

December 21, 2018

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

Re: Pennsylvania Public Utility Commission, Bureau of Investigation and
Enforcement v. Sunoco Pipeline, L.P. a/k/a Energy Transfer Partners
Docket No. C-2018-3006534

Dear Secretary Chiavetta:

Enclosed for electronic filing with the Commission please find a Petition to Intervene for Thomas Casey, *pro se*, in the above-captioned proceeding. Please direct all responses and any documents via electronic format to tcaseylegal@gmail.com.

If your office has any questions please do not hesitate to contact me.

Respectfully,

A handwritten signature in black ink, appearing to read 'Thomas Casey', with a stylized flourish at the end.

Thomas Casey
1113 Windsor Drive
West Chester, PA 19380
tcaseylegal@gmail.com

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY
COMMISSION**

Pennsylvania Public Utility	:	
Commission, Bureau of Investigation	:	
and Enforcement,	:	
Complainant	:	
v.	:	Docket No. C-2018-3006534
	:	
Sunoco Pipeline, L.P. a/k/a	:	
Energy Transfer Partners,	:	
Respondent	:	

THOMAS CASEY’S PETITION TO INTERVENE

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

1. Thomas Casey (“INTERVENER”) is a Chester County resident that resides at 1113 Windsor Drive, West Chester, PA 19380. The INTERVENER will be on a *pro se* basis.
2. The INTERVENER’s property currently has an agreed to right-of-way (ROW), dated 3rd day of November AD 1932 with the Keystone Pipeline Company, later to become Sunoco Pipeline, L.P. (“SPLP”). The agreed to ROW document states that the pipeline ROW is the center line of said ROW and that said ROW is entirely within the roadway.
3. INTERVENER’s property currently has both the 8” and 12” SPLP pipelines within 100 ft. of his home contained within the ROW.
4. INTERVENER requests to receive all documents electronically to the above listed email address as allowed by 52 Pa. Code § 1.54(b)(3).

5. INTERVENER meets the standards for intervention set forth in 52 Pa. Code § 5.72(a)(1-3).

a. 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. Intervention is also permitted where participation of the person may be in the public interest.

6. SPLP has continuously denied INTERVENER the ability to gain knowledge and understanding concerning the INTERVENER's property with regards to the new 16" & 20" pipelines. In an email exchange with SPLP dated September 17, 2015, representatives for SPLP would not answer specific questions about the property. The INTERVENER tried again to contact SPLP representatives to inquire about the new plans; and again, the INTERVENER's questions were denied.

7. Due to the early stage of this proceeding, INTERVENER reserves the right to raise and address issues identified through his continued review and analysis of other cases before the Commission which may present more information with regards to INTERVENER's concerns regarding the Mariner East project. Particularly, INTERVENER has an interest in a recent case filed under Docket No. C-2018-3005025, filed on or about October 1, 2018.

8. INTERVENER has grave concerns regarding the allegations filed by the Pa PUC Bureau of Investigations & Enforcement for the region of his ROW¹ that alleges, among other things,

a. records for close interval potential surveys ("CIPS") of ME1 which demonstrated that only "on" potentials were measured that did not contain accurate and reliable data.

b. violations that (40)(c) SPLP did not perform ILI testing on an annual basis when SPLP

¹ Page 5 of the Pa PUC Bureau's complaint, item 18, states the line segment as Twin Oaks to Montello (no. 11190) which was identified as the target of the investigation for this complaint. INTERVENER's property is also included in this same segment.

relied on ILI for its cathodic protection program, (40)(e) SPLP did not document its analysis for determining that it achieved adequate cathodic protection, and (44) SPLP failed to maintain a record of each analysis, check, demonstration, etc. for a period of at least five (5) years to demonstrate the adequacy of corrosion control measures.

c. both the 8” and 12” pipelines are collocated within the same ROW feet from each other, ***“Thus, any testing related to the adequacy of cathodic protection must consider the 8” and 12” pipelines because they are located in the same ROW.”*** (emphasis added)

d. the allegation that SPLP failed to demonstrate proper cathodic protection and that it operates ME1 at a level of safety required by federal regulations.

e. and (39) While the data reviewed was largely specific to the site of the leak, SPLP's procedures and overall application of corrosion control and cathodic protection practices are relevant to all of ME 1 and, thus, I&E alleges that ***there is a statewide concern with SPLP's corrosion control program*** and the soundness of SPLP's engineering practices with respect to cathodic protection. (emphasis added)

THEREFORE, INTERVENER respectfully requests that the Commission grant this Petition to Intervene and authorize his intervention and participation in the proceedings as a full and active *pro se* party.

Sincerely,

A handwritten signature in black ink, appearing to read 'Thomas Casey', written over a light blue circular stamp.

Thomas Casey

Dated: December 21, 2018

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VERIFICATION

I, Thomas Casey, hereby verify that the facts contained in the foregoing pleading are true and accurate to the best of my knowledge and understanding. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).

Sincerely,

A handwritten signature in black ink, appearing to read 'Thomas Casey', written in a cursive style.

Thomas Casey

Dated: December 21, 2018

CERTIFICATE OF SERVICE

I hereby certify that this day I have served a copy of Thomas Casey'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

Stephanie M. Wimer, Senior Prosecutor
Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
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Sincerely,



Thomas Casey

Dated: December 21, 2018