted where participation of the person may be in the public interest. 52 Pa. Code § 5.72(a)(3). A "person" includes a corporation

and an association. 52 Pa. Code § 1.8.

8. CAC meets the standards for intervention set forth in 52 Pa. Code § 5.72(a).

9. CAC has worked for decades to protect Pennsylvanians' right to a clean environment. The Commission's resolution of Andover's claims, which involve the threat of a hazardous liquids leak, will have a direct impact on the ability of CAC to achieve its organizational goals.

10. CAC has rigorously litigated and continues to litigate several issues related to the Mariner East Pipeline Project and has been an active intervenor in related PUC dockets including *Dinniman v. Sunoco* and *Petition of Sunoco Pipeline, L.P. for a finding that a building to shelter the Walnut Bank valve control station in Wallace Twp., Chester County, Pennsylvania is reasonably necessary for the convenience or welfare of the Public, P-2014-2411942 et. al.*

11. CAC has intervened in previous matters before the Pennsylvania Public Utility Commission, the New Jersey Board of Public Utilities, and the Delaware Public Service Commission.

12. CAC has members in Andover, the townships surrounding Andover, and along the entire Mariner East route.

13. CAC and has unique and extensive experience regarding the threats the Mariner East Pipeline Project poses to the public and the environment, and can contribute the unique perspective and insight of a well-established regional environmental organization. CAC's interests and contributions cannot be adequately represented or replaced by other parties to this proceeding.

14. **WHEREFORE**, Clean Air Council respectfully requests that the Commission grant this Petition to Intervene.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "J. Minott". The signature is written in a cursive style with a prominent initial "J".

---

Joseph Otis Minott, Esquire  
Attorney for Clean Air Council

Date: September 24, 2018

**VERIFICATION**

I, Kathryn Urbanowicz, staff attorney at Clean Air Council, hereby verify that the facts contained in the foregoing pleading are true and accurate to the best of my knowledge and that I am duly authorized to make this verification. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).

  
Kathryn L. Urbanowicz, Esq.

Dated: September 24, 2018

**CERTIFICATE OF SERVICE**

I hereby certify that this day I have served a copy of Clean Air Council's Petition for Intervention upon the persons listed below in the manner indicated in accordance with the requirements of 52 Pa. Code Section 1.54 (relating to service by a party).

*VIA ELECTRONIC SERVICE AND FIRST CLASS MAIL*

**Rich Raiders, Esq.**  
PA ID 314857  
606 North 5<sup>th</sup> Street  
Reading, PA 19601  
rich@raiderslaw.com

*Counsel for Andover Homeowners Association, Inc.*

**Thomas J. Sniscak**  
PA ID 33891  
tjsnjscak@hmslegal.com  
**Kevin J. McKeon**  
PA ID 30428  
kjmckeon@hmslegal.com  
**Whitney E. Snyder**  
PA ID 316625  
wesnyder@hmslegal.com  
**Hawke McKeon & Sniscak, LLP**  
100 North Tenth Street  
Harrisburg, PA 17101

**Robert D. Fox**  
PA ID 44322  
rfox@mankogold.com  
**Neil S. Witkes**  
PA ID 37653  
nwitkes@mankogold.com  
**Diana A. Silva**  
PA ID 311083  
dsilva@mankogold.com  
**Manko, Gold, Katcher & Fox, LLP**  
401 City Avenue, Suite 901  
Bala Cynwyd, PA 19004

*Counsel for Sunoco Pipeline L.P.*

**Mark L. Freed**  
PA ID # 63860  
Doylestown Commerce Center  
2005 South Easton Road, Suite 100  
Doylestown, PA 18901  
mlf@curtinheefner.com

*Counsel for Pennsylvania State Senator Andrew E. Dinniman*

**Virginia Marcille Kerslake**  
103 Shoen Road, Exton, PA 19341  
vkerslake@gmail.com

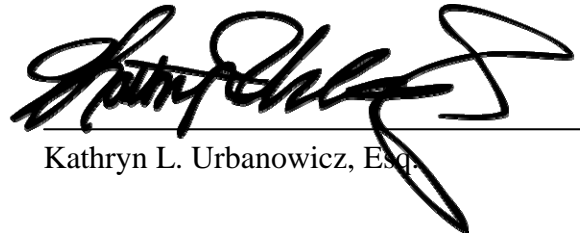
**Anthony D. Kanagy, Esq.**  
PA ID #321566  
akanagy@postschell.com  
**Garrett P. Lent, Esq.**  
glent@postschell.com  
17 N. 2nd St., 12<sup>th</sup> Floor, Harrisburg, PA 17101

*Counsel for Range Resources- Appalachia LLC*

**Vincent M. Pompo, Esq.**  
PA ID # 37714  
vpompo@lambmcerlane.com  
**Alex J. Baumler, Esq.**  
PA ID # 315760  
abaumler@lambmcerlane.com

*Counsel for West Whiteland Township*

Dated: September 24, 2018



Kathryn L. Urbanowicz, Esq.