

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 247 MD 2022****Page 1 of 51****February 7, 2026****CAPTION**

Bowfin KeyCon Holdings, LLC;
 Chief Power Finance II, LLC;
 Chief Power Transfer Parent, LLC;
 KeyCon Power Holdings, LLC;
 GenOn Holdings, Inc.;
 Pennsylvania Coal Alliance;
 United Mine Workers of America;
 International Brotherhood of
 Electrical Workers; and
 International Brotherhood of
 Boilermakers, Iron Ship Builders,
 Blacksmiths, Forgers and
 Helpers,
 Petitioners

v.

Pennsylvania Department of
 Environmental Protection
 and Pennsylvania
 Environmental Quality Board,
 Respondents

CASE INFORMATION

Initiating Document: Petition for Review

Case Status: Active

Case Processing Status: November 1, 2023 Opinion or Memorandum and Dispositive Order Filed

Journal Number: 37-11-2022

Case Category: Miscellaneous Case Type(s): Equity

CONSOLIDATED CASES**RELATED CASES**

Docket No / Reason	Type
41 MD 2022 Similar Issue(s)	Related
357 MD 2022 Similar Issue(s)	Related

COUNSEL INFORMATION

Petitioner **United Mine Workers of America**

Pro Se: No

IFP Status:

Attorney: Overstreet, David R.
 Law Firm: Overstreet & Nestor, LLC
 Address: Overstreet & Nestor LLC
 461 Cochran Road Box 237
 Pittsburgh, PA 15228

Phone No: (717) 645-1861

Fax No:

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 247 MD 2022****Page 2 of 51****February 7, 2026****COUNSEL INFORMATION****Petitioner United Mine Workers of America**

Pro Se: No

IFP Status:

Attorney:	Nestor, Christopher R.	
Law Firm:	Overstreet & Nestor, LLC	
Address:	461 Cochran Rd. Box 237	
	Pittsburgh, PA 15228	
Phone No:	(717) 645-1861	Fax No:

Attorney:	Holtzman, Anthony Richard	
Law Firm:	K&L Gates LLP	
Address:	K& L Gates Llp	
	17 N 2ND St 18th Fl	
	Harrisburg, PA 17101-1507	
Phone No:	(717) 231-4500	Fax No:

Petitioner Pennsylvania Coal Alliance

Pro Se: No

IFP Status:

Attorney:	Overstreet, David R.	
Law Firm:	Overstreet & Nestor, LLC	
Address:	Overstreet & Nestor LLC	
	461 Cochran Road Box 237	
	Pittsburgh, PA 15228	
Phone No:	(717) 645-1861	Fax No:

Attorney:	Nestor, Christopher R.	
Law Firm:	Overstreet & Nestor, LLC	
Address:	461 Cochran Rd. Box 237	
	Pittsburgh, PA 15228	
Phone No:	(717) 645-1861	Fax No:

Attorney:	Holtzman, Anthony Richard	
Law Firm:	K&L Gates LLP	
Address:	K& L Gates Llp	
	17 N 2ND St 18th Fl	
	Harrisburg, PA 17101-1507	
Phone No:	(717) 231-4500	Fax No:

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 247 MD 2022****Page 3 of 51****February 7, 2026****COUNSEL INFORMATION****Petitioner KeyCon Power Holdings, LLC**

Pro Se: No

IFP Status:

Attorney: Holtzman, Anthony Richard

Law Firm: K&L Gates LLP

Address: K&L Gates Llp
17 N 2ND St 18th Fl
Harrisburg, PA 17101-1507

Phone No: (717) 231-4500

Fax No:

Attorney: Macfarlan, Tad John

Law Firm: K&L Gates LLP

Address: K&L Gates Llp
17 N 2ND St 18th Fl
Harrisburg, PA 17101-1507

Phone No: (717) 231-4513

Fax No:

Attorney: Vaitl, Jonathan Richard

Law Firm: K & L Gates LLP

Address: 17 N Second St Fl 18
Harrisburg, PA 17101-1507

Phone No: (717) 231-5830

Fax No:

Petitioner International Brotherhood of Electrical Workers

Pro Se: No

IFP Status:

Attorney: Overstreet, David R.

Law Firm: Overstreet & Nestor, LLC

Address: Overstreet & Nestor LLC
461 Cochran Road Box 237
Pittsburgh, PA 15228

Phone No: (717) 645-1861

Fax No:

Attorney: Nestor, Christopher R.

Law Firm: Overstreet & Nestor, LLC

Address: 461 Cochran Rd. Box 237
Pittsburgh, PA 15228

Phone No: (717) 645-1861

Fax No:

Attorney: Holtzman, Anthony Richard

Law Firm: K&L Gates LLP

Address: K&L Gates Llp
17 N 2ND St 18th Fl
Harrisburg, PA 17101-1507

Phone No: (717) 231-4500

Fax No:

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 247 MD 2022****Page 4 of 51****February 7, 2026****COUNSEL INFORMATION****Petitioner International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers and Helpers**

Pro Se: No

IFP Status:

Attorney: Overstreet, David R.
 Law Firm: Overstreet & Nestor, LLC
 Address: Overstreet & Nestor LLC
 461 Cochran Road Box 237
 Pittsburgh, PA 15228
 Phone No: (717) 645-1861 Fax No:

Attorney: Nestor, Christopher R.
 Law Firm: Overstreet & Nestor, LLC
 Address: 461 Cochran Rd. Box 237
 Pittsburgh, PA 15228
 Phone No: (717) 645-1861 Fax No:

Attorney: Holtzman, Anthony Richard
 Law Firm: K&L Gates LLP
 Address: K&L Gates Llp
 17 N 2ND St 18th Fl
 Harrisburg, PA 17101-1507
 Phone No: (717) 231-4500 Fax No:

Attorney: Macfarlan, Tad John
 Law Firm: K&L Gates LLP
 Address: K&L Gates Llp
 17 N 2ND St 18th Fl
 Harrisburg, PA 17101-1507
 Phone No: (717) 231-4513 Fax No:

Petitioner GenOn Holdings, Inc.

Pro Se: No

IFP Status:

Attorney: Holtzman, Anthony Richard
 Law Firm: K&L Gates LLP
 Address: K&L Gates Llp
 17 N 2ND St 18th Fl
 Harrisburg, PA 17101-1507
 Phone No: (717) 231-4500 Fax No:

Attorney: Macfarlan, Tad John
 Law Firm: K&L Gates LLP
 Address: K&L Gates Llp
 17 N 2ND St 18th Fl
 Harrisburg, PA 17101-1507
 Phone No: (717) 231-4513 Fax No:

Attorney: Vaitl, Jonathan Richard
 Law Firm: K & L Gates LLP
 Address: 17 N Second St Fl 18
 Harrisburg, PA 17101-1507
 Phone No: (717) 231-5830 Fax No:

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 247 MD 2022****Page 5 of 51****February 7, 2026****COUNSEL INFORMATION****Petitioner Chief Power Transfer Parent, LLC**

Pro Se: No

IFP Status:

Attorney: Holtzman, Anthony Richard

Law Firm: K&L Gates LLP

Address: K&L Gates Llp
17 N 2ND St 18th Fl
Harrisburg, PA 17101-1507

Phone No: (717) 231-4500

Fax No:

Attorney: Macfarlan, Tad John

Law Firm: K&L Gates LLP

Address: K&L Gates Llp
17 N 2ND St 18th Fl
Harrisburg, PA 17101-1507

Phone No: (717) 231-4513

Fax No:

Attorney: Vaitl, Jonathan Richard

Law Firm: K & L Gates LLP

Address: 17 N Second St Fl 18
Harrisburg, PA 17101-1507

Phone No: (717) 231-5830

Fax No:

Petitioner Chief Power Finance II, LLC

Pro Se: No

IFP Status:

Attorney: Holtzman, Anthony Richard

Law Firm: K&L Gates LLP

Address: K&L Gates Llp
17 N 2ND St 18th Fl
Harrisburg, PA 17101-1507

Phone No: (717) 231-4500

Fax No:

Attorney: Macfarlan, Tad John

Law Firm: K&L Gates LLP

Address: K&L Gates Llp
17 N 2ND St 18th Fl
Harrisburg, PA 17101-1507

Phone No: (717) 231-4513

Fax No:

Attorney: Vaitl, Jonathan Richard

Law Firm: K & L Gates LLP

Address: 17 N Second St Fl 18
Harrisburg, PA 17101-1507

Phone No: (717) 231-5830

Fax No:

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 247 MD 2022****Page 6 of 51****February 7, 2026****COUNSEL INFORMATION****Petitioner Bowfin KeyCon Holdings LLC**

Pro Se: No

IFP Status:

Attorney: Holtzman, Anthony Richard
 Law Firm: K & L Gates LLP
 Address: 17 N 2ND St 18th Fl
 Harrisburg, PA 17101-1507
 Phone No: (717) 231-4500

Fax No:

Attorney: Macfarlan, Tad John
 Law Firm: K&L Gates LLP
 Address: K&L Gates Llp
 17 N 2ND St 18th Fl
 Harrisburg, PA 17101-1507
 Phone No: (717) 231-4513

Fax No:

Attorney: Vaitl, Jonathan Richard
 Law Firm: K & L Gates LLP
 Address: 17 N Second St Fl 18
 Harrisburg, PA 17101-1507
 Phone No: (717) 231-5830

Fax No:

Amicus Curiae Widener Commonwealth Law School Environmental Law and Sustainability Center

Pro Se: No

IFP Status:

Attorney: Dernbach, John C.
 Address: 251 North 27th Street, Camp Hill, PA, USA
 3800 Vartan Wy
 Camp Hill, PA 17011
 Phone No: (717) 541-1933

Fax No:

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 247 MD 2022****Page 7 of 51****February 7, 2026****COUNSEL INFORMATION****Amicus Curiae Tenaska Westmoreland Management, LLC**

Pro Se: No

IFP Status:

Attorney: Bockis, Andrew Tyler
 Address: Saul Ewing Arnstein & Lehr LLP
 2 N 2ND St Fl 7
 Harrisburg, PA 17101-1619
 Phone No: (717) 257-7520 Fax No:

Attorney: Dixon, John Rolland
 Law Firm: Saul Ewing Arnstein & Lehr LLP
 Address: Saul Ewing Arnstein & Lehr
 2 N Second St 7th Fl
 Harrisburg, PA 17101
 Phone No: (717) 257-7561 Fax No:

Attorney: Simon, Shane Patrick
 Law Firm: Saul Ewing Arnstein & Lehr LLP
 Address: 1500 Market St 38th Fl
 Philadelphia, PA 19102
 Phone No: (215) 972-7160 Fax No:

Attorney: Feinauer, Blaine Robert
 Address: Saul Ewing Arnstein & Lehr LLP
 1200 Liberty Ridge Dr Ste 200
 Wayne, PA 19087
 Phone No: (610) 251-5776 Fax No:

Amicus Curiae State of Rhode Island

Pro Se: No

IFP Status:

Attorney: Neronha, Peter
 Address: Attorney General
 150 South Main Street
 Providence, RI 02903

Amicus Curiae State of New York

Pro Se: No

IFP Status:

Attorney: Lusignan, Brian
 Address: The Capital
 Albany, NY 12224
 Phone No: (518) 776-2399 Fax No:

Amicus Curiae State of Maryland

Pro Se: No

IFP Status:

Attorney: Frosh, Brian
 Address: 200 St. Paul Place
 Baltimore, MD 21202

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 247 MD 2022****Page 8 of 51****February 7, 2026****COUNSEL INFORMATION****Amicus Curiae State of Maine**

Pro Se: No

IFP Status:

Attorney: Frey, Aaron M.
 Address: 6 State House Station
 Augusta, ME 04333-0006

Amicus Curiae State of Connecticut

Pro Se: No

IFP Status:

Attorney: Tong, William
 Address: 165 Capitol Avenue
 Hartford, CT 06106

Amicus Curiae Pennsylvania Scientists

Pro Se: No

IFP Status:

Attorney: Harvey, Stephen G.
 Law Firm: Steve Harvey Law LLC
 Address: 1880 Jfk Blvd Ste 1715
 Philadelphia, PA 19103
 Phone No: (215) 438-6600 Fax No:

Attorney: Gehring, Michael E.
 Law Firm: Steve Harvey Law LLC
 Address: 1880 John F Kennedy Blvd Ste 1715
 Philadelphia, PA 19103
 Phone No: (215) 438-6600 Fax No:

Attorney: Conway, Eileen Kelly
 Address: 1880 John F. Kennedy Blvd
 Suite 1715
 Philadelphia, PA 19103
 Phone No: (215) 438-6600 Fax No:

Amicus Curiae Pennsylvania Manufacturer's Association

Pro Se: No

IFP Status:

Attorney: Beckley, Charles Owen, II
 Law Firm: Beckley & Madden, LLC
 Address: Beckley & Madden LLC
 212 N 3RD St Ste 301
 Harrisburg, PA 17101-1505
 Phone No: (717) 233-7691 Fax No:

Attorney: Beckley, Thomas Sanford
 Law Firm: Beckley & Madden, LLC
 Address: Beckley & Madden LLC
 212 N 3RD St Ste 301
 Harrisburg, PA 17101
 Phone No: (717) 233-7691 Fax No:

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 247 MD 2022****Page 9 of 51****February 7, 2026****COUNSEL INFORMATION****Amicus Curiae Pennsylvania Environmental Council**

Pro Se: No

IFP Status:

Attorney: Woodwell, Davitt Bell
 Law Firm: PENNSYLVANIA ENVIRONMENTAL COUNCIL
 Address: Pa Environmental Council
 810 River Ave # 201
 Pittsburgh, PA 15212
 Phone No: (412) 481-9400 Fax No:

Amicus Curiae Pennsylvania Energy Consumer Alliance

Pro Se: No

IFP Status:

Attorney: Beckley, Charles Owen, II
 Law Firm: Beckley & Madden, LLC
 Address: Beckley & Madden LLC
 212 N 3RD St Ste 301
 Harrisburg, PA 17101-1505
 Phone No: (717) 233-7691 Fax No:

Attorney: Beckley, Thomas Sanford
 Law Firm: Beckley & Madden, LLC
 Address: Beckley & Madden LLC
 212 N 3RD St Ste 301
 Harrisburg, PA 17101
 Phone No: (717) 233-7691 Fax No:

Amicus Curiae Pennsylvania Chamber of Business and Industry

Pro Se: No

IFP Status:

Attorney: Beckley, Charles Owen, II
 Law Firm: Beckley & Madden, LLC
 Address: Beckley & Madden LLC
 212 N 3RD St Ste 301
 Harrisburg, PA 17101-1505
 Phone No: (717) 233-7691 Fax No:

Attorney: Beckley, Thomas Sanford
 Law Firm: Beckley & Madden, LLC
 Address: Beckley & Madden LLC
 212 N 3RD St Ste 301
 Harrisburg, PA 17101
 Phone No: (717) 233-7691 Fax No:

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 247 MD 2022****Page 10 of 51****February 7, 2026****COUNSEL INFORMATION****Amicus Curiae National Federation of Independent Business**

Pro Se: No

IFP Status:

Attorney: Beckley, Charles Owen, II
 Law Firm: Beckley & Madden, LLC
 Address: Beckley & Madden LLC
 212 N 3RD St Ste 301
 Harrisburg, PA 17101-1505
 Phone No: (717) 233-7691

Fax No:

Attorney: Beckley, Thomas Sanford
 Law Firm: Beckley & Madden, LLC
 Address: Beckley & Madden LLC
 212 N 3RD St Ste 301
 Harrisburg, PA 17101
 Phone No: (717) 233-7691

Fax No:

Amicus Curiae Keystone Energy Efficiency Alliance

Pro Se: No

IFP Status:

Attorney: Brown, C. Baird
 Law Firm: eco(n)law LLC
 Address: 230 S Broad St
 17th Floor
 Philadelphia, PA 19102
 Phone No: (215) 586-6615

Fax No:

Amicus Curiae Industrial Energy Consumers of Pennsylvania

Pro Se: No

IFP Status:

Attorney: Beckley, Charles Owen, II
 Law Firm: Beckley & Madden, LLC
 Address: Beckley & Madden LLC
 212 N 3RD St Ste 301
 Harrisburg, PA 17101-1505
 Phone No: (717) 233-7691

Fax No:

Attorney: Beckley, Thomas Sanford
 Law Firm: Beckley & Madden, LLC
 Address: Beckley & Madden LLC
 212 N 3RD St Ste 301
 Harrisburg, PA 17101
 Phone No: (717) 233-7691

Fax No:

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 247 MD 2022****Page 11 of 51****February 7, 2026****COUNSEL INFORMATION****Amicus Curiae Fairless Energy, L.L.C.**

Pro Se: No

IFP Status:

Attorney: Bockis, Andrew Tyler
 Address: Saul Ewing Arnstein & Lehr LLP
 2 N 2ND St Fl 7
 Harrisburg, PA 17101-1619
 Phone No: (717) 257-7520 Fax No:

Attorney: Dixon, John Rolland
 Law Firm: Saul Ewing Arnstein & Lehr LLP
 Address: Saul Ewing Arnstein & Lehr
 2 N Second St 7th Fl
 Harrisburg, PA 17101
 Phone No: (717) 257-7561 Fax No:

Attorney: Simon, Shane Patrick
 Law Firm: Saul Ewing Arnstein & Lehr LLP
 Address: 1500 Market St 38th Fl
 Philadelphia, PA 19102
 Phone No: (215) 972-7160 Fax No:

Attorney: Feinauer, Blaine Robert
 Address: Saul Ewing Arnstein & Lehr LLP
 1200 Liberty Ridge Dr Ste 200
 Wayne, PA 19087
 Phone No: (610) 251-5776 Fax No:

Amicus Curiae Constellation Energy Generation LLC

Pro Se: No

IFP Status:

Attorney: Fontaine, Peter Jonathan
 Law Firm: Cozen O'Connor
 Address: 1650 Market St
 Philadelphia, PA 19103
 Phone No: (215) 665-2000 Fax No:

Attorney: Hummel, Amorie Ivette
 Law Firm: Cozen O'Connor
 Address: 1 Liberty Pl
 1650 Market St Ste 2800
 Philadelphia, PA 19103
 Phone No: (484) 597-9109 Fax No:

Attorney: Van Orden, James F.
 Law Firm: Cozen O'Connor
 Address: 1650 Market Street, Suite 2800
 Philadelphia, PA 19103
 Phone No: (215) 665-4625 Fax No:

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 247 MD 2022****Page 12 of 51****February 7, 2026****COUNSEL INFORMATION****Amicus Curiae Constellation Energy Corporation**

Pro Se: No

IFP Status:

Attorney: Fontaine, Peter Jonathan
 Law Firm: Cozen O'Connor
 Address: 1650 Market St
 Philadelphia, PA 19103
 Phone No: (215) 665-2000

Fax No:

Attorney: Hummel, Amorie Ivette
 Law Firm: Cozen O'Connor
 Address: 1 Liberty Pl
 1650 Market St Ste 2800
 Philadelphia, PA 19103
 Phone No: (484) 597-9109

Fax No:

Attorney: Van Orden, James F.
 Law Firm: Cozen O'Connor
 Address: 1650 Market Street, Suite 2800
 Philadelphia, PA 19103
 Phone No: (215) 665-4625

Fax No:

Amicus Curiae Commonwealth of Massachusetts

Pro Se: No

IFP Status:

Attorney: Healy, Maura
 Address: Attorney General
 1 Ashburton Place, 18th Floor
 Boston, MA 02108

Amicus Curiae City of New York

Pro Se: No

IFP Status:

Attorney: Hinds-Radix, Sylvia O.
 Address: Corporation Council
 100 Church Street
 New York, NY 10007

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 247 MD 2022****Page 13 of 51****February 7, 2026****COUNSEL INFORMATION****Amicus Curiae Calpine Corporation**

Pro Se: No

IFP Status:

Attorney: Bockis, Andrew Tyler
 Address: Saul Ewing Arnstein & Lehr LLP
 2 N 2ND St Fl 7
 Harrisburg, PA 17101-1619
 Phone No: (717) 257-7520 Fax No:

Attorney: Dixon, John Rolland
 Law Firm: Saul Ewing Arnstein & Lehr LLP
 Address: Saul Ewing Arnstein & Lehr
 2 N Second St 7th Fl
 Harrisburg, PA 17101
 Phone No: (717) 257-7561 Fax No:

Attorney: Simon, Shane Patrick
 Law Firm: Saul Ewing Arnstein & Lehr LLP
 Address: 1500 Market St 38th Fl
 Philadelphia, PA 19102
 Phone No: (215) 972-7160 Fax No:

Attorney: Feinauer, Blaine Robert
 Address: Saul Ewing Arnstein & Lehr LLP
 1200 Liberty Ridge Dr Ste 200
 Wayne, PA 19087
 Phone No: (610) 251-5776 Fax No:

Intervenor Sierra Club

Pro Se: No

IFP Status:

Attorney: O'Neill, Jessica Rose
 Law Firm: Citizens for Pennsylvania's Future
 Address: 1429 Walnut St Ste 400
 Philadelphia, PA 19102
 Phone No: (843) 906-6402 Fax No:

Attorney: Kilbert, Angela Mae
 Law Firm: PennFuture
 Address: 200 First Ave
 Ste 200
 Pittsburgh, PA 15222
 Phone No: (412) 760-8495 Fax No:

Attorney: Bast, Emma Hope
 Law Firm: PennFuture
 Address: 1429 Walnut St Ste 400
 Philadelphia, PA 19102
 Phone No: (267) 838-9154 Fax No:

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 14 of 51

February 7, 2026



COUNSEL INFORMATION

Intervenor Environmental Defense Fund

Pro Se: No

IFP Status:

Attorney: O'Neill, Jessica Rose
Law Firm: Citizens for Pennsylvania's Future
Address: 1429 Walnut St Ste 400
Philadelphia, PA 19102
Phone No: (843) 906-6402 Fax No:

Attorney: Clabbers, Nicholas Michael
Law Firm: Kaplan Kirsch & Rockwell LLP
Address: 1675 Broadway Suite 2300
Denver, CO 80202
Phone No: (303) 825-7000 Fax No:

Attorney: Bloomfield, Thomas A.
Law Firm: Kaplan Kirsch & Rockwell, LLP
Address: 1675 Broadway Suite 2300
Denver, CO 80202
Phone No: (303) 825-7000 Fax No:

Attorney: Keane, Sarah M.
Law Firm: Kaplan Kirsch & Rockwell, LLP
Address: 1675 Broadway Suite 2300
Denver, CO 80202

Attorney: Rattiner, Brandon M.
Law Firm: Kaplan Kirsch & Rockwell, LLP
Address: 1675 Broadway Suite 2300
Denver, CO 80202
Phone No: (303) 825-7000 Fax No:

Attorney: Caravello, Samantha R.
Law Firm: Kaplan Kirsch & Rockwell, LLP
Address: 1675 Broadway Suite 2300
Denver, CO 80202
Phone No: (303) 825-7000 Fax No:

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 247 MD 2022****Page 15 of 51****February 7, 2026****COUNSEL INFORMATION****Intervenor Clean Air Council**

Pro Se: No

IFP Status:

Attorney: O'Neill, Jessica Rose
 Law Firm: Citizens for Pennsylvania's Future
 Address: 1429 Walnut St Ste 400
 Philadelphia, PA 19102
 Phone No: (843) 906-6402 Fax No:

Attorney: Bomstein, Alexander George
 Law Firm: Clean Air Council
 Address: 1617 Jfk Blvd Ste 1130
 Philadelphia, PA 19103
 Phone No: (215) 567-4004 Fax No:

Attorney: Routh, Robert M.
 Law Firm: Clean Air Council
 Address: 1617 JFK Boulevard Suite 1130
 Philadelphia, PA 19103

Intervenor Citizens for Pennsylvania's Future

Pro Se: No

IFP Status:

Attorney: O'Neill, Jessica Rose
 Law Firm: Citizens for Pennsylvania's Future
 Address: 1429 Walnut St Ste 400
 Philadelphia, PA 19102
 Phone No: (843) 906-6402 Fax No:

Attorney: Kilbert, Angela Mae
 Law Firm: PennFuture
 Address: 200 First Ave
 Ste 200
 Pittsburgh, PA 15222
 Phone No: (412) 760-8495 Fax No:

Attorney: Bast, Emma Hope
 Law Firm: PennFuture
 Address: 1429 Walnut St Ste 400
 Philadelphia, PA 19102
 Phone No: (267) 838-9154 Fax No:

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 16 of 51

February 7, 2026



COUNSEL INFORMATION

Respondent **Pennsylvania 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:

Attorney: White, Matthew Adam
Law Firm: Ballard Spahr, LLP
Address: Ballard Spahr Llp
 1735 Market St Fl 51
 Philadelphia, PA 19103-7599

Phone No: (215) 864-8849 Fax No:

Attorney: Hazlett, Thomas W.
Law Firm: Ballard Spahr, LLP
Address: Ballard Spahr Llp
 1735 Market St Fl 51
 Philadelphia, PA 19103

Phone No: (215) 665-8500 Fax No:

Attorney: Gallagher, Thomas Joseph, IV
Law Firm: Ballard Spahr, LLP
Address: Ballard Spahr Llp
 1735 Market St
 Philadelphia, PA 19103-7599

Phone No: (215) 864-8383 Fax No:

Attorney: Kearney, Brian Nolan
Law Firm: Ballard Spahr, LLP
Address: Ballard Spahr Llp
 1735 Market St 51st Fl
 Philadelphia, PA 19103-7599

Phone No: (609) 284-2479 Fax No:

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 247 MD 2022****Page 17 of 51****February 7, 2026****COUNSEL INFORMATION****Respondent Pennsylvania 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: White, Matthew Adam
 Law Firm: Ballard Spahr, LLP
 Address: Ballard Spahr Llp
 1735 Market St Fl 51
 Philadelphia, PA 19103-7599
 Phone No: (215) 864-8849 Fax No:

Attorney: Hazlett, Thomas W.
 Law Firm: Ballard Spahr, LLP
 Address: Ballard Spahr Llp
 1735 Market St Fl 51
 Philadelphia, PA 19103
 Phone No: (215) 665-8500 Fax No:

Attorney: Gallagher, Thomas Joseph, IV
 Law Firm: Ballard Spahr, LLP
 Address: Ballard Spahr Llp
 1735 Market St
 Philadelphia, PA 19103-7599
 Phone No: (215) 864-8383 Fax No:

Attorney: Kearney, Brian Nolan
 Law Firm: Ballard Spahr, LLP
 Address: Ballard Spahr Llp
 1735 Market St 51st Fl
 Philadelphia, PA 19103-7599
 Phone No: (609) 284-2479 Fax No:

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 247 MD 2022****Page 18 of 51****February 7, 2026****FEE INFORMATION**

Fee Dt	Fee Name	Fee Amt	Receipt Dt	Receipt No	Receipt Amt
04/25/2022	Miscellaneous Docket Filing Fee	70.25	04/25/2022	2022-CMW-H-000816	70.25
05/05/2022	Copy Work (Per Page)	124.00	05/05/2022	2022-CMW-H-000879	124.00
05/12/2022	Copy Work (Per Page)	119.50	05/12/2022	2022-CMW-H-000937	119.50
05/18/2022	Copy Work (Per Page)	7.00	05/18/2022	2022-CMW-H-000971	7.00
05/26/2022	Copy Work (Per Page)	58.00	05/26/2022	2022-CMW-H-001038	58.00
07/01/2022	Copy Work (Per Page)	63.00	07/01/2022	2022-CMW-H-001267	63.00
07/22/2022	Copy Work (Per Page)	101.00	07/22/2022	2022-CMW-H-001406	101.00
07/25/2022	Copy Work (Per Page)	24.50	07/25/2022	2022-CMW-H-001432	24.50
08/08/2022	Copy Work (Per Page)	42.00	08/08/2022	2022-CMW-H-001506	42.00
10/13/2022	Copy Work (Per Page)	34.50	10/13/2022	2022-CMW-H-001932	34.50
10/14/2022	Copy Work (Per Page)	19.50	10/14/2022	2022-CMW-H-001938	19.50
10/20/2022	Copy Work (Per Page)	15.50	10/20/2022	2022-CMW-H-001973	15.50
02/02/2023	Copy Work (Per Page)	14.00	02/02/2023	2023-CMW-H-000200	14.00
12/21/2023	Copy Work (Per Page)	154.50	12/21/2023	2023-CMW-H-002079	154.50

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:

ORIGINAL RECORD CONTENT

Original Record Item	Filed Date	Content Description
----------------------	------------	---------------------

Date of Remand of Record:**BRIEFING SCHEDULE****Amicus Curiae****Intervenor****Calpine Corporation****Citizens for Pennsylvania's Future****Brief****Brief**

Due: Filed: October 14, 2022

Due: Filed: September 23, 2022

City of New York**Clean Air Council****Brief****Brief**

Due: Filed: October 14, 2022

Due: Filed: September 23, 2022

Commonwealth of Massachusetts**Environmental Defense Fund****Brief****Brief**

Due: Filed: October 14, 2022

Due: Filed: September 23, 2022

Constellation Energy Corporation**Sierra Club****Brief****Brief**

Due: Filed: October 14, 2022

Due: Filed: September 23, 2022

Constellation Energy Generation LLC**Respondent**

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 247 MD 2022****Page 19 of 51****February 7, 2026****BRIEFING SCHEDULE****Amicus Curiae****Constellation Energy Generation LLC****Brief**

Due: Filed: October 14, 2022

Fairless Energy, L.L.C.**Brief**

Due: Filed: October 14, 2022

Industrial Energy Consumers of Pennsylvania**Brief**

Due: Filed: September 23, 2022

National Federation of Independent Business**Brief**

Due: Filed: September 23, 2022

Natural Resources Defense Council**Brief**

Due: Filed: September 23, 2022

Pennsylvania Chamber of Business and Industry**Brief**

Due: Filed: September 23, 2022

Pennsylvania Energy Consumer Alliance**Brief**

Due: Filed: September 23, 2022

Pennsylvania Environmental Council**Brief**

Due: Filed: October 19, 2022

Pennsylvania Manufacturer's Association**Brief**

Due: Filed: September 23, 2022

State of Connecticut**Brief**

Due: Filed: October 14, 2022

State of Maine**Brief**

Due: Filed: October 14, 2022

State of Maryland**Brief**

Due: Filed: October 14, 2022

Respondent**Pennsylvania Department of Environmental Protection****Brief****Reply Brief**

Due: Filed: October 21, 2022

Pennsylvania Environmental Quality Board**Brief****Reply Brief**

Due: Filed: October 21, 2022

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 20 of 51

February 7, 2026



BRIEFING SCHEDULE

Amicus Curiae

State of New Jersey

Brief

Due: Filed: October 14, 2022

State of New York

Brief

Due: Filed: October 14, 2022

State of Rhode Island

Brief

Due: Filed: October 14, 2022

Tenaska Westmoreland Management, LLC

Brief

Due: Filed: October 14, 2022

**Widener Commonwealth Law School Environmental
Law and Sustainability Center**

Brief

Due: Filed: September 23, 2022

Petitioner

Bowfin KeyCon Holdings LLC

Brief

Due: September 23, 2022 Filed: September 23, 2022

Due: Filed: October 14, 2022

Reply Brief

Due: Filed: October 21, 2022

Chief Power Finance II, LLC

Brief

Due: September 23, 2022 Filed: September 23, 2022

Due: Filed: October 14, 2022

Reply Brief

Due: Filed: October 21, 2022

Chief Power Transfer Parent, LLC

Brief

Due: September 23, 2022 Filed: September 23, 2022

Due: Filed: October 14, 2022

Reply Brief

Due: Filed: October 21, 2022

GenOn Holdings, Inc.

Brief

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 21 of 51

February 7, 2026



BRIEFING SCHEDULE

Petitioner

GenOn Holdings, Inc.

Brief

Due: September 23, 2022

Filed: September 23, 2022

Due:

Filed: October 14, 2022

Reply Brief

Due:

Filed: October 21, 2022

**International Brotherhood of Boilermakers, Iron Ship
Builders, Blacksmiths, Forgers and Helpers**

Brief

Due: September 23, 2022

Filed: September 23, 2022

Due:

Filed: October 14, 2022

Reply Brief

Due:

Filed: October 21, 2022

International Brotherhood of Electrical Workers

Brief

Due: September 23, 2022

Filed: September 23, 2022

Due:

Filed: October 14, 2022

Reply Brief

Due:

Filed: October 21, 2022

KeyCon Power Holdings, LLC

Brief

Due: September 23, 2022

Filed: September 23, 2022

Due:

Filed: October 14, 2022

Reply Brief

Due:

Filed: October 21, 2022

Pennsylvania Coal Alliance

Brief

Due: September 23, 2022

Filed: September 23, 2022

Due:

Filed: October 14, 2022

Reply Brief

Due:

Filed: October 21, 2022

United Mine Workers of America

Brief

Due: September 23, 2022

Filed: September 23, 2022

Due:

Filed: October 14, 2022

Reply Brief

Due:

Filed: October 21, 2022

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 22 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
April 25, 2022	Petition for Review Filed			
	Bowfin KeyCon Holdings LLC		Petitioner	
	Chief Power Finance II, LLC		Petitioner	
	Chief Power Transfer Parent, LLC		Petitioner	
	KeyCon Power Holdings, LLC		Petitioner	
	GenOn Holdings, Inc.		Petitioner	
	Pennsylvania Coal Alliance		Petitioner	
	United Mine Workers of America		Petitioner	
	International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers and Helpers		Petitioner	
	International Brotherhood of Electrical Workers		Petitioner	
April 25, 2022	Petition for Preliminary Injunction			
	Holtzman, Anthony Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Holtzman, Anthony Richard	GenOn Holdings, Inc.	Petitioner	
	Holtzman, Anthony Richard	KeyCon Power Holdings, LLC	Petitioner	
	Holtzman, Anthony Richard	Pennsylvania Coal Alliance	Petitioner	
	Holtzman, Anthony Richard	Chief Power Finance II, LLC	Petitioner	
	Holtzman, Anthony Richard	United Mine Workers of America	Petitioner	
	Holtzman, Anthony Richard	Chief Power Transfer Parent, LLC	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Electric	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Boilerm	Petitioner	
Document Name: PAC-FILE Application for Preliminary Injunction				
April 25, 2022	Petitioner's Brief Filed			
	Bowfin KeyCon Holdings LLC		Petitioner	
	Chief Power Finance II, LLC		Petitioner	
	Chief Power Transfer Parent, LLC		Petitioner	
	KeyCon Power Holdings, LLC		Petitioner	
	GenOn Holdings, Inc.		Petitioner	
	Pennsylvania Coal Alliance		Petitioner	
	United Mine Workers of America		Petitioner	
	International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers and Helpers		Petitioner	
	International Brotherhood of Electrical Workers		Petitioner	
Document Name: Brief in Support of Application for Preliminary Injunction				
April 26, 2022	Notice Exited			04/26/2022
	Commonwealth Court Filing Office			

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 23 of 51

February 7, 2026



DOCKET ENTRY				
Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
April 27, 2022	Certificate of Service Filed			
	Holtzman, Anthony Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Finance II, LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Transfer Parent, LLC	Petitioner	
	Holtzman, Anthony Richard	KeyCon Power Holdings, LLC	Petitioner	
	Holtzman, Anthony Richard	GenOn Holdings, Inc.	Petitioner	
April 27, 2022	Order Filed			04/27/2022
	Per Curiam			
	Document Name: Respondents are Directed to File an Answer to Application for Preliminary Injunction by May 3, 2022			
	Comment: NOW, April 27, 2022, upon review of the above matter, Respondents shall file and serve an answer to Petitioners' Application for Preliminary Injunction no later than Tuesday, May 3, 2022, 4:00 p.m.			
April 27, 2022	Entry of Appearance			
	Reiley, Robert Anthony	Pennsylvania Environmental Quality	Respondent	
May 2, 2022	Entry of Appearance			
	Kearney, Brian Nolan	Pennsylvania Department of Environ	Respondent	
	Kearney, Brian Nolan	Pennsylvania Environmental Quality	Respondent	
	Gallagher, Thomas Joseph, IV	Pennsylvania Department of Environ	Respondent	
	Hazlett, Thomas W.	Pennsylvania Department of Environ	Respondent	
	White, Matthew Adam	Pennsylvania Department of Environ	Respondent	
	Gallagher, Thomas Joseph, IV	Pennsylvania Environmental Quality	Respondent	
	Hazlett, Thomas W.	Pennsylvania Environmental Quality	Respondent	
May 2, 2022	Letter			
	Kearney, Brian Nolan	Pennsylvania Department of Environ	Respondent	
	Kearney, Brian Nolan	Pennsylvania Environmental Quality	Respondent	
	Document Name: Requesting Conference			
May 2, 2022	Status Conference Scheduled			05/02/2022
	Per Curiam			
	Document Name: May 5, 2022 at 10:00 am, PJC, Harrisburg			
	Comment: NOW, May 2, 2022, it appearing that the issues in the above-captioned matter are related to the issues raised in McDonnell v. Pennsylvania Legislative Reference Bureau (Pa. Cmwlth., No. 41 M.D. 2022), and that a status conference in McDonnell is scheduled for Thursday, May 5, 2022, at 10:00 a.m., in Courtroom 3001, Pennsylvania Judicial Center, Third Floor, 601 Commonwealth Avenue, Harrisburg, Pa., in the interest of judicial economy, the parties in this matter are directed to appear and be prepared to participate in that status conference.			
	To reduce the risk of transmission of the COVID-19 virus, all persons participating in or observing the hearing shall adhere to all Pennsylvania Judicial Center and Commonwealth Court COVID-19 precautions and protocols while in the Pennsylvania Judicial Center that may include, but not be limited to, the wearing of facemasks and social distancing.			
May 2, 2022	Entry of Appearance			
	Fontaine, Peter Jonathan	Constellation Energy Corporation	Possible Intervenor	
	Fontaine, Peter Jonathan	Constellation Energy Generation LLC	Possible Intervenor	
	Document Name: Atty. Fontain			

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 24 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
May 2, 2022	Entry of Appearance Van Orden, James F. Van Orden, James F. Document Name: Atty. Van Orden	Constellation Energy Corporation Constellation Energy Generation LLC	Possible Intervenor Possible Intervenor	
May 2, 2022	Entry of Appearance Hummel, Amorie Ivette Hummel, Amorie Ivette Document Name: Atty. Hummel	Constellation Energy Corporation Constellation Energy Generation LLC	Possible Intervenor Possible Intervenor	
May 3, 2022	Answer Filed Gallagher, Thomas Joseph, IV Gallagher, Thomas Joseph, IV Hazlett, Thomas W. Hazlett, Thomas W. Kearney, Brian Nolan Kearney, Brian Nolan White, Matthew Adam White, Matthew Adam Document Name: Respondents' Answer to Petitioner's Application for Preliminary Injunction.	Pennsylvania Department of Environ Respondent Pennsylvania Environmental Quality Respondent Pennsylvania Environmental Quality Respondent Pennsylvania Department of Environ Respondent Pennsylvania Environmental Quality Respondent Pennsylvania Department of Environ Respondent Pennsylvania Environmental Quality Respondent Pennsylvania Department of Environ Respondent		
May 3, 2022	Application for Intervention (Pa.R.A.P. 1531b) Bast, Emma Hope Bast, Emma Hope Document Name: of Citizens for PA's Future, Clean Air Council, Sierra Club, The National Resources Defense Council Comment: and Environmental Defense Fund.	Citizens for Pennsylvania's Future Sierra Club	Intervenor Intervenor	
May 3, 2022	Entry of Appearance Bast, Emma Hope Bast, Emma Hope Document Name: for Emma Bast	Citizens for Pennsylvania's Future Sierra Club	Intervenor Intervenor	
May 3, 2022	Application for Intervention (Pa.R.A.P. 1531b) Van Orden, James F. Van Orden, James F. Document Name: for Constellation Energy Corporation	Constellation Energy Corporation Constellation Energy Generation LLC	Possible Intervenor Possible Intervenor	

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 25 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
May 4, 2022	Hearing Scheduled Per Curiam			05/04/2022
	<p>Document Name: For May 10, 2022 at 10:00am, PJC, Harrisburg on App for Preliminary Injunction</p> <p>Comment: NOW, May 4, 2022, a hearing on Petitioners' Application for Preliminary Injunction is scheduled for Tuesday, May 10, 2022, at 10:00 a.m., in Courtroom 3002, Pennsylvania Judicial Center, Third Floor, 601 Commonwealth Avenue, Harrisburg, Pa.</p> <p>Petitioners are directed to confer with the Senate Intervenor Respondents in McDonnell v. Pennsylvania Legislative Reference Bureau (Pa. 2</p> <p>Cmwth., No. 41 M.D. 2022), to secure the service of a court stenographer for the proceedings.</p> <p>Proposed Intervenor Citizens for Pennsylvania's Future, Clean Air Counsel, Sierra Club, the Natural Resources Defense Council, and Environmental Defense Fund (Proposed Nonprofit Intervenor) and Constellation Energy Corporation and Constellation Energy Generation, LLC (Proposed Intervenor Constellation) are granted to leave to participate in the aforementioned hearing subject to the Court's future disposition of their respective Applications for Leave to Intervene.</p> <p>The parties shall file a joint stipulation of facts no later than Friday, May 6, 2022 at 4:00 p.m., to streamline the proceedings. The parties may PAC-file their joint stipulation.</p> <p>Petitioners, Respondents, Proposed Nonprofit Intervenor and Proposed Intervenor Constellation shall respectively 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 Friday, May 6, 2022 at 4:00 p.m.</p> <p>All 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.</p> <p>To reduce the risk of transmission of the COVID-19 virus, all persons participating in or observing the hearing shall adhere to all Pennsylvania Judicial Center and Commonwealth Court COVID-19 precautions and protocols while in the Pennsylvania Judicial Center, that may include, but not be limited to, the wearing of facemasks and social distancing.</p>			
May 5, 2022	Amicus Curiae Brief Dernbach, John C. Widener Commonwealth Law School Environmental Law and Sustainability Center	Widener Commonwealth Law School	Amicus Curiae Amicus Curiae	
May 6, 2022	Amicus Curiae Brief Keystone Energy Efficiency Alliance		Amicus Curiae	
	Document Name: Brief in Support of Respondents and Opposing Petitioner's Application for Preliminary Injunction			

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 26 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
May 6, 2022	Filed - Other			
	Holtzman, Anthony Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Finance II, LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Transfer Parent, LLC	Petitioner	
	Holtzman, Anthony Richard	KeyCon Power Holdings, LLC	Petitioner	
	Holtzman, Anthony Richard	GenOn Holdings, Inc.	Petitioner	
	Document Name: Petitioner's witness List & Exhibit List			
May 6, 2022	Filed - Other			
	O'Neill, Jessica Rose	Citizens for Pennsylvania's Future	Intervenor	
	O'Neill, Jessica Rose	Sierra Club	Intervenor	
	O'Neill, Jessica Rose	Environmental Defense Fund	Intervenor	
	Document Name: Sierra Club et al.'s Witness and Exhibit List			
May 6, 2022	Filed - Other			
	Fontaine, Peter Jonathan	Constellation Energy Corporation	Possible Intervenor	
	Fontaine, Peter Jonathan	Constellation Energy Generation LLC	Possible Intervenor	
	Hummel, Amorie Ivette	Constellation Energy Corporation	Possible Intervenor	
	Hummel, Amorie Ivette	Constellation Energy Generation LLC	Possible Intervenor	
	Van Orden, James F.	Constellation Energy Corporation	Possible Intervenor	
	Van Orden, James F.	Constellation Energy Generation LLC	Possible Intervenor	
	Document Name: Constellation Energy's Witness and Exhibit List			
May 6, 2022	Filed - Other			
	Gallagher, Thomas Joseph, IV	Pennsylvania Department of Environ	Respondent	
	Gallagher, Thomas Joseph, IV	Pennsylvania Environmental Quality	Respondent	
	Document Name: Respondents' Witness and Exhibit List			
May 6, 2022	Stipulation Filed			
	Holtzman, Anthony Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Finance II, LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Transfer Parent, LLC	Petitioner	
	Holtzman, Anthony Richard	KeyCon Power Holdings, LLC	Petitioner	
	Holtzman, Anthony Richard	GenOn Holdings, Inc.	Petitioner	
	Document Name: Joint Stipulation of Facts			

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 27 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
May 9, 2022	Order Filed Wojcik, Michael H.			05/09/2022
	<p>Document Name: The Court will allow remote testimony via WebEx / Remote Witness List due May 9, 2022 1:00pm</p> <p>Comment: On May 5, 2022, the Court held a status conference in the above matter, during which Counsel inquired whether witnesses may testify remotely during the May 10, 2022, preliminary injunction hearing to be held in Courtroom 3002. The Court will allow remote testimony via WebEx video conferencing. Accordingly, no later than 1:00 p.m., Monday, May 9, 2022, Counsel shall file and serve a List of Witnesses Testifying Remotely. Counsel shall simultaneously email the Court's IT Department at CommCourtRemote@pacourts.us, advising the IT Department of: the short case caption and docket number; lead Counsel's name, email address and mobile telephone number; the party whom Counsel represents; and the remote witness's name, email address, and mobile telephone number. Counsel shall provide any witness testifying remotely with a copy of all exhibits to which the witness may need to refer during the witness's testimony prior to the preliminary injunction hearing.</p> <p>To facilitate participation in the hearing, various WebEx applications are available for download at pacourts.webex.com. Please see the Protocol for WebEx Video Hearings, attached to this order. The witnesses participating remotely are directed to connect to the hearing 15 minutes before the starting time.¹ The IT Department may contact the witness(es) to perform a test of the WebEx videoconference capabilities.</p> <p>In the event of technical questions or difficulties ONLY, please contact the Court's IT staff at 717-255-1626. All other questions, including, for example, how or where to file a document with the Court, are to be directed to the Prothonotary's Office or the Office of Chief Legal Counsel.</p> <p>It is so Ordered this 9th day of May, 2022.</p>			
May 9, 2022	Filed - Other			
	O'Neill, Jessica Rose	Citizens for Pennsylvania's Future	Intervenor	
	O'Neill, Jessica Rose	Sierra Club	Intervenor	
	O'Neill, Jessica Rose	Environmental Defense Fund	Intervenor	
	Document Name: Nonprofit Intervenor's Remote Witness List			
May 9, 2022	Amended			
	Fontaine, Peter Jonathan	Constellation Energy Corporation	Possible Intervenor	
	Fontaine, Peter Jonathan	Constellation Energy Generation LLC	Possible Intervenor	
	Hummel, Amoré Ivette	Constellation Energy Corporation	Possible Intervenor	
	Hummel, Amoré Ivette	Constellation Energy Generation LLC	Possible Intervenor	
	Van Orden, James F.	Constellation Energy Corporation	Possible Intervenor	
	Van Orden, James F.	Constellation Energy Generation LLC	Possible Intervenor	
	Document Name: Constellation Energy Corp. et al's Amended Witness and Exhibit List			

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 28 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
May 9, 2022	Application for Relief			
	Holtzman, Anthony Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Finance II, LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Transfer Parent, LLC	Petitioner	
	Holtzman, Anthony Richard	KeyCon Power Holdings, LLC	Petitioner	
	Holtzman, Anthony Richard	Pennsylvania Coal Alliance	Petitioner	
	Holtzman, Anthony Richard	United Mine Workers of America	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Boilerm	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Electric	Petitioner	
	Holtzman, Anthony Richard	GenOn Holdings, Inc.	Petitioner	
	Document Name: Petitioners' Motion In Limine			
May 9, 2022	Amicus Curiae Brief			
	Pennsylvania Scientists		Amicus Curiae	
	Document Name: Brief in Support of PA Joining the RGGI and In Support of Respondents and Opposing			
	Comment: Petitioners' Application for a Preliminary Injunction			
May 9, 2022	Application to be Admitted Pro Hac Vice Filed			
	Bomstein, Alexander George	Clean Air Council	Intervenor	
May 9, 2022	Order Granting Application to be Admitted Pro Hac Vice			05/09/2022
	Per Curiam			
	Document Name: Atty. Rober M. Routh, Esq. for Clean Air council			
	Comment: NOW, May 9, 2022, upon consideration of the application of Alexander G. Bomstein, Esq., for admission pro hac vice of Robert M. Routh, Esq., on behalf of Possible Intervenor Clean Air Council, it is hereby ordered:			
	(1) Robert M. Routh, Esq. is admitted pro hac vice to the bar of the Commonwealth of Pennsylvania under Pennsylvania Bar Admission Rule 301, as co-counsel on behalf of Possible Intervenor Clean Air Council in this matter;			
	(2) Robert M. Routh, Esq. shall abide by the rules of this Court including all disciplinary rules;			
	(3) Robert M. Routh, Esq. shall immediately notify this Court of any matter affecting his standing at the bar of any other court where he may be admitted to practice; and			
	(4) Alexander G. Bomstein, Esq., the moving attorney herein, shall continue to be responsible as counsel of record for the conduct of this matter on behalf of Possible Intervenor Clean Air Council .			

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 29 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
May 13, 2022	Order Filed Wojcik, Michael H.			05/13/2022
Document Name: Regarding App. for Relief				
Comment: NOW, May 13, 2022, after a preliminary injunction hearing held May 10 and 11, 2022, on Senate Intervenor Respondents' (No. 41 M.D. 2022) and Bowfin KeyCon Petitioners' (No. 247 M.D. 2022) applications for relief in the nature of a preliminary injunction, it is hereby ORDERED as follows:				
1. The parties are responsible for ordering transcription of the preliminary injunction proceedings. After filing of the transcript with the Court, and upon the parties' and proposed intervenors' receipt of the transcript, the parties and proposed intervenors shall file with the Court a Notice of Receipt of Transcript. The Notice of Receipt of Transcript shall be filed on the day that the transcript is received. The Court will thereafter issue a post-hearing briefing schedule consistent with the Court's directive at the conclusion of the preliminary injunction hearing.				
2. The parties and proposed intervenors shall file one (1) omnibus brief, captioned as above, addressing both preliminary injunction applications.				
3. The Court's briefing schedule will provide that the parties' and proposed intervenors' opening briefs (3 copies) shall be contemporaneously filed and served within 10 (ten) business days of the Court's order. Any omnibus reply briefs (3 copies) shall be contemporaneously due within 10 (ten) business days of the opening briefs.				
1 At 41 M.D. 2022, proposed intervenors are Constellation Energy Corporation and Constellation Energy Generation, LLC (collectively, Constellation), and Citizens for Pennsylvania's Future, Clean Air Counsel, and Sierra Club. At 247 M.D. 2022, proposed intervenors are Constellation and Citizens for Pennsylvania's Future, Clean Air Council, Sierra Club, the National Resources Defense Council, and Environmental Defense Fund.				
3				
4. Absent exigent circumstances, the briefing schedule shall not be extended.				
5. Upon completion of the briefing schedule, the Court will schedule a status conference by WebEx, as agreed upon by the parties and proposed intervenors at the conclusion of the preliminary injunction hearing.				
6. A hearing on proposed intervenors' Applications for Leave to Intervene is scheduled for Friday, June 24, 2022, at 10:00 a.m., in Courtroom 3001, Third Floor, Pennsylvania Judicial Center, 601 Commonwealth Avenue, Harrisburg, Pa.				
7. Proposed intervenors shall secure the services of a court stenographer.				
8. To reduce the risk of transmission of the COVID-19 virus, all persons participating in or observing the hearing shall adhere to all Pennsylvania Judicial Center and Commonwealth Court COVID-19 precautions and protocols while in the Pennsylvania Judicial Center that may include, but not be limited to, the wearing of facemasks and social distancing.				

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 30 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
May 17, 2022	Answer Filed			
	Holtzman, Anthony Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Finance II, LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Transfer Parent, LLC	Petitioner	
	Holtzman, Anthony Richard	KeyCon Power Holdings, LLC	Petitioner	
	Holtzman, Anthony Richard	Pennsylvania Coal Alliance	Petitioner	
	Holtzman, Anthony Richard	United Mine Workers of America	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Boilerm	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Electric	Petitioner	
	Holtzman, Anthony Richard	GenOn Holdings, Inc.	Petitioner	
	Macfarlan, Tad John	Bowfin KeyCon Holdings LLC	Petitioner	
	Vaitl, Jonathan Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Macfarlan, Tad John	GenOn Holdings, Inc.	Petitioner	
	Macfarlan, Tad John	KeyCon Power Holdings, LLC	Petitioner	
	Macfarlan, Tad John	Chief Power Finance II, LLC	Petitioner	
	Macfarlan, Tad John	Chief Power Transfer Parent, LLC	Petitioner	
	Macfarlan, Tad John	International Brotherhood of Boilerm	Petitioner	
	Nestor, Christopher R.	Pennsylvania Coal Alliance	Petitioner	
	Nestor, Christopher R.	United Mine Workers of America	Petitioner	
	Nestor, Christopher R.	International Brotherhood of Electric	Petitioner	
	Nestor, Christopher R.	International Brotherhood of Boilerm	Petitioner	
	Overstreet, David R.	Pennsylvania Coal Alliance	Petitioner	
	Overstreet, David R.	United Mine Workers of America	Petitioner	
	Overstreet, David R.	International Brotherhood of Electric	Petitioner	
	Overstreet, David R.	International Brotherhood of Boilerm	Petitioner	
	Vaitl, Jonathan Richard	GenOn Holdings, Inc.	Petitioner	
	Vaitl, Jonathan Richard	KeyCon Power Holdings, LLC	Petitioner	
	Vaitl, Jonathan Richard	Chief Power Finance II, LLC	Petitioner	
	Vaitl, Jonathan Richard	Chief Power Transfer Parent, LLC	Petitioner	
Document Name: Pet. Answer in Opposition to Appl. for Leave to Intervene.				
May 17, 2022	Answer to Application for Intervention (Pa.R.A.P. 1531b)			
	Nestor, Christopher R.	Pennsylvania Coal Alliance	Petitioner	
	Nestor, Christopher R.	United Mine Workers of America	Petitioner	
	Nestor, Christopher R.	International Brotherhood of Boilerm	Petitioner	
	Nestor, Christopher R.	International Brotherhood of Electric	Petitioner	
Document Name: Petitioners' Answer to Constellation Energy's Application to Intervene				

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 31 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
May 20, 2022	Filed - Other			
	Holtzman, Anthony Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Finance II, LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Transfer Parent, LLC	Petitioner	
	Holtzman, Anthony Richard	KeyCon Power Holdings, LLC	Petitioner	
	Holtzman, Anthony Richard	Pennsylvania Coal Alliance	Petitioner	
	Holtzman, Anthony Richard	United Mine Workers of America	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Boilerm	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Electric	Petitioner	
	Holtzman, Anthony Richard	GenOn Holdings, Inc.	Petitioner	
	Document Name: Notice of Receipt of Transcript			
May 24, 2022	Answer to Petition for Review			
	Kearney, Brian Nolan	Pennsylvania Department of Environ	Respondent	
	Kearney, Brian Nolan	Pennsylvania Environmental Quality	Respondent	
	Document Name: Respondents' Answer to Petitioners' Petition for Review.			
May 25, 2022	Order Filed			05/25/2022
	Wojcik, Michael H.			
	Document Name: Issuing Briefin Schedule			
	Comment: NOW, May 25, 2022, in accordance with the Court's May 13, 2022, Order, the Court issues the following briefing schedule on Senate Intervenor Respondents' (No. 41 M.D. 2022) and Bowfin KeyCon Petitioners' (No. 247 M.D. 2022) applications for relief in the nature of a preliminary injunction: No later than June 6, 2022, the parties and proposed intervenors1 shall contemporaneously file and serve one (1) omnibus brief (3 copies), captioned as above, addressing both preliminary injunction applications. Any omnibus reply briefs (3 copies) shall be contemporaneously filed and served no later than June 16, 2022. Absent exigent circumstances, the briefing schedule shall not be extended.			
May 25, 2022	Transcript Filed			
	Court Reporter			
	Document Name: Proceedings held May 10, 2022			
May 25, 2022	Answer to Petition for Review			
	O'Neill, Jessica Rose	Citizens for Pennsylvania's Future	Intervenor	
	O'Neill, Jessica Rose	Sierra Club	Intervenor	
	O'Neill, Jessica Rose	Environmental Defense Fund	Intervenor	
	Bast, Emma Hope	Sierra Club	Intervenor	
	Bast, Emma Hope	Citizens for Pennsylvania's Future	Intervenor	
	Bomstein, Alexander George	Clean Air Council	Intervenor	
	Clabbers, Nicholas Michael	Environmental Defense Fund	Intervenor	
	Cohen, Paul Jay, II	Clean Air Council	Intervenor	
	Kilbert, Angela Mae	Sierra Club	Intervenor	
	Kilbert, Angela Mae	Citizens for Pennsylvania's Future	Intervenor	
	Minott, Joseph Otis	Clean Air Council	Intervenor	
	Routh, Robert M.	Clean Air Council	Intervenor	
	Szybist, Mark Charles	Natural Resources Defense Council	Amicus Curiae	
	Document Name: Answer to Proposed Intervenors Citizens for PA's Future, Clean Air Council, & Enviromental Defense.			

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 32 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
May 31, 2022	Application to be Admitted Pro Hac Vice Filed O'Neill, Jessica Rose Document Name: of Sarah M. Keane, Esq. on behalf of Environmental Defense Fund	Environmental Defense Fund	Intervenor	
May 31, 2022	Application to be Admitted Pro Hac Vice Filed O'Neill, Jessica Rose Document Name: of Samantha R. Caravello, Esq. on behalf of Environmental Defense Fund	Environmental Defense Fund	Intervenor	
May 31, 2022	Application to be Admitted Pro Hac Vice Filed O'Neill, Jessica Rose Document Name: of Brandon M. Rattiner, Esq. on behalf of Environmental Defense Fund	Environmental Defense Fund	Intervenor	
May 31, 2022	Application to be Admitted Pro Hac Vice Filed O'Neill, Jessica Rose Document Name: of Thomas A. Bloomfield, Esq. on behalf of the Environmental Defense Fund	Environmental Defense Fund	Intervenor	
June 2, 2022	Order Granting Application to be Admitted Pro Hac Vice Per Curiam Document Name: of Thomas Bloomfield, esq. Comment: NOW, June 2, 2022, upon consideration of the motion of Jessica R. O'Neill, Esq., for admission pro hac vice of Thomas A. Bloomfield, Esq., on behalf of Possible Intervenor Environmental Defense Fund, it is hereby ordered: (1) Thomas A. Bloomfield, Esq. is admitted pro hac vice to the bar of the Commonwealth of Pennsylvania under Pennsylvania Bar Admission Rule 301, as co-counsel on behalf of Possible Intervenor Environmental Defense Fund in this matter; 2 (2) Thomas A. Bloomfield, Esq. shall abide by the rules of this Court including all disciplinary rules; (3) Thomas A. Bloomfield, Esq. shall immediately notify this Court of any matter affecting his standing at the bar of any other court where he may be admitted to practice; and (4) Jessica R. O'Neill, Esq., the moving attorney herein, shall continue to be responsible as counsel of record for the conduct of this matter on behalf of Possible Intervenor Environmental Defense Fund.			06/03/2022
June 2, 2022	Order Granting Application to be Admitted Pro Hac Vice Per Curiam Document Name: of Samantha Caravallo, esq. Comment: NOW, June 2, 2022, upon consideration of the motion of Jessica R. O'Neill, Esq., for admission pro hac vice of Samantha R. Caravello, Esq., on behalf of Possible Intervenor Environmental Defense Fund, it is hereby ordered: (1) Samantha R. Caravello, Esq. is admitted pro hac vice to the bar of the Commonwealth of Pennsylvania under Pennsylvania Bar Admission Rule 301, as co-counsel on behalf of Possible Intervenor Environmental Defense Fund in this matter; 2 (2) Samantha R. Caravello, Esq. shall abide by the rules of this Court including all disciplinary rules; (3) Samantha R. Caravello, Esq. shall immediately notify this Court of any matter affecting her standing at the bar of any other court where she may be admitted to practice; and (4) Jessica R. O'Neill, Esq., the moving attorney herein, shall continue to be responsible as counsel of record for the conduct of this matter on behalf of Possible Intervenor Environmental Defense Fund.			06/03/2022

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 33 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
June 2, 2022	Order Granting Application to be Admitted Pro Hac Vice Per Curiam			06/03/2022
	Document Name: of Brandon Rattiner, esq.			
	Comment: NOW, June 2, 2022, upon consideration of the motion of Jessica R. O'Neill, Esq., for admission pro hac vice of Brandon M. Rattiner, Esq., on behalf of Possible Intervenor Environmental Defense Fund, it is hereby ordered: (1) Brandon M. Rattiner, Esq. is admitted pro hac vice to the bar of the Commonwealth of Pennsylvania under Pennsylvania Bar Admission Rule 301, as co-counsel on behalf of Possible Intervenor Environmental Defense Fund in this matter; 2 (2) Brandon M. Rattiner, Esq. shall abide by the rules of this Court including all disciplinary rules; (3) Brandon M. Rattiner, Esq. shall immediately notify this Court of any matter affecting his standing at the bar of any other court where he may be admitted to practice; and (4) Jessica R. O'Neill, Esq., the moving attorney herein, shall continue to be responsible as counsel of record for the conduct of this matter on behalf of Possible Intervenor Environmental Defense Fund.			
June 2, 2022	Order Granting Application to be Admitted Pro Hac Vice Per Curiam			06/03/2022
	Document Name: of Sarah Keane, esq.			
	Comment: NOW, June 2, 2022, upon consideration of the motion of Jessica R. O'Neill, Esq., for admission pro hac vice of Sarah M. Keane, Esq., on behalf of Possible Intervenor Environmental Defense Fund, it is hereby ordered: (1) Sarah M. Keane, Esq. is admitted pro hac vice to the bar of the Commonwealth of Pennsylvania under Pennsylvania Bar Admission Rule 301, as co-counsel on behalf of Possible Intervenor Environmental Defense Fund in this matter; 2 (2) Sarah M. Keane, Esq. shall abide by the rules of this Court including all disciplinary rules; (3) Sarah M. Keane, Esq. shall immediately notify this Court of any matter affecting her standing at the bar of any other court where she may be admitted to practice; and (4) Jessica R. O'Neill, Esq., the moving attorney herein, shall continue to be responsible as counsel of record for the conduct of this matter on behalf of Possible Intervenor Environmental Defense Fund.			
June 6, 2022	Petitioner's Brief Filed Bowfin KeyCon Holdings LLC Chief Power Finance II, LLC Chief Power Transfer Parent, LLC KeyCon Power Holdings, LLC GenOn Holdings, Inc.		Petitioner Petitioner Petitioner Petitioner Petitioner	
	Document Name: Post-Hearing Opening Brief in Support of Application for Preliminary Injunction			
June 6, 2022	Respondent's Brief Filed Pennsylvania Department of Environmental Protection Pennsylvania Environmental Quality Board		Respondent Respondent	
	Document Name: Post Hearing Memo in Opposition to Applications for Preliminary Injunction			
June 6, 2022	Filed - Other Constellation Energy Corporation Constellation Energy Generation LLC		Possible Intervenor Possible Intervenor	
	Document Name: Constellation Intervenor's Omnibus Post-Hearing Brief			

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 34 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
June 6, 2022	Filed - Other			
	Citizens for Pennsylvania's Future		Intervenor	
	Clean Air Council		Intervenor	
	Natural Resources Defense Council		Amicus Curiae	
	Sierra Club		Intervenor	
	Environmental Defense Fund		Intervenor	
	Document Name: Post-Hearing Omnibus Brief of NonProfit Intervenor in Opp. to Apps. for Preliminary Injunction			
June 6, 2022	Amicus Curiae Brief			
	Pennsylvania Manufacturer's Association		Amicus Curiae	
	Industrial Energy Consumers of Pennsylvania		Amicus Curiae	
	Pennsylvania Energy Consumer Alliance		Amicus Curiae	
	Pennsylvania Chamber of Business and Industry		Amicus Curiae	
	National Federation of Independent Business		Amicus Curiae	
	Document Name: In support of Petitioners' application for P.I.			
June 13, 2022	Application for Relief			
	O'Neill, Jessica Rose	Citizens for Pennsylvania's Future	Intervenor	
	O'Neill, Jessica Rose	Sierra Club	Intervenor	
	O'Neill, Jessica Rose	Environmental Defense Fund	Intervenor	
June 14, 2022	Status Conference Scheduled			06/14/2022
	Wojcik, Michael H.			
	Document Name: June 30, 2022, 10:00 am Via WebEx			
	Comment: NOW, June 14, 2022, a status conference in the above matters is scheduled for Thursday, June 30, 2022, at 10:00 a.m. by WebEx videoconferencing. The Court shall host the status conference via WebEx. Senate Intervenor Respondents in the McDonnell matter at 41 M.D. 2022 and Petitioners in the Bowfin matter at 247 M.D. 2022 shall procure the services of a court stenographer. No later than June 21, 2022, the parties shall provide the Court with the name, email address, and mobile telephone number of the court stenographer to CommCourtRemote@pacourts.us. Immediately upon receipt of this Order, counsel of record participating in the status conference shall provide their email addresses and mobile telephone numbers to CommCourtRemote@pacourts.us. To facilitate participation, various WebEx applications are available for download at pacourts.webex.com. Please see the Protocol for WebEx Video Proceedings attached to this Order. Counsel is directed to connect to the conference call 15 minutes before the starting time. In the event of technical difficulties, please contact the Court's IT staff at 717-255-1626.			

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 35 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
June 14, 2022	Order Granting Application for Relief Wojcik, Michael H.			06/14/2022
	<p>Document Name: Witness and Exhibit Lists are Due June 21, 2022 / Remote Witness Testimony is Granted</p> <p>Comment: NOW, June 14, 2022, upon consideration of the June 24, 2022, hearing on the Applications for Leave to Intervene filed by Proposed Intervenors Constellation Energy Corporation and Constellation Energy Generation, LLC and Citizens for Pennsylvania's Future, the Clean Air Council, the Sierra Club, the Natural Resources Defense Council, and the Environmental Defense Fund (collectively, Non-profits), the parties, the House and Senate Intervenor Respondents, and Proposed Intervenors shall file and serve their respective witness lists and exhibit lists no later than Tuesday, June 21, 2022.</p> <p>Upon review of Non-profits' unopposed Application for Relief seeking to present remote witness testimony at the June 24, 2022, hearing, the Application is GRANTED. The Court will allow witnesses to testify remotely. The parties, the House and the Senate Intervenor Respondents, and Proposed Intervenors shall identify any witness testifying remotely and provide their name, email address and mobile telephone number to CommCourtRemote@pacourts.us no later than June 21, 2022. All 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.</p> <p>To facilitate participation, various WebEx applications are available for download at pacourts.webex.com. Please see the Protocol for WebEx Video Proceedings attached to this Order. Witnesses are directed to connect to the hearing 15 minutes before the starting time. In the event of technical difficulties, please contact the Court's IT staff at 717-255-1626.</p> <p>Proposed Intervenors shall procure the services of a court stenographer and provide the Court with the name, email address and mobile telephone number of the court stenographer to CommCourtRemote@pacourts.us no later than June 21, 2021.</p> <p>One day has been reserved for the hearing on the Applications for Leave to Intervene.</p> <p>To reduce the risk of transmission of the COVID-19 virus, all persons participating in or observing the hearing shall adhere to all Pennsylvania Judicial Center and Commonwealth Court COVID-19 precautions and protocols while in the Pennsylvania Judicial Center that may include, but not be limited to, the wearing of facemasks and social distancing.</p>			
June 16, 2022	Petitioner's Brief Filed			
	Bowfin KeyCon Holdings LLC		Petitioner	
	Chief Power Finance II, LLC		Petitioner	
	Chief Power Transfer Parent, LLC		Petitioner	
	KeyCon Power Holdings, LLC		Petitioner	
	GenOn Holdings, Inc.		Petitioner	
	Pennsylvania Coal Alliance		Petitioner	
	United Mine Workers of America		Petitioner	
	International Brotherhood of Electrical Workers		Petitioner	
	Document Name: Post-Hearing Brief in Support of Preliminary Injunction			
June 16, 2022	Respondent's Reply Brief Filed			
	Pennsylvania Department of Environmental Protection		Respondent	
	Pennsylvania Environmental Quality Board		Respondent	
	Document Name: Reply Brief in Opposition to Preliminary Injunction			

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 36 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
June 16, 2022	Filed - Other			
	Citizens for Pennsylvania's Future		Intervenor	
	Clean Air Council		Intervenor	
	Natural Resources Defense Council		Amicus Curiae	
	Sierra Club		Intervenor	
	Environmental Defense Fund		Intervenor	
	Document Name: Post Hearing Reply Brief of NonProfit Intervenor			
June 16, 2022	Filed - Other			
	Constellation Energy Corporation		Possible Intervenor	
	Constellation Energy Generation LLC		Possible Intervenor	
	Document Name: Constellation Intervenor's Omnibus Reply Brief			
June 21, 2022	Filed - Other			
	Holtzman, Anthony Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Finance II, LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Transfer Parent, LLC	Petitioner	
	Holtzman, Anthony Richard	KeyCon Power Holdings, LLC	Petitioner	
	Holtzman, Anthony Richard	GenOn Holdings, Inc.	Petitioner	
	Document Name: Petitioners' Witness and Exhibit Disclosure			
June 21, 2022	Filed - Other			
	Kearney, Brian Nolan	Pennsylvania Department of Environ	Respondent	
	Kearney, Brian Nolan	Pennsylvania Environmental Quality	Respondent	
	Gallagher, Thomas Joseph, IV	Pennsylvania Environmental Quality	Respondent	
	Gallagher, Thomas Joseph, IV	Pennsylvania Department of Environ	Respondent	
	Hazlett, Thomas W.	Pennsylvania Environmental Quality	Respondent	
	Hazlett, Thomas W.	Pennsylvania Department of Environ	Respondent	
	White, Matthew Adam	Pennsylvania Environmental Quality	Respondent	
	White, Matthew Adam	Pennsylvania Department of Environ	Respondent	
	Document Name: Pennsylvania Department of Environmental Protection's and Environmental Quality Board's Witness and			
	Comment: Exhibit Disclosure for June 24, 2022 Hearing			
June 21, 2022	Filed - Other			
	Hummel, Amorie Ivette	Constellation Energy Corporation	Possible Intervenor	
	Hummel, Amorie Ivette	Constellation Energy Generation LLC	Possible Intervenor	
	Document Name: Constellation Intervention Hearing Witness and Exhibit List			
June 21, 2022	Filed - Other			
	O'Neill, Jessica Rose	Citizens for Pennsylvania's Future	Intervenor	
	O'Neill, Jessica Rose	Sierra Club	Intervenor	
	O'Neill, Jessica Rose	Environmental Defense Fund	Intervenor	
	Document Name: Nonprofit Intervenor's Wintess and Exhibit List			

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 37 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
June 28, 2022	Order Denying Application for Intervention Wojcik, Michael H.			06/28/2022
	Document Name: (Constellation), Citizens for Pa.'s Future, Clean Air Council, Sierra Club et al Applications Comment: AND NOW, this 28th day of June, 2022, upon consideration of the Applications for Leave to Intervene filed by Constellation Energy Corporation and Constellation Energy Generation, LLC (collectively, Constellation) and the Citizens for Pennsylvania's Future, the Clean Air Council, the Sierra Club, Natural Resources Defense Council and the Environmental Defense Fund, and after hearing on the issue, the Applications are DENIED. An opinion in support of this Order will follow. Constellation's Application for Special Relief in the Form of Expedited Consideration of the Application for Leave to Intervene is DISMISSED as moot.			
July 5, 2022	Order Filed Wojcik, Michael H.			07/05/2022
	Document Name: Scheduling Order Comment: NOW, July 5, 2022, after a June 30, 2022, status conference in the above matter, and by agreement of the parties, it is hereby ORDERED as follows: 1. Discovery, if any, shall be completed no later than August 15, 2022. 2. No later than September 23, 2022, the parties shall file and serve any applications for summary relief (4 copies) and a brief in support thereof (4 copies). 3. No later than October 14, 2022, any briefs in opposition to an application for summary relief (4 copies) shall be filed and served. 4. No later than October 21, 2022, any reply briefs (4 copies) shall be filed and served. 5. The Prothonotary shall list the applications for summary relief during the Court's November 2022 Argument session (Philadelphia).			
July 6, 2022	Tentative Session Date Krimmel, Michael			
	Document Name: November 2022 - Applications for Summary Relief in accordance with July 5, 2022 Order			
July 7, 2022	Transcript Filed Commonwealth Court of Pennsylvania			
July 8, 2022	Memorandum Opinion Filed Wojcik, Michael H.			07/08/2022
	Document Name: Re: Denial of Applications for Leave to Intervene Comment: Order Filed 6/28/2022			
July 8, 2022	Memorandum Opinion Filed Wojcik, Michael H.			07/08/2022
	Document Name: Petitioner's Preliminary Injunction Granted / Bond to be Posted/ Motion In Limine Denied Comment: AND NOW, this 8th day of July, 2022, upon consideration of Petitioners' Application for Relief in the Nature of a Preliminary Injunction, the responses thereto, and after hearing on the issue, the Application is GRANTED. Respondents are ENJOINED from implementing, administering, or enforcing the final rulemaking entitled CO2 Budget Trading Program (#7-559) until further order of Court. In accordance with Pa. R.Civ.P. 1531(b)(1), Petitioners shall file a bond in the amount of \$100,000,000 with the Prothonotary of the Commonwealth Court, naming the Commonwealth as obligee within 14 days of the date of this Order. Petitioners' Motion in Limine is DENIED.			

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 38 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
July 11, 2022	Notice of Appeal to PA Supreme Court Filed			
	Kearney, Brian Nolan	Pennsylvania Department of Environ	Respondent	
	Kearney, Brian Nolan	Pennsylvania Environmental Quality	Respondent	
	Document Name: 80 MAP 2022			
July 11, 2022	Exhibit			
	Court Reporter			
	Document Name: to Hearing of May 10-11, 2022			
July 14, 2022	Notice of Appeal to PA Supreme Court Filed			
	Hummel, Amorie Ivette	Constellation Energy Corporation	Possible Intervenor	
	Hummel, Amorie Ivette	Constellation Energy Generation LLC	Possible Intervenor	
	Document Name: 82 MAP 2022			
July 14, 2022	Notice of Appeal to PA Supreme Court Filed			
	Hummel, Amorie Ivette	Constellation Energy Corporation	Possible Intervenor	
	Hummel, Amorie Ivette	Constellation Energy Generation LLC	Possible Intervenor	
	Document Name: 84 MAP 2022			
July 20, 2022	Application for Reconsideration			
	Holtzman, Anthony Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Finance II, LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Transfer Parent, LLC	Petitioner	
	Holtzman, Anthony Richard	KeyCon Power Holdings, LLC	Petitioner	
	Holtzman, Anthony Richard	GenOn Holdings, Inc.	Petitioner	
	Macfarlan, Tad John	Bowfin KeyCon Holdings LLC	Petitioner	
	Vaitl, Jonathan Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Holtzman, Anthony Richard	Pennsylvania Coal Alliance	Petitioner	
	Holtzman, Anthony Richard	United Mine Workers of America	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Electric	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Boilerm	Petitioner	
	Macfarlan, Tad John	International Brotherhood of Boilerm	Petitioner	
	Macfarlan, Tad John	GenOn Holdings, Inc.	Petitioner	
	Macfarlan, Tad John	KeyCon Power Holdings, LLC	Petitioner	
	Macfarlan, Tad John	Chief Power Finance II, LLC	Petitioner	
	Macfarlan, Tad John	Chief Power Transfer Parent, LLC	Petitioner	
	Vaitl, Jonathan Richard	GenOn Holdings, Inc.	Petitioner	
	Vaitl, Jonathan Richard	KeyCon Power Holdings, LLC	Petitioner	
	Vaitl, Jonathan Richard	Chief Power Finance II, LLC	Petitioner	
	Vaitl, Jonathan Richard	Chief Power Transfer Parent, LLC	Petitioner	
	Document Name: App. for Recon of Bond Requirement.			
July 20, 2022	Notice of Appeal to PA Supreme Court Filed			
	O'Neill, Jessica Rose	Citizens for Pennsylvania's Future	Intervenor	
	O'Neill, Jessica Rose	Clean Air Council	Intervenor	
	O'Neill, Jessica Rose	Sierra Club	Intervenor	
	O'Neill, Jessica Rose	Environmental Defense Fund	Intervenor	
	Document Name: 86 MAP 2022			

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 39 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
July 20, 2022	Notice of Appeal to PA Supreme Court Filed			
	O'Neill, Jessica Rose	Citizens for Pennsylvania's Future	Intervenor	
	O'Neill, Jessica Rose	Clean Air Council	Intervenor	
	O'Neill, Jessica Rose	Sierra Club	Intervenor	
	O'Neill, Jessica Rose	Environmental Defense Fund	Intervenor	
	Document Name: 88 MAP 2022			
July 22, 2022	Order Denying Application for Reconsideration			07/22/2022
	Wojcik, Michael H.			
	Document Name: Petitioners are Granted 30 Additional Days to File Bond			
	Comment: AND NOW, this 22nd day of July, 2022, upon consideration of Petitioners' "Application for Reconsideration of Bond Requirement" (Application) as set forth in this Court's July 8, 2022 Order, said Application is hereby denied. Petitioners are, however, granted an additional 30 days from the date of this Order to file a bond in the amount of \$100,000,000 with the Prothonotary of the Commonwealth Court			
July 29, 2022	Transcript Filed			
	Court Reporter			
	Document Name: Hearing held June 27, 2022			
July 29, 2022	Transcript Filed			
	Court Reporter			
	Document Name: Hearing held June 24, 2022			
August 2, 2022	Status Conference Scheduled			08/02/2022
	Per Curiam			
	Document Name: for 8-16-22 @ 2:00pm			
	Comment: NOW, August 2, 2022, upon review of the Application for a Status Conference filed by Petitioners in the matter at 357 M.D. 2022, the Application is GRANTED.			
	A status conference in the above matters is scheduled for Tuesday, August 16, 2022, at 2:00 p.m., in Courtroom 3002, Third Floor, Pennsylvania Judicial Center, 601 Commonwealth Avenue, Harrisburg, Pa.			
	Petitioners in the matter at 357 M.D. 2022 shall secure the services of a court stenographer.			
	To reduce the risk of transmission of the COVID-19 virus, all persons participating in the status conference shall adhere to all Pennsylvania Judicial Center and Commonwealth Court COVID-19 precautions and protocols while in the Pennsylvania Judicial Center that may include, but not be limited to, the wearing of facemasks and social distancing.			
August 8, 2022	Notice of Appeal to PA Supreme Court Filed			
	Holtzman, Anthony Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Finance II, LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Transfer Parent, LLC	Petitioner	
	Holtzman, Anthony Richard	KeyCon Power Holdings, LLC	Petitioner	
	Holtzman, Anthony Richard	GenOn Holdings, Inc.	Petitioner	
	Holtzman, Anthony Richard	Pennsylvania Coal Alliance	Petitioner	
	Holtzman, Anthony Richard	United Mine Workers of America	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Boilerm	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Electric	Petitioner	
	Document Name: 89 MAP 2022			

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 40 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
August 8, 2022	Filed - Other			
	Holtzman, Anthony Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Finance II, LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Transfer Parent, LLC	Petitioner	
	Holtzman, Anthony Richard	KeyCon Power Holdings, LLC	Petitioner	
	Holtzman, Anthony Richard	GenOn Holdings, Inc.	Petitioner	
	Holtzman, Anthony Richard	Pennsylvania Coal Alliance	Petitioner	
	Holtzman, Anthony Richard	United Mine Workers of America	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Boilerm	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Electric	Petitioner	
	Document Name: 89 MAP 2022-Jurisdictional Statement.			
August 16, 2022	Order Filed			08/16/2022
	Per Curiam			
	Document Name: Parties shall file a report on Outstanding Discovery by Aug. 19, 2022, 3:00pm			
	Comment: NOW, August 16, 2022, after a status conference held in the above matters, the parties shall file and serve a report no later than Friday, August 19, 2022, at 3:00 p.m., advising the Court of any outstanding discovery issues identified during the status conference.			
August 18, 2022	Order Filed			08/18/2022
	Supreme Court of Pennsylvania			
	Document Name: 89 MAP 2022-Commonwealth Court is hereby ordered to issue an opinion in support of its orders			
	Comment: setting the amount of bond & denying Petitioner's Application for Order Modifying Injunction During Pendency of Appeal, addressing the individual grounds raised by Petitioners therein, on or before August 23, 2022. Petitioners shall file a brief in response thereto by August 26, 2022. Respondents shall file their response by August 30, 2022. The July 22, 2022 order of the Commonwealth Court requiring Petitioner to post \$100,000,000 bond by August 22, 2022 is hereby STAYED pending further order of this Court.			

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 41 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
August 19, 2022	Status Report Filed			
	Holtzman, Anthony Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Finance II, LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Transfer Parent, LLC	Petitioner	
	Holtzman, Anthony Richard	KeyCon Power Holdings, LLC	Petitioner	
	Holtzman, Anthony Richard	GenOn Holdings, Inc.	Petitioner	
	Holtzman, Anthony Richard	Pennsylvania Coal Alliance	Petitioner	
	Holtzman, Anthony Richard	United Mine Workers of America	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Boilerm	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Electric	Petitioner	
	Vaitl, Jonathan Richard	GenOn Holdings, Inc.	Petitioner	
	Macfarlan, Tad John	Bowfin KeyCon Holdings LLC	Petitioner	
	Vaitl, Jonathan Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Macfarlan, Tad John	GenOn Holdings, Inc.	Petitioner	
	Macfarlan, Tad John	KeyCon Power Holdings, LLC	Petitioner	
	Macfarlan, Tad John	Chief Power Finance II, LLC	Petitioner	
	Macfarlan, Tad John	Chief Power Transfer Parent, LLC	Petitioner	
	Macfarlan, Tad John	International Brotherhood of Boilerm	Petitioner	
	Nestor, Christopher R.	Pennsylvania Coal Alliance	Petitioner	
	Nestor, Christopher R.	United Mine Workers of America	Petitioner	
	Nestor, Christopher R.	International Brotherhood of Electric	Petitioner	
	Nestor, Christopher R.	International Brotherhood of Boilerm	Petitioner	
	Overstreet, David R.	Pennsylvania Coal Alliance	Petitioner	
	Overstreet, David R.	United Mine Workers of America	Petitioner	
	Overstreet, David R.	International Brotherhood of Electric	Petitioner	
	Overstreet, David R.	International Brotherhood of Boilerm	Petitioner	
	Vaitl, Jonathan Richard	KeyCon Power Holdings, LLC	Petitioner	
	Vaitl, Jonathan Richard	Chief Power Finance II, LLC	Petitioner	
	Vaitl, Jonathan Richard	Chief Power Transfer Parent, LLC	Petitioner	
	Document Name: Joint			
August 19, 2022	Answer Filed			
	Kearney, Brian Nolan	Pennsylvania Department of Environ	Respondent	
	Kearney, Brian Nolan	Pennsylvania Environmental Quality	Respondent	
	Gallagher, Thomas Joseph, IV	Pennsylvania Department of Environ	Respondent	
	Hazlett, Thomas W.	Pennsylvania Department of Environ	Respondent	
	White, Matthew Adam	Pennsylvania Environmental Quality	Respondent	
	White, Matthew Adam	Pennsylvania Department of Environ	Respondent	
	Document Name: Respondents' Answer in Opposition to Bowfin Petitioners' Application for Reconsideration of Bond			
	Comment: Requirement			
August 25, 2022	Opinion			08/25/2022
	Wojcik, Michael H.			
	Document Name: Opinion in Support of July 8 and 22, 2022 Orders			
September 8, 2022	Order Filed			09/08/2022
	Supreme Court of Pennsylvania			
	Document Name: 89 MAP 2022-Order Denying Application for Order Modifying Injunction During Pendency of Appeal.			

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 42 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
September 15, 2022	Letter			
	Holtzman, Anthony Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Finance II, LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Transfer Parent, LLC	Petitioner	
	Holtzman, Anthony Richard	KeyCon Power Holdings, LLC	Petitioner	
	Holtzman, Anthony Richard	GenOn Holdings, Inc.	Petitioner	
	Holtzman, Anthony Richard	Pennsylvania Coal Alliance	Petitioner	
	Holtzman, Anthony Richard	United Mine Workers of America	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Boilerm	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Electric	Petitioner	
Document Name: In response to Order requiring filing of bond				
September 23, 2022	Application for Summary Relief			
	Holtzman, Anthony Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Finance II, LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Transfer Parent, LLC	Petitioner	
	Holtzman, Anthony Richard	KeyCon Power Holdings, LLC	Petitioner	
	Holtzman, Anthony Richard	GenOn Holdings, Inc.	Petitioner	
	Holtzman, Anthony Richard	Pennsylvania Coal Alliance	Petitioner	
	Holtzman, Anthony Richard	United Mine Workers of America	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Boilerm	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Electric	Petitioner	

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 43 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
September 23, 2022	Petitioner's Brief Filed			
	Holtzman, Anthony Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Finance II, LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Transfer Parent, LLC	Petitioner	
	Holtzman, Anthony Richard	KeyCon Power Holdings, LLC	Petitioner	
	Holtzman, Anthony Richard	GenOn Holdings, Inc.	Petitioner	
	Holtzman, Anthony Richard	Pennsylvania Coal Alliance	Petitioner	
	Holtzman, Anthony Richard	United Mine Workers of America	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Boilerm	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Electric	Petitioner	
	Macfarlan, Tad John	Bowfin KeyCon Holdings LLC	Petitioner	
	Vaitl, Jonathan Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Macfarlan, Tad John	GenOn Holdings, Inc.	Petitioner	
	Macfarlan, Tad John	KeyCon Power Holdings, LLC	Petitioner	
	Macfarlan, Tad John	Chief Power Finance II, LLC	Petitioner	
	Macfarlan, Tad John	Chief Power Transfer Parent, LLC	Petitioner	
	Macfarlan, Tad John	International Brotherhood of Boilerm	Petitioner	
	Vaitl, Jonathan Richard	GenOn Holdings, Inc.	Petitioner	
	Vaitl, Jonathan Richard	KeyCon Power Holdings, LLC	Petitioner	
	Vaitl, Jonathan Richard	Chief Power Finance II, LLC	Petitioner	
	Vaitl, Jonathan Richard	Chief Power Transfer Parent, LLC	Petitioner	
	Bowfin KeyCon Holdings LLC		Petitioner	
	Chief Power Finance II, LLC		Petitioner	
	Chief Power Transfer Parent, LLC		Petitioner	
	KeyCon Power Holdings, LLC		Petitioner	
	GenOn Holdings, Inc.		Petitioner	
	Pennsylvania Coal Alliance		Petitioner	
	United Mine Workers of America		Petitioner	
	International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers and Helpers		Petitioner	
	International Brotherhood of Electrical Workers		Petitioner	
	Document Name: Petitioner's Opening Brief in Support of Application for Summary Relief			
September 23, 2022	Affidavit Filed			
	Holtzman, Anthony Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Finance II, LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Transfer Parent, LLC	Petitioner	
	Holtzman, Anthony Richard	KeyCon Power Holdings, LLC	Petitioner	
	Holtzman, Anthony Richard	GenOn Holdings, Inc.	Petitioner	
	Holtzman, Anthony Richard	Pennsylvania Coal Alliance	Petitioner	
	Holtzman, Anthony Richard	United Mine Workers of America	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Boilerm	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Electric	Petitioner	
	Document Name: Affidavit of Anthony R. Holtzman			

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 44 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
September 23, 2022	Application for Summary Relief Kearney, Brian Nolan Kearney, Brian Nolan Document Name: Respondents' Application for Summary Relief	Pennsylvania Department of Environ Respondent Pennsylvania Environmental Quality Respondent		
September 23, 2022	Filed - Other Kearney, Brian Nolan Kearney, Brian Nolan Document Name: Appendix in Support of Respondents' Application for Summary Relief (Exhibits).	Pennsylvania Department of Environ Respondent Pennsylvania Environmental Quality Respondent		
September 23, 2022	Memorandum of Law Filed Kearney, Brian Nolan Kearney, Brian Nolan Document Name: Respondents' Memorandum of Law in Support of Application for Summary Relief	Pennsylvania Department of Environ Respondent Pennsylvania Environmental Quality Respondent		
September 23, 2022	Amicus Curiae Brief Widener Commonwealth Law School Environmental Law and Sustainability Center Document Name: Brief in Support of Commonwealth's Application for Summary Relief		Amicus Curiae	
September 23, 2022	Amicus Curiae Brief Citizens for Pennsylvania's Future Clean Air Council Natural Resources Defense Council Sierra Club Environmental Defense Fund Document Name: Brief in Support of Commonwealth's Application for Summary Relief		Intervenor Intervenor Amicus Curiae Intervenor Intervenor	
September 23, 2022	Amicus Curiae Brief Pennsylvania Manufacturer's Association Industrial Energy Consumers of Pennsylvania Pennsylvania Energy Consumer Alliance Pennsylvania Chamber of Business and Industry National Federation of Independent Business Document Name: Brief if Amici Curiae Pa. Manufacturers' Ass., Industrial Energy Consumers of Pa., Pa. Energy Comment: Consumer Alliance, Pa. Chamber of Business and Industry and National Federation of Independent Business in Support of Petitioners' App. for Summary Relief		Amicus Curiae Amicus Curiae Amicus Curiae Amicus Curiae Amicus Curiae	
October 12, 2022	Order Filed Supreme Court of Pennsylvania Document Name: 82 MAP 2022-QUASHED.			10/12/2022

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 247 MD 2022****Page 45 of 51****February 7, 2026****DOCKET ENTRY**

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
October 12, 2022	Order Filed Supreme Court of Pennsylvania Document Name: 84 MAP 2022-QUASHED.			10/12/2022
October 13, 2022	Argument Scheduled Krimmel, Michael Document Name: WEDNESDAY, November 16, 2022 @ 9:30 a.m. (En Banc), Court Room 1, Ninth Floor, Widener Building, Comment: 1339 Chestnut Street, Philadelphia, PA No. 37 on the list. Cross-applications for summary relief			
October 13, 2022	Notice Commonwealth Court Filing Office Document Name: 89 MAP 2022 forwarded to Supreme Court Middle District			
October 13, 2022	Certificate of Service Filed Commonwealth Court Filing Office Document Name: List of Documents forwarded to counsel & all unrepresented parties pursuant to PaRAP 1931(d)			
October 14, 2022	Application for Leave to File Amicus Brief Woodwell, Davitt Bell Document Name: Application on behalf of brief of PA Environment Council, Inc. for leave to file amicus brief.	Pennsylvania Environmental Council Amicus Curiae		
October 14, 2022	Petitioner's Brief Filed Bowfin KeyCon Holdings LLC Chief Power Finance II, LLC Chief Power Transfer Parent, LLC KeyCon Power Holdings, LLC GenOn Holdings, Inc. Pennsylvania Coal Alliance United Mine Workers of America International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers and Helpers International Brotherhood of Electrical Workers Document Name: Petitioner Brief in Opposition to Respondents' Application for Summary Relief		Petitioner Petitioner Petitioner Petitioner Petitioner Petitioner Petitioner Petitioner Petitioner	
October 14, 2022	Amicus Curiae Brief Calpine Corporation Tenaska Westmoreland Management, LLC Fairless Energy, L.L.C. Document Name: Brief in Opposition to Respondents' Application for Summary Relief		Amicus Curiae Amicus Curiae Amicus Curiae	

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 46 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
October 14, 2022	Memorandum of Law Filed			
	Pennsylvania Department of Environmental Protection		Respondent	
	Pennsylvania Environmental Quality Board		Respondent	
	Document Name: Memo of Law in Opposition to Petitioners' Application for Summary Relief			
October 14, 2022	Amicus Curiae Brief			
	State of New York		Amicus Curiae	
	State of Connecticut		Amicus Curiae	
	State of Maine		Amicus Curiae	
	State of Maryland		Amicus Curiae	
	Commonwealth of Massachusetts		Amicus Curiae	
	State of New Jersey		Amicus Curiae	
	City of New York		Amicus Curiae	
	State of Rhode Island		Amicus Curiae	
	Document Name: Brief in Opposition to Petitioners' Application for Summary Relief			
October 14, 2022	Amicus Curiae Brief			
	Constellation Energy Corporation		Amicus Curiae	
	Constellation Energy Generation LLC		Amicus Curiae	
	Document Name: Brief in Opposition to Senate Interveners' and Petitioners' Applications for Summary Relief			
October 18, 2022	Order Granting Application for Leave to File Amicus Brief			10/18/2022
	Per Curiam			
	Document Name: Pennsylvania Environmental Council, Inc. Application is Granted			
	Comment: AND NOW, this 18th day of October, 2022, the application filed by the Pennsylvania Environmental Council, Inc. for leave to file an amicus brief in the above-captioned matter is hereby GRANTED.			
October 19, 2022	Amicus Curiae Brief			
	Woodwell, Davitt Bell	Pennsylvania Environmental Council	Amicus Curiae	
	Pennsylvania Environmental Council		Amicus Curiae	

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 47 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
October 21, 2022	Petitioner's Reply Brief Filed			
	Bowfin KeyCon Holdings LLC		Petitioner	
	Chief Power Finance II, LLC		Petitioner	
	Chief Power Transfer Parent, LLC		Petitioner	
	KeyCon Power Holdings, LLC		Petitioner	
	GenOn Holdings, Inc.		Petitioner	
	Pennsylvania Coal Alliance		Petitioner	
	United Mine Workers of America		Petitioner	
	International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers and Helpers		Petitioner	
	International Brotherhood of Electrical Workers		Petitioner	
October 21, 2022	Respondent's Reply Brief Filed			
	Pennsylvania Department of Environmental Protection		Respondent	
	Pennsylvania Environmental Quality Board		Respondent	
November 11, 2022	Order Filed			11/11/2022
	Per Curiam			
	Document Name: Regarding presentation of argument			
November 11, 2022	Comment: NOW, November 11, 2022, 30 minutes shall be set aside for oral argument in this matter before the Court sitting en banc on November 16, 2022. Petitioners shall have 15 minutes to present their arguments in support of their Application for Summary Relief and in opposition to the Cross-Application for Summary Relief filed by Respondents. Respondents shall have 15 minutes to present their arguments in support of their Cross-Application for Summary Relief and in opposition to Petitioners' Application for Summary Relief.			
	Each side may reserve a portion of their allocated time for rebuttal.			
March 24, 2023	Order Filed			03/24/2023
	Supreme Court of Pennsylvania			
	Document Name: 80 & 88 MAP 2022-Appeals Dismissed.			
March 24, 2023	Commonwealth Court Decision Affirmed			
	Supreme Court of Pennsylvania			
	Document Name: 89 MAP 2022			
May 19, 2023	Application for Relief			
	Gallagher, Thomas Joseph, IV	Pennsylvania Department of Environ	Respondent	
	Gallagher, Thomas Joseph, IV	Pennsylvania Environmental Quality	Respondent	
	Document Name: Application to Take Notice of New Authority			

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 48 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
May 31, 2023	Answer to Application for Relief			
	Holtzman, Anthony Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Finance II, LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Transfer Parent, LLC	Petitioner	
	Holtzman, Anthony Richard	KeyCon Power Holdings, LLC	Petitioner	
	Holtzman, Anthony Richard	GenOn Holdings, Inc.	Petitioner	
	Holtzman, Anthony Richard	Pennsylvania Coal Alliance	Petitioner	
	Holtzman, Anthony Richard	United Mine Workers of America	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Boilerm	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Electric	Petitioner	
	Overstreet, David R.	Pennsylvania Coal Alliance	Petitioner	
	Overstreet, David R.	United Mine Workers of America	Petitioner	
	Overstreet, David R.	International Brotherhood of Electric	Petitioner	
	Overstreet, David R.	International Brotherhood of Boilerm	Petitioner	
	Document Name: Pets.' Response to App. to Take Notice of New Authority			
June 8, 2023	Order Granting Application for Relief			06/08/2023
	Per Curiam			
	Document Name: Application to Take Notice of New Authority (Application) is GRANTED in part			
	Comment: AND NOW, this 8th day of June, 2023, Respondents' Application to Take Notice of New Authority (Application) is GRANTED to the extent that all relevant precedent will be considered in disposing of the above-captioned matter. The Application is DENIED in all other respects.			
November 1, 2023	Summary Relief Granted			11/01/2023
	Wojcik, Michael H.			
	Document Name: Memorandum Opinion: Petitioners' ASR is GRANTED / All outstanding ASRs & apps. are DISMISSED as moot			
	Comment: AND NOW, this 1st day of November, 2023, the Application for Summary Relief (ASR) filed by Petitioners in the above-captioned matter is GRANTED in part, in accordance with the foregoing Memorandum Opinion. The regulations promulgated by the Pennsylvania Department of Environmental Protection (DEP) and the Pennsylvania Environmental Quality Board (EQB) referred to as the "Trading Program Regulation" (Rulemaking), and found at 25 Pa. Code §§145.301-145.409, are DECLARED VOID. DEP and EQB are ENJOINED from enforcing the Rulemaking. All outstanding ASRs and applications filed in this case are DISMISSED as moot.			
	Judge Covey did not participate in the decision of this case.			
	Judge Fizzano Cannon did not participate in the decision of this case.			
	Judge Wallace did not participate in the decision of this case.			
November 21, 2023	Notice of Appeal to PA Supreme Court Filed			
	Kearney, Brian Nolan	Pennsylvania Department of Environ	Respondent	
	Kearney, Brian Nolan	Pennsylvania Environmental Quality	Respondent	
	Document Name: 107 MAP 2023			

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 49 of 51

February 7, 2026



DOCKET ENTRY

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
November 21, 2023	Application for Relief			
	Holtzman, Anthony Richard	Bowfin KeyCon Holdings LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Finance II, LLC	Petitioner	
	Holtzman, Anthony Richard	Chief Power Transfer Parent, LLC	Petitioner	
	Holtzman, Anthony Richard	KeyCon Power Holdings, LLC	Petitioner	
	Holtzman, Anthony Richard	GenOn Holdings, Inc.	Petitioner	
	Holtzman, Anthony Richard	Pennsylvania Coal Alliance	Petitioner	
	Holtzman, Anthony Richard	United Mine Workers of America	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Boilerm	Petitioner	
	Holtzman, Anthony Richard	International Brotherhood of Electric	Petitioner	
	Document Name: Petitioner's Application to Vacate Automatic Supersedeas			
November 22, 2023	Answer to Application for Relief			
	Kearney, Brian Nolan	Pennsylvania Department of Environ	Respondent	
	Kearney, Brian Nolan	Pennsylvania Environmental Quality	Respondent	
	Document Name: Answer to Application to Vacate Automatic Supersedeas			
November 28, 2023	Order Granting Application for Relief			11/28/2023
	Per Curiam			
	Document Name: Automatic Supersedeas is VACATED			
	Comment: AND NOW, this 28th day of November, 2023, upon consideration of Petitioners' Application to Vacate Automatic Supersedeas (Application), and Respondents' Answer to the Application wherein Respondents do not oppose the requested relief, the Application is hereby GRANTED in accordance with our memorandum opinion in Bowfin KeyCon Holdings, LLC v. Pennsylvania Department of Environmental Protection (Pa. Cmwlth., No. 247 M.D. 2022, filed November 1, 2023). Accordingly, we VACATE the automatic supersedeas of Pa.R.A.P. 1736, which resulted from Respondents' filing of a notice of appeal in the Pennsylvania Supreme Court, such that our prior Order in this matter dated November 1, 2023, remains in effect.			
November 29, 2023	Notice of Appeal to PA Supreme Court Filed			
	O'Neill, Jessica Rose	Citizens for Pennsylvania's Future	Intervenor	
	O'Neill, Jessica Rose	Clean Air Council	Intervenor	
	O'Neill, Jessica Rose	Sierra Club	Intervenor	
	O'Neill, Jessica Rose	Environmental Defense Fund	Intervenor	
	Document Name: 111 MAP 2023			
November 29, 2023	Notice			
	Commonwealth Court Filing			
	Office			
	Document Name: 111 MAP 2023 - Jurisdictional Statement to PA Supreme Court Middle District			
December 1, 2023	Notice of Appeal to PA Supreme Court Filed			
	Van Orden, James F.	Constellation Energy Corporation	Amicus Curiae	
	Van Orden, James F.	Constellation Energy Generation LLC	Amicus Curiae	
	Document Name: 116 MAP 2023			

Miscellaneous Docket Sheet**Commonwealth Court of Pennsylvania****Docket Number: 247 MD 2022****Page 50 of 51****February 7, 2026****DOCKET ENTRY**

Filed Date	Docket Entry / Filer	Representing	Participant Type	Exit Date
December 1, 2023	Notice of Appeal to PA Supreme Court Filed Van Orden, James F. Van Orden, James F. Document Name: 114 MAP 2023	Constellation Energy Corporation Constellation Energy Generation LLC	Amicus Curiae Amicus Curiae	
December 19, 2023	Praecipe for Withdrawal of Appearance Minott, Joseph Otis Cohen, Paul Jay, II Document Name: Atty.s Minott and Cohen for Clean Air Council	Clean Air Council Clean Air Council	Intervenor Intervenor	
June 10, 2024	Notice Commonwealth Court Filing Office Document Name: 107 & 111 MAP 2023-Record forwarded to the Supreme Court of PA, Middle District.			
June 10, 2024	Certificate of Service Filed Commonwealth Court Filing Office Document Name: List of documents forwarded to counsel & all unrepresented parties pursuant to Pa. R.A.P. 1931(d).			
July 18, 2024	Order Filed Supreme Court of Pennsylvania Document Name: 86 MAP 2022-Commonwealth Court is REVERSED.			07/18/2024
September 4, 2024	Notice Commonwealth Court Filing Office Document Name: 107 & 111 MAP 2023-Supp. Record forwarded to Supreme Court of PA, Middle District. Thumb Drive of Comment: Exhibits 3 & 4 to the 9/23/22 Affidavit of Anthony R. Holtzman.			
September 4, 2024	Notice Supreme Court of Pennsylvania Document Name: 107 & 111 MAP 2023-Acknowledgment of receipt of Supp. Record(Thumb Drive).			
January 6, 2026	Order Filed Supreme Court of Pennsylvania Document Name: 107 MAP 2023-Appeal Dismissed			01/06/2026

SESSION INFORMATION

Journal Number: 37-11-2022
 Consideration Type: En Banc Argument
 Listed/Submitted Date: November 16, 2022

DISPOSITION INFORMATION

Miscellaneous Docket Sheet

Commonwealth Court of Pennsylvania

Docket Number: 247 MD 2022

Page 51 of 51

February 7, 2026



DISPOSITION INFORMATION

Final Disposition: No

Related Journal No:

Judgment Date:

Category: Decided Disposition Author: Wojcik, Michael H.

Disposition: Summary Relief Granted Disposition Date: November 1, 2023

Disposition Comment: AND NOW, this 1st day of November, 2023, the Application for Summary Relief (ASR) filed by Petitioners in the above-captioned matter is GRANTED in part, in accordance with the foregoing Memorandum Opinion. The regulations promulgated by the Pennsylvania Department of Environmental Protection (DEP) and the Pennsylvania Environmental Quality Board (EQB) referred to as the "Trading Program Regulation" (Rulemaking), and found at 25 Pa. Code §§145.301-145.409, are DECLARED VOID. DEP and EQB are ENJOINED from enforcing the Rulemaking. All outstanding ASRs and applications filed in this case are DISMISSED as moot.

Judge Covey did not participate in the decision of this case.
 Judge Fizzano Cannon did not participate in the decision of this case.
 Judge Wallace did not participate in the decision of this case.

Dispositional Filing: **Memorandum Opinion** Filing Author: Wojcik, Michael H.

Filed Date: 11/1/2023 12:00:00AM

Dispositional Filing: **Dissenting Opinion** Filing Author: Ceisler, Ellen

Filed Date: 11/1/2023 12:00:00AM

REARGUMENT / RECONSIDERATION / REMITTAL

Filed Date: July 20, 2022

Disposition: Order Denying Application for Reconsideration

Disposition Date: July 22, 2022

Record Remittal:

Filed Date: July 20, 2022

Disposition:

Disposition Date:

Record Remittal: