Miscellaneous Docket Sheet **Commonwealth Court of Pennsylvania**

Docket Number: 249 MD 2022

November 20, 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**
IFP/Waiver:
Pro Se: No

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:

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COUNSEL INFORMATION

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**

IFP/Waiver:

Pro Se: No

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:

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COUNSEL INFORMATION

Petitioner **Pennsylvania Grade Crude Oil Coalition**
IFP/Waiver:
Pro Se: No

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**
IFP/Waiver:
Pro Se: No

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**
IFP/Waiver:
Pro Se: No
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**
IFP/Waiver:
Pro Se: No
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**
IFP/Waiver:
Pro Se: No
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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Miscellaneous Docket Sheet **Commonwealth Court of Pennsylvania**

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ORIGINAL RECORD CONTENT

Original Record Item	Filed Date	Content Description

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 Coali	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Independent Petroleur	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 Number: 249 MD 2022

November 20, 2026

DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
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: 1. 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. 2. 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. 3. 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. 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 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. 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	Pennsylvania Independent Oil & Gas	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil Coali	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Independent Petroleur	Petitioner	
Document Name:	Of the April 29, 2022 Order as Directed			
May 4, 2022	Answer to Application for Relief			
	Klein, Peter William	Legislative Reference Bureau	Respondent	
Document Name:	Legisltive Ref. Bur.'s Response to App. for Summary and Special Relief			
May 4, 2022	Notice			
	Klein, Peter William	Legislative Reference Bureau	Respondent	
Document Name:	Re: Service of Response to Petition for Review			
May 5, 2022	Entry of Appearance			
	Demjanick, Jennie Elizabeth	Department of Environmental Protec	Respondent	
Document Name:	of Jeannie E. Demjanick, Esq.			
May 5, 2022	Answer to Application for Relief			
	Demjanick, Jennie Elizabeth	Department of Environmental Protec	Respondent	
Document Name:	DEP & Environmental Quality Board Answer in Oppostion to Application for Expediated Summary and			
Comment:	Special Relief.			

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Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
May 5, 2022	Preliminary Objections			
	Johnson, Leslie A. Lewis	Independent Regulatory Review Cor	Respondent	
Document Name:	Independant Regulatory Review Commission's POs			
May 5, 2022	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			
May 6, 2022	Application for Continuance			
	Steinbauer, Gary Edward	Pennsylvania Independent Oil & Gas	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil Coali	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Independent Petroleur	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 Coali	Petitioner	
	McKinley, Christina Maria Manfredi	Pennsylvania Independent Petroleur	Petitioner	
	Mosites, Jean M.	Pennsylvania Grade Crude Oil Coali	Petitioner	
	Mosites, Jean M.	Pennsylvania Independent Petroleur	Petitioner	
	Demjanick, Jennie Elizabeth	Department of Environmental Protec	Respondent	
	Reiley, Robert Anthony	Environmental Quality Board	Respondent	
Document Name:	Jt. Motion for Continuance of Hearing and Related Deadlines in Court's April 29, 2022 Order			
May 6, 2022	Answer to Application for Continuance			
	Johnson, Leslie A. Lewis	Independent Regulatory Review Cor	Respondent	
May 6, 2022	Order Granting Application for Continuance			05/06/2022
	Per Curiam			
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),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 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.

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."

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Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
June 3, 2022	Joint Status Report			
	Steinbauer, Gary Edward	Pennsylvania Independent Oil & Gas	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil Coali	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Independent Petroleur	Petitioner	
Document Name:	Joint Status Report and Request To Extend Continuance			
June 6, 2022	Answer Filed			
	Steinbauer, Gary Edward	Pennsylvania Independent Oil & Gas	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil Coali	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Independent Petroleur	Petitioner	
Document Name:	Answer to Preliminary Objections of Indepedent Regulatory Review Commission			
June 9, 2022	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.			
June 13, 2022	Filed - Other			
	McKinley, Christina Maria Manfredi	Pennsylvania Independent Oil & Gas	Petitioner	
	McKinley, Christina Maria Manfredi	Pennsylvania Grade Crude Oil Coali	Petitioner	
	McKinley, Christina Maria Manfredi	Pennsylvania Independent Petroleur	Petitioner	
Document Name:	Important Notice			
June 21, 2022	Preliminary Objections			
	Demjanick, Jennie Elizabeth	Department of Environmental Protec	Respondent	
Document Name:	Of Respondents, To Petition For Review In The Nature of A Complaint For Declaratory & Injunctive			
June 21, 2022	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			
June 24, 2022	Joint Status Report			
	Steinbauer, Gary Edward	Pennsylvania Independent Oil & Gas	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil Coali	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Independent Petroleur	Petitioner	
	Demjanick, Jennie Elizabeth	Department of Environmental Protec	Respondent	
	Reiley, Robert Anthony	Environmental Quality Board	Respondent	
Document Name:	And Request to Extend Continuance			

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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 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.			
July 21, 2022	Answer to Preliminary Objections			
	Steinbauer, Gary Edward	Pennsylvania Independent Oil & Gas	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil Coali	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Independent Petroleur	Petitioner	
Document Name:	Petitioner's Answer to POs of DEP and EQB			
July 21, 2022	Answer to Preliminary Objections			
	Steinbauer, Gary Edward	Pennsylvania Independent Oil & Gas	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil Coali	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Independent Petroleur	Petitioner	
Document Name:	Petitioner's Answer to POs of Legislative Reference Bureau			
July 22, 2022	Joint Status Report			
	Steinbauer, Gary Edward	Pennsylvania Independent Oil & Gas	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil Coali	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Independent Petroleur	Petitioner	
Document Name:	and Request to Extend Continuance			
July 25, 2022	Order Directing Status Report			07/26/2022
	Per Curiam			
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.			
August 25, 2022	Joint Status Report			
	Steinbauer, Gary Edward	Pennsylvania Independent Oil & Gas	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil Coali	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Independent Petroleur	Petitioner	
Document Name:	and Request to stay			
August 29, 2022	Order Directing Status Report			08/29/2022
	Per Curiam			
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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November 20, 2026

DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
September 2, 2022	Stipulation Filed			
	Steinbauer, Gary Edward	Pennsylvania Independent Oil & Gas	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Grade Crude Oil Coali	Petitioner	
	Steinbauer, Gary Edward	Pennsylvania Independent Petroleur	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 Coali	Petitioner	
	McKinley, Christina Maria Manfredi	Pennsylvania Independent Petroleur	Petitioner	
	Mosites, Jean M.	Pennsylvania Grade Crude Oil Coali	Petitioner	
	Mosites, Jean M.	Pennsylvania Independent Petroleur	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:			

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