Miscellaneous Docket Sheet

Docket Number: 249 MD 2022

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CAPTION

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

011010

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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 FI 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:

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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 FI 6 Pittsburgh, PA 15222

Phone No: (412) 394-6590 Fax No:

Attorney: Mosites, Jean M.

Law Firm: Babst, Calland, Clements and Zomnir, PC

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Law Firm: Babst, Calland, Clements and Zomnir, P.C.

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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 FI 6 Pittsburgh, PA 15222

Phone No: (412) 394-6590 Fax No:

Attorney: Mosites, Jean M.

Law Firm: Babst, Calland, Clements and Zomnir, PC

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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:

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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: Division: Judge: OTN:

Docket Number: Judicial District:

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	ORIGINAL RECORD CONTENT	
Original Record Item	Filed Date	Content Description

Date of Remand of Record:

	В	RIEFING 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		Petitioner		
	Coalition Pennsylvania Independent Petroleum Producers Association		Petitioner		
April 25, 2022	Application for Relief				
. ,	Steinbauer, Gary Edward	Pennsylvania Independent Oil & Ga	as Petitioner		
	Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil Coa	li Petitioner		
	Steinbauer, Gary Edward	Pennsylvania Independent Petroleu	ır Petitioner		
Document Name:	: Application for Expedited Summary and Special Relief				
April 27, 2022	Notice Exited				
	Commonwealth Court Filing Office				
April 29, 2022	Hearing Scheduled Per Curiam			04/29/2022	
Document Name:	On App. for Preliminary Injunction s	set for May 10, 2022 10:00 am/ Answe	er to App. for PI Due	5/5/2022	

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		DOCKET ENTRY			
Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date	
Comment:	Docket Entry / Filer Representing Participant Type Exit Date Int: NOW, April 29, 2022, upon consideration of Petitioners' Application for Expedited Summary and Selief (Application), Respondents are directed to file and serve a response to the Application no late Thursday, May 5, 2022, at 4:00 p.m. The Court hereby further ORDERS as follows: 1. Hearing on the Application's request for a Preliminary Injunction is set for Tuesday, May 10, commencing at 10:00 a.m., in Courtroom 3001, Third Floor, Pennsylvania Judicial Center Commonwealth Avenue, Harrisburg, Pennsylvania. 2. Petitioners shall file a list of all witnesses to be called at the hearing with a short offer of proof for witness, the curriculum vitae and expert report for any expert witness, and a list of exhibits no late 12:00 noon on Friday, May 6, 2022. 3. Respondents shall file a list of all witnesses to be called at the hearing with a short offer of proeach 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. 4. 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. 5. The parties are strongly encouraged to consult prior to the filling 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. 6. Petitioners shall retain the services of a court stenographer for the hearing. Petitioners shall promptly serve a copy of this Order on Respondents and thereafter promptly file a proof of service of same.				
April 29, 2022	Certificate of Service Filed Steinbauer, Gary Edward Steinbauer, Gary Edward Steinbauer, Gary Edward Of the April 29, 2022 Order as Direct	Pennsylvania Independent Pennsylvania Grade Crude Pennsylvania Independent	e Oil Coali Petitioner		
	Answer to Application for Relief				
May 4, 2022 Document Name:	Klein, Peter William Legisltive Ref. Bur.'s Response to Ap	Legislative Reference Bure	· · · · · · · · · · · · · · · · · · ·		
May 4, 2022 Document Name:	Notice Klein, Peter William Re: Service of Response to Petition	Legislative Reference Bure	eau Respondent		
May 5, 2022 Document Name:	Entry of Appearance Demjanick, Jennie Elizabeth of Jeannie E. Demjanick, Esq.	Department of Environmer	ntal Protec Respondent		
May 5, 2022 Document Name:	Answer to Application for Relief Demjanick, Jennie Elizabeth DEP & Environmental Quality Board	Department of Environmer Answer in Oppostion to App		nmary and	

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November 5, 2025					
		DOCKET ENTRY			
Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date	
May 5, 2022 Document Name:	Preliminary Objections Johnson, Leslie A. Lewis Independant Regulatory Review 0	Independent Regulatory Revie Commission's POs	ew Cor Respondent		
May 5, 2022	Answer Filed				
Document Name:	Johnson, Leslie A. Lewis Independent Regulatory Review (Independent Regulatory Revie Commission's Answer to Application	•	y Relief	
May 6, 2022	Application for Continuance				
, ,	Steinbauer, Gary Edward	Pennsylvania Independent Oil	I & Gas Petitioner		
	Steinbauer, Gary Edward	Pennsylvania Grade Crude O			
	Steinbauer, Gary Edward	Pennsylvania Independent Pe			
	McKinley, Christina Maria	Pennsylvania Independent Oi			
	Manfredi	. cimeyivama maspenasiic sii	a cat i canonici		
	Mosites, Jean M.	Pennsylvania Independent Oil	I & Gas Petitioner		
	McKinley, Christina Maria	Pennsylvania Grade Crude O			
	Manfredi				
	McKinley, Christina Maria	Pennsylvania Independent Pe	troleur Petitioner		
	Manfredi				
	Mosites, Jean M.	Pennsylvania Grade Crude O	il Coali Petitioner		
	Mosites, Jean M.	Pennsylvania Independent Pe	troleur Petitioner		
	Demjanick, Jennie Elizabeth	Department of Environmental	Protec Respondent		
	Reiley, Robert Anthony	Environmental Quality Board	Respondent		
Document Name:	Jt. Motion for Continuance of Hea	ring and Related Deadlines in Co	urt's April 29, 2022 Order		
May 6, 2022	Answer to Application for Continuance				
	Johnson, Leslie A. Lewis	Independent Regulatory Revie	ew Cor Respondent		
May 6, 2022	Order Granting Application for Co	ntinuance		05/06/2022	
	Per Curiam				
Document Name:	Preliminary Injunction Hearing is 0	Continued Generally. Status Repo	ort 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),1 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 20, 2022 Order. The parties are directed to file a Joint Status Report with this Court on or before June 3, 202 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.				
	1 The Joint Motion was filed to and the Environmental Quality counsel for the [Independent If (LRB)] seeking their concurrence indicated that the [LRB] does IRRC had not responded to the answer stating that it believes	y Board. These parties repo Regulatory Review Commission ce with relief requested in this not concur with the relief soug ne request for concurrence." (J that the Petition and Applicati	ort that "[c]ounsel for (IRRC)] and [Legislati Joint Motion. In respondent in this Joint Motion. In the loint Motion, ¶ 8). The loint should either be wi	Petitioners contacted ve Reference Bureanse, counsel for LR At the time of filing reafter, IRRC filed at	

but that "[n]onetheless, IRRC will neither challenge nor object to the request made in the Joint Motion."

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November 5, 2025		DOCKET ENTRY		
		DOCKET ENTRY		
Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
June 3, 2022 Document Name:	Joint Status Report Steinbauer, Gary Edward Steinbauer, Gary Edward Steinbauer, Gary Edward Joint Status Report and Request To	Pennsylvania Independent Oil & Ga Pennsylvania Grade Crude Oil Coa Pennsylvania Independent Petroleu o Extend Continuance	li Petitioner	
June 6, 2022	Answer Filed Steinbauer, Gary Edward	Pennsylvania Independent Oil & Ga	os Datitionar	
	Steinbauer, Gary Edward Steinbauer, Gary Edward Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil Coa Pennsylvania Independent Petroleu	li Petitioner	
Document Name:	Answer to Preliminary Objections of	of Indepedent Regulatory Review Com	ımission	
June 9, 2022	Order Filed Per Curiam			06/09/2022
	NOW, June 9, 2022, upon confiled on June 3, 2022, the parties 24, 2022 advising this Court of	ed / Status Report Due June 24, 2022 sideration of the Joint Status Repos are directed to file a Joint Status the status of their settlement discurequest to extend the continuance hereby EXTENDED.	ort and Request to Report with this Co ussions and whethe	urt on or before June er any settlement has
June 13, 2022 Document Name:	Filed - Other McKinley, Christina Maria Manfredi McKinley, Christina Maria Manfredi McKinley, Christina Maria Manfredi Important Notice	Pennsylvania Independent Oil & Ga Pennsylvania Grade Crude Oil Coa Pennsylvania Independent Petroleu	li Petitioner	
	<u> </u>			
June 21, 2022 Document Name:	Preliminary Objections Demjanick, Jennie Elizabeth Of Respondents, To Petition For Re	Department of Environmental Prote eview In The Nature of A Complaint Fo	•	nctive
June 21, 2022	Preliminary Objections Klein, Peter William	Legislative Reference Bureau ure of a complaint for declaratory and	Respondent	
June 24, 2022	Joint Status Report Steinbauer, Gary Edward Steinbauer, Gary Edward Steinbauer, Gary Edward Demjanick, Jennie Elizabeth	Pennsylvania Independent Oil & Ga Pennsylvania Grade Crude Oil Coa Pennsylvania Independent Petroleu Department of Environmental Prote	as Petitioner li Petitioner ur Petitioner cc Respondent	
	Reiley, Robert Anthony	Environmental Quality Board	Respondent	

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November 5, 2025					
		DOCKET ENTRY			
Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date	
June 29, 2022	Order Directing Status Report			06/29/2022	
	Per Curiam				
Document Name:	Continuance Extended / Status Re	eport Due July 22, 2022			
Comment:	NOW, June 29, 2022, upon co	onsideration of the Joint Status I	Report and Request to	Extend Continuanc	
	filed on June 24, 2022, the pa	rties are directed to file a Joint	Status Report with thi	s Court on or befor	
	-	urt of the status of their settleme			
	.	, the request to extend the cont	inuance previously ord	ered by this Court i	
	GRANTED, and the continuance i	is hereby EXTENDED.			
July 21, 2022	Answer to Preliminary Objections				
	Steinbauer, Gary Edward	Pennsylvania Independent Oil 8			
	Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil	Coali Petitioner		
	Steinbauer, Gary Edward	Pennsylvania Independent Petr	oleur Petitioner		
Document Name:	Petitioner's Answer to POs of DEF	P and EQB			
July 21, 2022	Answer to Preliminary Objections				
	Steinbauer, Gary Edward	Pennsylvania Independent Oil 8	Ga։ Petitioner		
	Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil	Coali Petitioner		
	Steinbauer, Gary Edward	Pennsylvania Independent Petr	oleur Petitioner		
Document Name:	Petitioner's Answer to POs of Leg	islative Reference Bureau			
July 22, 2022	Joint Status Report				
• ,	Steinbauer, Gary Edward	Pennsylvania Independent Oil &	Ga։ Petitioner		
	Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil	Coali Petitioner		
	Steinbauer, Gary Edward	Pennsylvania Independent Petr	oleur Petitioner		
Document Name:	and Request to Extend Continuan	nce			
July 25, 2022	Order Directing Status Report			07/26/2022	
	Per Curiam				
Document Name:	The parties are directed to file a J	oint Status Report on 8/25/2022			
Comment:	NOW, July 26, 2022, upon co	nsideration of the Joint Status F	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				
		ent. Further, the parties are dire		=	
	whether any settlement has been	2022 advising the Court of the	e status of their settle	ment discussions and	
A		reacticu.			
August 25, 2022	Joint Status Report	Dannaylyania Indonandant Oil S	Car Datitionar		
	Steinbauer, Gary Edward	Pennsylvania Independent Oil & Pennsylvania Grade Crude Oil			
	Steinbauer, Gary Edward Steinbauer, Gary Edward	Pennsylvania Independent Petr			
Dogument Name:	and Request to stay	reillisylvallia illuepelluelli reil	oledi Feliliorlei		
Document Name.					
August 29, 2022	Order Directing Status Report			08/29/2022	
	Per Curiam Stay is Continued/ Status Benert	Due Sentember 2, 2022			
D (1)	Stay is Continued/ Status Report	Due September 2, 2022			
	-	consideration of the Joint Status			
	on August 25, 2022, wherein the	ne parties report that they have r	reached a settlement a	greement and require	
	on August 25, 2022, wherein the more time to memorialize the		reached a settlement a viously issued in thi	greement and requires matter is hereb	

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		DOCKET ENTRY		
Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
September 2, 2022	Stipulation Filed			
	Steinbauer, Gary Edward	Pennsylvania Independent Oil & Ga	s Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil Coal	li Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Independent Petroleu	r Petitioner	
	McKinley, Christina Maria Manfredi	Pennsylvania Independent Oil & Ga	s Petitioner	
	Mosites, Jean M.	Pennsylvania Independent Oil & Ga	s Petitioner	
	McKinley, Christina Maria Manfredi	Pennsylvania Grade Crude Oil Coal	li Petitioner	
	McKinley, Christina Maria Manfredi	Pennsylvania Independent Petroleu	r Petitioner	
	Mosites, Jean M.	Pennsylvania Grade Crude Oil Coal	li Petitioner	
	Mosites, Jean M.	Pennsylvania Independent Petroleu	r 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: 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:

Filed Date:

Filing Author: