

**Miscellaneous Docket Sheet****Commonwealth Court of Pennsylvania****Docket Number: 249 MD 2022****Page 1 of 10****February 19, 2026****CAPTION**

Pennsylvania Independent Oil & Gas  
 Association, Pennsylvania Grade Crude  
 Oil Coalition, and Pennsylvania  
 Independent Petroleum Producers  
 Association,  
 Petitioners

v.

Commonwealth of Pennsylvania,  
 Department of Environmental Protection,  
 Environmental Quality Board,  
 Independent Regulatory Review  
 Commission, and Legislative Reference  
 Bureau,  
 Respondents

**CASE INFORMATION**

Initiating Document: Petition for Review

Case Status: Closed

Case Processing Status: September 8, 2022 Completed

Journal Number:

Case Category: Miscellaneous Case Type(s): Equity

**CONSOLIDATED CASES****RELATED CASES****COUNSEL INFORMATION****Petitioner Pennsylvania Independent Petroleum Producers Association**

Pro Se: No

IFP Status:

Attorney: Steinbauer, Gary Edward  
 Law Firm: Babst, Calland, Clements and Zomnir, PC  
 Address: Babst Calland Clements & Zomnir Pc  
 603 Stanwix St Fl 6  
 Pittsburgh, PA 15222  
 Phone No: (412) 394-6590 Fax No:

Attorney: Mosites, Jean M.  
 Law Firm: Babst, Calland, Clements and Zomnir, PC  
 Address: Two Gateway Center  
 603 Stanwix Street, 6th Floor  
 Pittsburgh, PA 15222  
 Phone No: (412) 394-5400 Fax No:

**Miscellaneous Docket Sheet****Commonwealth Court of Pennsylvania****Docket Number: 249 MD 2022****Page 2 of 10****February 19, 2026****COUNSEL INFORMATION****Petitioner**      **Pennsylvania Independent Petroleum Producers Association**

Pro Se:              No

IFP Status:

Attorney:              McKinley, Christina Maria Manfredi  
Law Firm:              Babst, Calland, Clements and Zomnir, P.C.  
Address:                Two Gateway Center  
                              603 Stanwix Stree, 6th Floor  
                              Pittsburgh, PA 15222  
Phone No:              (412) 394-5432              Fax No:

**Petitioner**      **Pennsylvania Independent Oil & Gas Association**

Pro Se:              No

IFP Status:

Attorney:              Steinbauer, Gary Edward  
Law Firm:              Babst, Calland, Clements and Zomnir, PC  
Address:                Babst Calland Clements & Zomnir Pc  
                              603 Stanwix St Fl 6  
                              Pittsburgh, PA 15222  
Phone No:              (412) 394-6590              Fax No:

Attorney:              Mosites, Jean M.  
Law Firm:              Babst, Calland, Clements and Zomnir, PC  
Address:                Two Gateway Center  
                              603 Stanwix Street, 6th Floor  
                              Pittsburgh, PA 15222  
Phone No:              (412) 394-5400              Fax No:

Attorney:              McKinley, Christina Maria Manfredi  
Law Firm:              Babst, Calland, Clements and Zomnir, P.C.  
Address:                Two Gateway Center  
                              603 Stanwix Stree, 6th Floor  
                              Pittsburgh, PA 15222  
Phone No:              (412) 394-5432              Fax No:

**Miscellaneous Docket Sheet****Commonwealth Court of Pennsylvania****Docket Number: 249 MD 2022****Page 3 of 10****February 19, 2026****COUNSEL INFORMATION****Petitioner Pennsylvania Grade Crude Oil Coalition**

Pro Se: No

IFP Status:

Attorney: Steinbauer, Gary Edward  
 Law Firm: Babst, Calland, Clements and Zomnir, PC  
 Address: Babst Calland Clements & Zomnir Pc  
 603 Stanwix St Fl 6  
 Pittsburgh, PA 15222  
 Phone No: (412) 394-6590 Fax No:

Attorney: Mosites, Jean M.  
 Law Firm: Babst, Calland, Clements and Zomnir, PC  
 Address: Two Gateway Center  
 603 Stanwix Street, 6th Floor  
 Pittsburgh, PA 15222  
 Phone No: (412) 394-5400 Fax No:

Attorney: McKinley, Christina Maria Manfredi  
 Law Firm: Babst, Calland, Clements and Zomnir, P.C.  
 Address: Two Gateway Center  
 603 Stanwix Stree, 6th Floor  
 Pittsburgh, PA 15222  
 Phone No: (412) 394-5432 Fax No:

**Respondent Legislative Reference Bureau**

Pro Se: No

IFP Status:

Attorney: Klein, Peter William  
 Address: Legislative Reference Bureau  
 501 N Third St 641 Main Capitol Bldg  
 Harrisburg, PA 17120  
 Phone No: (717) 787-4223 Fax No:

Attorney: Butash, Andrew  
 Law Firm: Legislative Reference Bureau  
 Address: Legislative Reference Bur  
 501 N 3RD St 641 Main Capitol Bldg  
 Harrisburg, PA 17120  
 Phone No: (717) 787-4223 Fax No:

Attorney: Bogush, Mark Andrew  
 Law Firm: Legislative Reference Bureau  
 Address: 501 N 3RD St 641 Main Capitol Bldg  
 Harrisburg, PA 17120  
 Phone No: (717) 787-5323 Fax No:

**Miscellaneous Docket Sheet****Commonwealth Court of Pennsylvania****Docket Number: 249 MD 2022****Page 4 of 10****February 19, 2026****COUNSEL INFORMATION****Respondent Independent Regulatory Review Commission**

Pro Se: No

IFP Status:

Attorney: Johnson, Leslie A. Lewis  
 Law Firm: Independent Regulatory Review Commission  
 Address: Independent Reg Review Comm  
 333 Market St 14th Fl  
 Harrisburg, PA 17101  
 Phone No: (717) 783-5417 Fax No:

**Respondent Environmental Quality Board**

Pro Se: No

IFP Status:

Attorney: Reiley, Robert Anthony  
 Law Firm: Pennsylvania Office of General Counsel  
 Address: Pa Dep Rcsob  
 400 Market St 9th Fl  
 Harrisburg, PA 17101-2301  
 Phone No: (717) 787-0478 Fax No:

**Respondent Department of Environmental Protection**

Pro Se: No

IFP Status:

Attorney: Stares, Diana  
 Law Firm: Department of Environmental Protection  
 Address: Dep Harrisburg Office Of Chief Counsel  
 400 Market St 16th Fl  
 Harrisburg, PA 17101  
 Phone No: (717) 787-4449 Fax No:

Attorney: Demjanick, Jennie Elizabeth  
 Address: Bureau Of Regulatory Counsel  
 400 Market Street, 9th Floor  
 PO Box 8464  
 Harrisburg, PA 17105-8464  
 Phone No: (717) 787-7196 Fax No: (717) 783-7911

**FEE INFORMATION**

Fee Dt	Fee Name	Fee Amt	Receipt Dt	Receipt No	Receipt Amt
04/25/2022	Miscellaneous Docket Filing Fee	70.25	04/26/2022	2022-CMW-H-000824	70.25
04/29/2022	Copy Work (Per Page)	201.00	04/29/2022	2022-CMW-H-000849	201.00

**AGENCY/TRIAL COURT INFORMATION**

Order Appealed From: Notice of Appeal Filed:

Order Type:

Documents Received: April 25, 2022

Court Below:

County:

Judge:

Docket Number:

Division:

OTN:

Judicial District:

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## ORIGINAL RECORD CONTENT

Original Record Item	Filed Date	Content Description
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Date of Remand of Record:

## BRIEFING SCHEDULE

None

None

## DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
April 25, 2022	Petition for Review Filed			
	Pennsylvania Independent Oil & Gas Association		Petitioner	
	Pennsylvania Grade Crude Oil Coalition		Petitioner	
	Pennsylvania Independent Petroleum Producers Association		Petitioner	
April 25, 2022	Application for Relief			
	Steinbauer, Gary Edward	Pennsylvania Independent Oil & Gas	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil Coal	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Independent Petroleum	Petitioner	
	Document Name: Application for Expedited Summary and Special Relief			
April 27, 2022	Notice Exited			
	Commonwealth Court Filing Office			
April 29, 2022	Hearing Scheduled			04/29/2022
	Per Curiam			
	Document Name: On App. for Preliminary Injunction set for May 10, 2022 10:00 am/ Answer to App. for PI Due 5/5/2022			

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## DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
	<p>Comment: NOW, April 29, 2022, upon consideration of Petitioners' Application for Expedited Summary and Special Relief (Application), Respondents are directed to file and serve a response to the Application no later than Thursday, May 5, 2022, at 4:00 p.m. The Court hereby further ORDERS as follows:</p> <ol style="list-style-type: none"> <li>Hearing on the Application's request for a Preliminary Injunction is set for Tuesday, May 10, 2022, commencing at 10:00 a.m., in Courtroom 3001, Third Floor, Pennsylvania Judicial Center, 601 Commonwealth Avenue, Harrisburg, Pennsylvania.</li> <li>Petitioners shall file a list of all witnesses to be called at the hearing with a short offer of proof for each witness, the curriculum vitae and expert report for any expert witness, and a list of exhibits no later than 12:00 noon on Friday, May 6, 2022.</li> <li>Respondents shall file a list of all witnesses to be called at the hearing with a short offer of proof for each witness, the curriculum vitae and expert report for any expert witness, and a list of exhibits no later than 12:00 noon on Friday, May 6, 2022.</li> <li>The parties are directed to provide their witnesses with copies of the exhibits in advance of the hearing to which the witnesses can refer during their testimony.</li> <li>The parties are strongly encouraged to consult prior to the filing of their list of witnesses and exhibits and, if possible, enter into evidentiary and/or factual stipulations and/or agreed-upon protocols in order to streamline the proceedings. The parties may PAC-file any joint stipulations or protocols prior to the hearing.</li> <li>Petitioners shall retain the services of a court stenographer for the hearing.</li> </ol> <p>Petitioners shall promptly serve a copy of this Order on Respondents and thereafter promptly file a proof of service of same.</p>			
<b>April 29, 2022</b>	Certificate of Service Filed			
	Steinbauer, Gary Edward	Pennsylvania Independent Oil & Gas Petitioner		
	Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil Coal Petitioner		
	Steinbauer, Gary Edward	Pennsylvania Independent Petroleum Petitioner		
	Document Name: Of the April 29, 2022 Order as Directed			
<b>May 4, 2022</b>	Answer to Application for Relief			
	Klein, Peter William	Legislative Reference Bureau	Respondent	
	Document Name: Legislative Ref. Bur.'s Response to App. for Summary and Special Relief			
<b>May 4, 2022</b>	Notice			
	Klein, Peter William	Legislative Reference Bureau	Respondent	
	Document Name: Re: Service of Response to Petition for Review			
<b>May 5, 2022</b>	Entry of Appearance			
	Demjanick, Jennie Elizabeth	Department of Environmental Protection	Respondent	
	Document Name: of Jeannie E. Demjanick, Esq.			
<b>May 5, 2022</b>	Answer to Application for Relief			
	Demjanick, Jennie Elizabeth	Department of Environmental Protection	Respondent	
	Document Name: DEP & Environmental Quality Board Answer in Opposition to Application for Expedited Summary and			
	Comment: Special Relief.			

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Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
<b>May 5, 2022</b>	Preliminary Objections Johnson, Leslie A. Lewis	Independent Regulatory Review Cor Respondent		
	Document Name: Independant Regulatory Review Commission's POs			
<b>May 5, 2022</b>	Answer Filed Johnson, Leslie A. Lewis	Independent Regulatory Review Cor Respondent		
	Document Name: Independent Regulatory Review Commission's Answer to Application for Expedited Summary Relief			
<b>May 6, 2022</b>	Application for Continuance Steinbauer, Gary Edward Steinbauer, Gary Edward Steinbauer, Gary Edward McKinley, Christina Maria Manfredi Mosites, Jean M. McKinley, Christina Maria Manfredi McKinley, Christina Maria Manfredi Mosites, Jean M. Mosites, Jean M. Demjanick, Jennie Elizabeth Reiley, Robert Anthony	Pennsylvania Independent Oil & Gas Petitioner Pennsylvania Grade Crude Oil Coali Petitioner Pennsylvania Independent Petroleur Petitioner Pennsylvania Independent Oil & Gas Petitioner Pennsylvania Independent Oil & Gas Petitioner Pennsylvania Grade Crude Oil Coali Petitioner Pennsylvania Independent Petroleur Petitioner Pennsylvania Grade Crude Oil Coali Petitioner Pennsylvania Independent Petroleur Petitioner Pennsylvania Grade Crude Oil Coali Petitioner Pennsylvania Independent Petroleur Petitioner Department of Environmental Protec Respondent Environmental Quality Board Respondent		
	Document Name: Jt. Motion for Continuance of Hearing and Related Deadlines in Court's April 29, 2022 Order			
<b>May 6, 2022</b>	Answer to Application for Continuance Johnson, Leslie A. Lewis	Independent Regulatory Review Cor Respondent		
<b>May 6, 2022</b>	Order Granting Application for Continuance Per Curiam			05/06/2022
	Document Name: Preliminary Injunction Hearing is Continued Generally. Status Report Due June 3, 2022			
	Comment: NOW, May 6, 2022, upon consideration of the Joint Motion for Continuance of Hearing and Related Deadlines in Court's April 29, 2022 Order (Joint Motion), <sup>1</sup> this Court issues the following Order: The Joint Motion is hereby GRANTED. The preliminary injunction hearing scheduled for Tuesday, May 10, 2022 at 10:00 a.m. is hereby CONTINUED generally, as are the other deadlines set forth in the April 29, 2022 Order. The parties are directed to file a Joint Status Report with this Court on or before June 3, 2022 advising this Court as to the status of their settlement negotiations and the current status of the VOC rulemaking package that is the subject of this litigation.			
	<p>1 The Joint Motion was filed by Petitioners and Respondents the Department of Environmental Protection and the Environmental Quality Board. These parties report that "[c]ounsel for Petitioners contacted counsel for the [Independent Regulatory Review Commission (IRRC)] and [Legislative Reference Bureau (LRB)] seeking their concurrence with relief requested in this Joint Motion. In response, counsel for LRB indicated that the [LRB] does not concur with the relief sought in this Joint Motion. At the time of filing, IRRC had not responded to the request for concurrence." (Joint Motion, ¶ 8). Thereafter, IRRC filed an answer stating that it believes that the Petition and Application should either be withdrawn or dismissed but that "[n]onetheless, IRRC will neither challenge nor object to the request made in the Joint Motion."</p>			

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Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
<b>June 3, 2022</b>	Joint Status Report			
	Steinbauer, Gary Edward	Pennsylvania Independent Oil & Gas Petitioner		
	Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil Coalition Petitioner		
	Steinbauer, Gary Edward	Pennsylvania Independent Petroleum Petitioner		
	Document Name: Joint Status Report and Request To Extend Continuance			
<b>June 6, 2022</b>	Answer Filed			
	Steinbauer, Gary Edward	Pennsylvania Independent Oil & Gas Petitioner		
	Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil Coalition Petitioner		
	Steinbauer, Gary Edward	Pennsylvania Independent Petroleum Petitioner		
	Document Name: Answer to Preliminary Objections of Independent Regulatory Review Commission			
<b>June 9, 2022</b>	Order Filed			06/09/2022
	Per Curiam			
	Document Name: Extension of Continuance is Granted / Status Report Due June 24, 2022			
	Comment: NOW, June 9, 2022, upon consideration of the Joint Status Report and Request to Extend Continuance filed on June 3, 2022, the parties are directed to file a Joint Status Report with this Court on or before June 24, 2022 advising this Court of the status of their settlement discussions and whether any settlement has been reached. Accordingly, the request to extend the continuance previously ordered by this Court is GRANTED, and the continuance is hereby EXTENDED.			
<b>June 13, 2022</b>	Filed - Other			
	McKinley, Christina Maria Manfredi	Pennsylvania Independent Oil & Gas Petitioner		
	McKinley, Christina Maria Manfredi	Pennsylvania Grade Crude Oil Coalition Petitioner		
	McKinley, Christina Maria Manfredi	Pennsylvania Independent Petroleum Petitioner		
	Document Name: Important Notice			
<b>June 21, 2022</b>	Preliminary Objections			
	Demjanick, Jennie Elizabeth	Department of Environmental Protection Respondent		
	Document Name: Of Respondents, To Petition For Review In The Nature of A Complaint For Declaratory & Injunctive			
<b>June 21, 2022</b>	Preliminary Objections			
	Klein, Peter William	Legislative Reference Bureau	Respondent	
	Document Name: To the petition for review in the nature of a complaint for declaratory and injunctive relief			
<b>June 24, 2022</b>	Joint Status Report			
	Steinbauer, Gary Edward	Pennsylvania Independent Oil & Gas Petitioner		
	Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil Coalition Petitioner		
	Steinbauer, Gary Edward	Pennsylvania Independent Petroleum Petitioner		
	Demjanick, Jennie Elizabeth	Department of Environmental Protection Respondent		
	Reiley, Robert Anthony	Environmental Quality Board	Respondent	
	Document Name: And Request to Extend Continuance			



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## DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
<b>June 29, 2022</b>	Order Directing Status Report Per Curiam			06/29/2022
	Document Name: Continuance Extended / Status Report Due July 22, 2022			
	Comment: NOW, June 29, 2022, upon consideration of the Joint Status Report and Request to Extend Continuance filed on June 24, 2022, the parties are directed to file a Joint Status Report with this Court on or before July 22, 2022 advising this Court of the status of their settlement discussions and whether any settlement has been reached. Accordingly, the request to extend the continuance previously ordered by this Court is GRANTED, and the continuance is hereby EXTENDED.			
<b>July 21, 2022</b>	Answer to Preliminary Objections Steinbauer, Gary Edward Steinbauer, Gary Edward Steinbauer, Gary Edward	Pennsylvania Independent Oil & Gas Petitioner Pennsylvania Grade Crude Oil Coalition Petitioner Pennsylvania Independent Petroleum Petitioner		
	Document Name: Petitioner's Answer to POs of DEP and EQB			
<b>July 21, 2022</b>	Answer to Preliminary Objections Steinbauer, Gary Edward Steinbauer, Gary Edward Steinbauer, Gary Edward	Pennsylvania Independent Oil & Gas Petitioner Pennsylvania Grade Crude Oil Coalition Petitioner Pennsylvania Independent Petroleum Petitioner		
	Document Name: Petitioner's Answer to POs of Legislative Reference Bureau			
<b>July 22, 2022</b>	Joint Status Report Steinbauer, Gary Edward Steinbauer, Gary Edward Steinbauer, Gary Edward	Pennsylvania Independent Oil & Gas Petitioner Pennsylvania Grade Crude Oil Coalition Petitioner Pennsylvania Independent Petroleum Petitioner		
	Document Name: and Request to Extend Continuance			
<b>July 25, 2022</b>	Order Directing Status Report Per Curiam			07/26/2022
	Document Name: The parties are directed to file a Joint Status Report on 8/25/2022			
	Comment: NOW, July 26, 2022, upon consideration of the Joint Status Report and Request to Extend Continuance filed on July 22, 2022, further proceedings in this matter are hereby STAYED while the parties work toward settlement. The Court will issue a briefing schedule on the preliminary objections in the event the parties are unable to reach a settlement. Further, the parties are directed to file a Joint Status Report with this Court on or before August 25, 2022 advising the Court of the status of their settlement discussions and whether any settlement has been reached.			
<b>August 25, 2022</b>	Joint Status Report Steinbauer, Gary Edward Steinbauer, Gary Edward Steinbauer, Gary Edward	Pennsylvania Independent Oil & Gas Petitioner Pennsylvania Grade Crude Oil Coalition Petitioner Pennsylvania Independent Petroleum Petitioner		
	Document Name: and Request to stay			
<b>August 29, 2022</b>	Order Directing Status Report Per Curiam			08/29/2022
	Document Name: Stay is Continued/ Status Report Due September 2, 2022			
	Comment: NOW, August 29, 2022, upon consideration of the Joint Status Report and Request to Extend Stay filed on August 25, 2022, wherein the parties report that they have reached a settlement agreement and require more time to memorialize that agreement, the stay previously issued in this matter is hereby CONTINUED. Further, the parties are directed to file a Joint Status Report with this Court on or before September 2, 2022 advising the Court as to the status of this matter.			

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## DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
<b>September 2, 2022</b>	Stipulation Filed			
	Steinbauer, Gary Edward	Pennsylvania Independent Oil & Gas Petitioner		
	Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil Coalition Petitioner		
	Steinbauer, Gary Edward	Pennsylvania Independent Petroleum Petitioner		
	McKinley, Christina Maria Manfredi	Pennsylvania Independent Oil & Gas Petitioner		
	Mosites, Jean M.	Pennsylvania Independent Oil & Gas Petitioner		
	McKinley, Christina Maria Manfredi	Pennsylvania Grade Crude Oil Coalition Petitioner		
	McKinley, Christina Maria Manfredi	Pennsylvania Independent Petroleum Petitioner		
	Mosites, Jean M.	Pennsylvania Grade Crude Oil Coalition Petitioner		
	Mosites, Jean M.	Pennsylvania Independent Petroleum Petitioner		
	Reiley, Robert Anthony	Environmental Quality Board	Respondent	
	Document Name: Stipulation of Settlement			

**September 8, 2022** Dismissal 09/08/2022  
Per Curiam

Document Name: Case Dismissed

Comment: NOW, September 8, 2022, upon consideration of the Stipulation of Settlement filed by the parties, this matter is hereby DISMISSED WITHOUT PREJUDICE, with the parties agreeing that they may raise any and all factual or legal issues and defenses raised in this matter in a subsequent matter with this Court or before any other federal or state tribunal in any subsequent action. The Court notes that the parties further agree to bear their respective attorneys' fees, expenses, and costs associated with this matter.

## DISPOSITION INFORMATION

Final Disposition: Yes

Related Journal No: Judgment Date:

Category: Disposed Before Decision Disposition Author: Per Curiam

Disposition: Dismissal Disposition Date: September 8, 2022

Disposition Comment: NOW, September 8, 2022, upon consideration of the Stipulation of Settlement filed by the parties, this matter is hereby DISMISSED WITHOUT PREJUDICE, with the parties agreeing that they may raise any and all factual or legal issues and defenses raised in this matter in a subsequent matter with this Court or before any other federal or state tribunal in any subsequent action. The Court notes that the parties further agree to bear their respective attorneys' fees, expenses, and costs associated with this matter.

Dispositional Filing: Filing Author:

Filed Date: