

Supreme Court of Pennsylvania



Appeal Docket Sheet

Docket Number: 107 MAP 2023

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June 6, 2025

CAPTION

Bowfin KeyCon Holdings, LLC; Chief Power Finance II, LLC; Chief Power Transfer Parent, LLC; KeyCon Power Holdings, LLC; Heritage Power, LLC; 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, Appellees

v.

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

CASE INFORMATION

Initiating Document: Notice of Appeal

Case Status: Active

Journal Number: J-33B-2025 May 13, 2025

Case Category: Civil

Case Type(s): Environmental Protection,
Department of
Environmental Quality Board

CONSOLIDATED CASES

RELATED CASES

| Docket No / Reason | Type | Docket No / Reason | Type |
|----------------------------|--------------|--|---------|
| 106 MAP 2023 Sua Sponte | Consolidated | 80 MAP 2022 Same Record Below Bowfin KeyCon Hldgs. et al. v. DEP et al., Aplt. | Related |
| 110 MAP 2023 Sua Sponte | Consolidated | 82 MAP 2022 Same Record Below Bowfin KeyCon Hldgs. et al. v. DEP et al., | Related |
| 111 MAP 2023 Sua Sponte | Consolidated | 84 MAP 2022 Same Record Below Bowfin KeyCon Hldgs. et al. v. DEP et al., | Related |
| 113 MAP 2023 Sua Sponte | Consolidated | 86 MAP 2022 Same Record Below Bowfin KeyCon Hldgs. et al. v. DEP et al. | Related |
| 114 MAP 2023 Sua Sponte | Consolidated | 88 MAP 2022 Same Record Below Bowfin KeyCon Hldgs. et al. v. DEP et al., | Related |
| 115 MAP 2023 Sua Sponte | Consolidated | 89 MAP 2022 Same Record Below Bowfin KeyCon Hldgs. et al., Aplt. v. DEP et al. | Related |
| 116 MAP 2023 Sua Sponte | Consolidated | 111 MAP 2023 Same Record Below Bowfin, et al. v DEP, et al.; Apl of: Citizen | Related |
| | | 113 MAP 2023 Similar Issues DEP et al. Aplt v. PA Legislative Reference Bureau | Related |
| | | 114 MAP 2023 Same Record Below Bowfin KeyCon Hldgs. et al. v. DEP et al. | Related |

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RELATED CASES

| Docket No / Reason | Type |
|--|---------|
| 115 MAP 2023 | Related |
| Similar Issues | |
| DEP, et al. v. PA Legislative Reference Bureau | |
| 116 MAP 2023 | Related |
| Same Record Below | |
| Bowfin KeyCon Hldgs. et al. v. DEP et al. | |

COUNSEL INFORMATION

Attorney: Reiley, Robert Anthony
 Pennsylvania Office of General Counsel
 Address: Pa Dep Rcsob
 400 Market St 9th Fl
 Harrisburg, PA 17101-2301
 Phone No: (717) 787-0478
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: Pennsylvania Environmental Quality Board, Appellant
 Pro Se: No
 IFP Status:

Attorney: Stares, Diana
 Department of Environmental Protection
 Address: Dep Harrisburg Office Of Chief Counsel
 400 Market St 16th Fl
 Harrisburg, PA 17101
 Phone No: (717) 787-4449
 Receive Mail: Yes
 Representing: Pennsylvania Department of Environmental Protection, Appellant
 Pro Se: No
 IFP Status:

Attorney: Boyer, Jacob Biehl
 Office of General Counsel
 Address: 333 Market St
 17th Floor
 Harrisburg, PA 17101
 Phone No: (717) 460-6786
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: Pennsylvania Department of Environmental Protection, Appellant
 Pro Se: No
 IFP Status:
 Representing: Pennsylvania Environmental Quality Board, Appellant
 Pro Se: No
 IFP Status:

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COUNSEL INFORMATION

Attorney: Burruss, John Chesley
 Ballard Spahr LLP
 Address: 1735 Market St Fl 51
 Philadelphia, PA 19103
 Phone No: (215) 864-8237
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: Pennsylvania Department of Environmental Protection, Appellant
 Pro Se: No
 IFP Status:
 Representing: Pennsylvania Environmental Quality Board, Appellant
 Pro Se: No
 IFP Status:

Attorney: Gallagher, Thomas Joseph, IV
 Ballard Spahr, LLP
 Address: Ballard Spahr Llp
 1735 Market St
 Philadelphia, PA 19103-7599
 Phone No: (215) 864-8383
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: Pennsylvania Department of Environmental Protection, Appellant
 Pro Se: No
 IFP Status:
 Representing: Pennsylvania Environmental Quality Board, Appellant
 Pro Se: No
 IFP Status:

Attorney: Hazlett, Thomas W.
 Ballard Spahr, LLP
 Address: Ballard Spahr Llp
 1735 Market St Fl 51
 Philadelphia, PA 19103
 Phone No: (215) 665-8500
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: Pennsylvania Department of Environmental Protection, Appellant
 Pro Se: No
 IFP Status:
 Representing: Pennsylvania Environmental Quality Board, Appellant
 Pro Se: No
 IFP Status:

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COUNSEL INFORMATION

Attorney: Kearney, Brian Nolan
 Ballard Spahr, LLP
 Address: Ballard Spahr Llp
 1735 Market St 51st Fl
 Philadelphia, PA 19103-7599
 Phone No: (609) 284-2479
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: Pennsylvania Department of Environmental Protection, Appellant
 Pro Se: No
 IFP Status:
 Representing: Pennsylvania Environmental Quality Board, Appellant
 Pro Se: No
 IFP Status:

Attorney: Watson, Travis Wood
 Ballard Spahr LLP
 Address: 1735 Market St
 51st Floor
 Philadelphia, PA 19103
 Phone No: (215) 864-8475
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: Pennsylvania Department of Environmental Protection, Appellant
 Pro Se: No
 IFP Status:
 Representing: Pennsylvania Environmental Quality Board, Appellant
 Pro Se: No
 IFP Status:

Attorney: White, Matthew Adam
 Ballard Spahr, LLP
 Address: Ballard Spahr Llp
 1735 Market St Fl 51
 Philadelphia, PA 19103-7599
 Phone No: (215) 864-8849
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: Pennsylvania Department of Environmental Protection, Appellant
 Pro Se: No
 IFP Status:
 Representing: Pennsylvania Environmental Quality Board, Appellant
 Pro Se: No
 IFP Status:

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COUNSEL INFORMATION

Attorney: Macfarlan, Tad John
 K&L Gates LLP
 Address: K&L Gates Llp
 17 N 2ND St 18th Fl
 Harrisburg, PA 17101-1507
 Phone No: (717) 231-4513
 Receive Mail: Yes
 Representing: Bowfin KeyCon Holdings LLC, et al, Appellee
 Pro Se: No
 IFP Status:

Attorney: Fine, David R.
 K&L Gates LLP
 Address: K&L Gates Llp
 17 N 2ND St 18th Fl
 Harrisburg, PA 17101-1507
 Phone No: (717) 231-5820
 Receive Mail: Yes
 Receive EMail: Yes Email:
 Representing: Bowfin KeyCon Holdings LLC, et al, Appellee
 Pro Se: No
 IFP Status:

Attorney: Nestor, Christopher R.
 Overstreet & Nestor, LLC
 Address: 461 Cochran Rd. Box 237
 Pittsburgh, PA 15228
 Phone No: (717) 645-1861
 Receive Mail: Yes
 Representing: Bowfin KeyCon Holdings LLC, et al, Appellee
 Pro Se: No
 IFP Status:

Attorney: Overstreet, David R.
 Overstreet & Nestor, LLC
 Address: Overstreet & Nestor LLC
 461 Cochran Road Box 237
 Pittsburgh, PA 15228
 Phone No: (717) 645-1861
 Receive Mail: Yes
 Representing: Bowfin KeyCon Holdings LLC, et al, Appellee
 Pro Se: No
 IFP Status:

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COUNSEL INFORMATION

| | | |
|---------------|---|--|
| Attorney: | Ballenger, Robert Wilson | |
| | Community Legal Services of Philadelphia | |
| Address: | Community Legal Services 1424 Chestnut St Philadelphia, PA 19102-2556 | |
| Phone No: | (215) 981-3700 | |
| Receive Mail: | Yes | |
| Representing: | Community Legal Services, Inc., Amicus Curiae | |
| Pro Se: | No | |
| IFP Status: | | |

| | | |
|----------------|--|--------|
| Attorney: | Beckley, Charles Owen, II | |
| | Beckley & Madden, LLC | |
| Address: | Beckley & Madden LLC 212 N 3RD St Ste 301 Harrisburg, PA 17101 | |
| Phone No: | (717) 233-7691 | |
| Receive Mail: | Yes | |
| Receive EMail: | Yes | Email: |
| Representing: | Pennsylvania Manufacturers' Association, et al., Amicus Curiae | |
| Pro Se: | No | |
| IFP Status: | | |

| | | |
|----------------|--|--------|
| Attorney: | Bockis, Andrew Tyler | |
| | Saul Ewing LLP | |
| Address: | 2 N 2ND St Fl 7 Harrisburg, PA 17101-1619 | |
| Phone No: | (717) 257-7520 | |
| Receive Mail: | Yes | |
| Receive EMail: | Yes | Email: |
| Representing: | Calpine Corporation, et al., Amicus Curiae | |
| Pro Se: | No | |
| IFP Status: | | |

| | | |
|----------------|--|--------|
| Attorney: | Brown, C. Baird | |
| | eco(n)law LLC | |
| Address: | 230 S Broad St 17th Floor Philadelphia, PA 19102 | |
| Phone No: | (215) 586-6615 | |
| Receive Mail: | Yes | |
| Receive EMail: | Yes | Email: |
| Representing: | Keystone Energy Efficiency Alliance, et al., Amicus Curiae | |
| Pro Se: | No | |
| IFP Status: | | |

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COUNSEL INFORMATION

| | | |
|----------------|---|--------|
| Attorney: | Chermak, Douglas Jonathan | |
| | Super Law Group, LLC | |
| Address: | 222 Broadway 22nd Floor | |
| | New York, NY 10038 | |
| Phone No: | (510) 821-3474 | |
| Receive Mail: | Yes | |
| Receive EMail: | Yes | Email: |
| Representing: | Pennsylvania Environmental Council, Inc., Amicus Curiae | |
| Pro Se: | No | |
| IFP Status: | | |

| | | |
|---------------|---|--|
| Attorney: | Dernbach, John C. | |
| | Widener University Commonwealth Law School | |
| Address: | Widener Univ Commonwealth Law School | |
| | 3800 Vartan Wy | |
| | Harrisburg, PA 17110 | |
| Phone No: | (717) 541-1933 | |
| Receive Mail: | Yes | |
| Representing: | Widener University Commonwealth Law School Environmental Law and Sustainability Center, Amicus Curiae | |
| Pro Se: | No | |
| IFP Status: | | |

| | | |
|---------------|---|--|
| Attorney: | Marx, Elizabeth Rowan | |
| | Pennsylvania Utility Law Project (a project of Regional Housing Legal Services) | |
| Address: | 118 Locust St | |
| | Harrisburg, PA 17101 | |
| Phone No: | (717) 710-3825 | |
| Receive Mail: | Yes | |
| Representing: | Pennsylvania Utility Law Project, Amicus Curiae | |
| Pro Se: | No | |
| IFP Status: | | |

| | | |
|---------------|--|--|
| Attorney: | Masciantonio, Christopher J. | |
| Address: | 1153 Claridge Elliott Rd | |
| | Jeannette, PA 15644 | |
| Phone No: | (412) 400-1679 | |
| Receive Mail: | Yes | |
| Representing: | Builders Guild of Western Pennsylvania and Pittsburg Works Together, Amicus Curiae | |
| Pro Se: | No | |
| IFP Status: | | |

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COUNSEL INFORMATION

Attorney: McKinsty, Robert Bruce, Jr.

Address: 548 School House Rd
Kennett Square, PA 19348

Phone No: (484) 467-3207

Receive Mail: Yes

Receive EMail: Yes Email:

Representing: McKinsty, Robert B., Amicus Curiae

Pro Se: No

IFP Status:

Attorney: Pappasergi, Todd Michael
Pennsylvania Independent Oil and Gas Association

Address: 100 Allegheny Dr
Ste 104
Warrendale, PA 15086

Phone No: (724) 933-7306

Receive Mail: Yes

Receive EMail: Yes Email:

Representing: Pennsylvania Independent Oil & Gas Association, Amicus Curiae

Pro Se: No

IFP Status:

Attorney: Routh, Robert

Address: Natural Resources Defense Council
1152 15th Street NW
Suite 300
Washington, DC 20005

Receive Mail: Yes

Representing: Natural Resources Defense Council, Amicus Curiae

Pro Se: No

IFP Status:

Attorney: Williams, Lauren M.
Greenworks Law and Consulting LLC (owner)

Address: Greenworks Law And Consulting LLC
8 Atkinson Dr # 1746
Doylestown, PA 18901

Phone No: (267) 360-6188

Receive Mail: Yes

Receive EMail: Yes Email:

Representing: Damascus Citizens for Sustainability, Amicus Curiae

Pro Se: No

IFP Status:

Supreme Court of Pennsylvania



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COUNSEL INFORMATION

Attorney: Argetsinger, Beren

Address: Keyes & Fox LLP
580 California Street
Floor 12
San Francisco, CA 94104

Receive Mail: Yes

Representing: Natural Resources Defense Council, Amicus Curiae

Pro Se: No

IFP Status:

Attorney: Dixon, John Rolland
Saul Ewing LLP

Address: 2 N Second St 7th Fl
Harrisburg, PA 17101

Phone No: (717) 257-7561

Receive Mail: Yes

Receive EMail: Yes Email:

Representing: Calpine Corporation, et al., Amicus Curiae

Pro Se: No

IFP Status:

Attorney: Nugent, Patrick Francis
Saul Ewing LLP

Address: Centre Square West
1500 Market Street, 38th Floor
Philadelphia, PA 19102-9863

Phone No: (215) 972-7134

Receive Mail: Yes

Receive EMail: Yes Email:

Representing: Calpine Corporation, et al., Amicus Curiae

Pro Se: No

IFP Status:

Attorney: Regan, John Paul
Saul Ewing LLP

Address: 1 Ppg Pl Ste 3010
Pittsburgh, PA 15222

Phone No: (412) 209-2502

Receive Mail: Yes

Receive EMail: Yes Email:

Representing: Calpine Corporation, et al., Amicus Curiae

Pro Se: No

IFP Status:

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SUPREME COURT INFORMATION

Appeal From: the Order of the Commonwealth Court at No. 247 MD 2022 dated November 1, 2023

Appeal Filed Below: 11/21/2023 12:00:00AM

Probable Jurisdiction Noted: June 7, 2024

Docketed Date: November 27, 2023

Allocatur/Miscellaneous Granted:

Allocatur/Miscellaneous Docket No.:

Allocatur/Miscellaneous Grant Order:

FEE INFORMATION

| Fee Dt | Fee Name | Fee Amt | Receipt Dt | Receipt No | Receipt Amt |
|------------|------------------|---------|------------|-------------------|-------------|
| 11/21/2023 | Notice of Appeal | 90.25 | 11/27/2023 | 2023-SUP-M-002913 | 90.25 |

INTERMEDIATE APPELLATE COURT INFORMATION

Court Name:

Docket Number:

Date of Order:

Rearg/Recon Disp Date:

Rearg/Recon Disposition:

Judge(s):

Intermediate Appellate Court Action:

Referring Court:

AGENCY/TRIAL COURT INFORMATION

Court Below: Commonwealth Court of Pennsylvania

County:

Division: Commonwealth Court of Pennsylvania

Date of Agency/Trial Court Order: November 1, 2023

Docket Number: 247 MD 2022

Judge(s):

Ceisler, Ellen
 Cohn Jubelirer, Renee
 Dumas, Lori A.
 McCullough, Patricia A.
 Wojcik, Michael H.

OTN:

Order Type:

Order

ORIGINAL RECORD CONTENT

| Original Record Item | Filed Date | Content/Description |
|----------------------|--------------------|---------------------|
| Part(s) | June 11, 2024 | |
| Exhibit(s) | June 11, 2024 | 1 folder |
| Supplemental Parts | June 11, 2024 | 18 |
| Transcript(s) | June 11, 2024 | |
| Exhibit(s) | September 05, 2024 | 1 - USB Drive |

Record Remittal:

BRIEFING SCHEDULE

Amicus Curiae

Builders Guild of Western Pennsylvania and Pittsburgh
 Works Together

Brief

Due: September 9, 2024

Filed: September 9, 2024

Appellee

Bowfin KeyCon Holdings LLC, et al
 Brief

Due: September 9, 2024

Filed: September 9, 2024

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BRIEFING SCHEDULE

Amicus Curiae

Builders Guild of Western Pennsylvania and Pittsburgh Works Together

Calpine Corporation, et al.
Brief

Due: September 9, 2024 Filed: September 9, 2024

Community Legal Services, Inc.
Brief

Due: July 22, 2024 Filed: July 22, 2024

Damascus Citizens for Sustainability
Brief

Due: July 22, 2024 Filed: July 22, 2024

Keystone Energy Efficiency Alliance, et al.
Brief

Due: July 22, 2024 Filed: July 22, 2024

McKinstry, Robert B.
Brief

Due: July 22, 2024 Filed: July 22, 2024

Natural Resources Defense Council
Brief

Due: July 22, 2024 Filed: July 22, 2024

Pennsylvania Environmental Council, Inc.
Brief

Due: July 22, 2024 Filed: July 22, 2024

Pennsylvania Independent Oil & Gas Association
Brief

Due: September 9, 2024 Filed: September 9, 2024

Pennsylvania Manufacturers' Association, et al.
Brief

Due: September 9, 2024 Filed: September 9, 2024

Pennsylvania Utility Law Project
Brief

Due: July 22, 2024 Filed: July 22, 2024

Widener University Commonwealth Law School
Environmental Law and Sustainability Center
Brief

Due: July 22, 2024 Filed: July 22, 2024

Appellee

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

Due: September 9, 2024 Filed: September 9, 2024

International Brotherhood of Electrical Workers
Brief

Due: September 9, 2024 Filed: September 9, 2024

Pennsylvania Coal Alliance
Brief

Due: September 9, 2024 Filed: September 9, 2024

United Mine Workers of America
Brief

Due: September 9, 2024 Filed: September 9, 2024

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BRIEFING SCHEDULE

Appellant**Pennsylvania Department of Environmental Protection
Brief**

Due: July 22, 2024

Filed: July 22, 2024

Reply Brief

Due: October 9, 2024

Filed: October 9, 2024

Reproduced Record

Due: July 22, 2024

Filed: July 22, 2024

**Pennsylvania Environmental Quality Board
Brief**

Due: July 22, 2024

Filed: July 22, 2024

Reply Brief

Due: October 9, 2024

Filed: October 9, 2024

Reproduced Record

Due: July 22, 2024

Filed: July 22, 2024

SESSION INFORMATION

Journal Number: J-33B-2025
 Listed/Submitted Date: May 13, 2025
 Consideration Type: Oral Argument Supreme Ct.

DOCKET ENTRY

| Filed Date | Docket Entry / Representing | Participant Type | Filed By |
|--------------------------|--|------------------|---|
| November 21, 2023 | Notice of Appeal | Appellant | Pennsylvania Department of Environmental Protection Pennsylvania Environmental Quality Board |
| | | Appellant | |
| November 21, 2023 | Jurisdictional Statement | Appellant | Pennsylvania Department of Environmental Protection Pennsylvania Environmental Quality Board |
| | | Appellant | |
| November 30, 2023 | Praecepte for Appearance Pennsylvania Department of Environmental Protection Pennsylvania Environmental Quality Board | Appellant | Boyer, Jacob Biehl |
| | | Appellant | Boyer, Jacob Biehl |

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| Filed Date | Docket Entry / Representing | Participant Type | Filed By |
|---|--|------------------|---|
| November 30, 2023 | Praecepte for Appearance | | |
| | Pennsylvania Department of Environmental Protection | Appellant | Burruss, John Chesley |
| | Pennsylvania Environmental Quality Board | Appellant | Burruss, John Chesley |
| November 30, 2023 | Praecepte for Appearance | | |
| | Pennsylvania Department of Environmental Protection | Appellant | Watson, Travis Wood |
| | Pennsylvania Environmental Quality Board | Appellant | Watson, Travis Wood |
| December 5, 2023 | No Answer Letter to Notice of Appeal & Jurisdictional Statement | Appellee | Bowfin KeyCon Holdings LLC, et al |
| January 18, 2024 | Application for Order of Substitution | Appellee | International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers and Helpers |
| | | Appellee | International Brotherhood of Electrical Workers |
| | | Appellee | Pennsylvania Coal Alliance |
| | | Appellee | United Mine Workers of America |
| | | Appellee | Bowfin KeyCon Holdings LLC, et al |
| January 29, 2024 | No Answer Letter to Application for Order of Substitution | Appellant | Pennsylvania Department of Environmental Protection |
| | | Appellant | Pennsylvania Environmental Quality Board |
| June 7, 2024 | Probable Jurisdiction Noted | | Per Curiam |
| Comments: AND NOW, this 7th day of June, 2024, probable jurisdiction is NOTED. | | | |
| The Application for Order of Substitution is GRANTED. Heritage Power, LLC, is SUBSTITUTED for GenOn Holdings, Inc. The Prothonotary is DIRECTED to amend the caption accordingly. | | | |
| June 7, 2024 | Order Exited | | Office of the Prothonotary |
| June 11, 2024 | Commonwealth Court Record Received | | Commonwealth Court of Pennsylvania |

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DOCKET ENTRY

| Filed Date | Docket Entry / Representing | Participant Type | Filed By |
|---------------|---|--------------------------------|--|
| June 21, 2024 | Designation of Contents of Reproduced Record | Appellant | Pennsylvania Department of Environmental Protection |
| | | Appellant | Pennsylvania Environmental Quality Board |
| June 26, 2024 | Praecipe for Appearance Bowfin KeyCon Holdings LLC, et al | Appellee | Fine, David R. |
| June 26, 2024 | Praecipe for Withdrawal of Appearance Bowfin KeyCon Holdings LLC, et al | Appellee | Holtzman, Anthony Richard |
| July 22, 2024 | Amicus Curiae Brief | Amicus Curiae | Pennsylvania Environmental Council, Inc. |
| July 22, 2024 | Amicus Curiae Brief | Amicus Curiae Amicus Curiae | Community Legal Services, Inc. Pennsylvania Utility Law Project |
| July 22, 2024 | Amicus Curiae Brief | Amicus Curiae | Damascus Citizens for Sustainability |
| July 22, 2024 | Amicus Curiae Brief | Amicus Curiae Amicus Curiae | Widener University Commonwealth Law School Environmental Law and Sustainability Center McKinstry, Robert B. |
| July 22, 2024 | Amicus Curiae Brief | Amicus Curiae | Natural Resources Defense Council |
| July 22, 2024 | Appellant's Brief | Appellant Appellant | Pennsylvania Department of Environmental Protection Pennsylvania Environmental Quality Board |
| July 22, 2024 | Appellant's Reproduced Record Filed | Appellant Appellant | Pennsylvania Department of Environmental Protection Pennsylvania Environmental Quality Board |

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DOCKET ENTRY

| Filed Date | Docket Entry / Representing | Participant Type | Filed By |
|---|---|------------------|---|
| July 22, 2024 | Amicus Curiae Brief | Amicus Curiae | Keystone Energy Efficiency Alliance, et al. |
| Comments: Amicus Brief on behalf of Celentano Energy Services, CHP-Funder.com, eco(n)law LLC, Green Building Alliance, Keystone Energy Efficiency Alliance, Krug Architects, Performance Systems Development of New York, LLC, Philadelphia Solar Energy Association, RER Energy Services, Sumintra, and Vote Solar-Mid Atlantic | | | |
| August 6, 2024 | Application for Extension of Time to File Brief - First Request | Appellee | Bowfin KeyCon Holdings LLC, et al |
| August 9, 2024 | No Answer Letter to Application for Extension of Time to File Brief | Appellant | Pennsylvania Department of Environmental Protection |
| | | Appellant | Pennsylvania Environmental Quality Board |
| August 15, 2024 | Order Granting Application for Extension of Time to File Appellee Brief | | Dreibelbis, Amy |
| Comments: AND NOW, this 15th day of August, 2024, Appellees' application for an extension of time is hereby GRANTED. Appellees' brief is due to be filed in this Court on or before September 9, 2024. | | | |
| August 15, 2024 | Order Exited | | Office of the Prothonotary |
| September 5, 2024 | Commonwealth Court Supplemental Record | | Commonwealth Court of Pennsylvania |
| September 9, 2024 | Appellee's Brief | Appellee | International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers and Helpers |
| | | Appellee | International Brotherhood of Electrical Workers |
| | | Appellee | Pennsylvania Coal Alliance |
| | | Appellee | United Mine Workers of America |
| | | Appellee | Bowfin KeyCon Holdings LLC, et al |
| September 9, 2024 | Amicus Curiae Brief | Amicus Curiae | Calpine Corporation, et al. |
| Comments: Amicus Brief of Calpine Corporation, Tenaska Westmoreland Management, LLC, Fairness Energy LLC, and J-Power USA Development Co. LTD. | | | |

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DOCKET ENTRY

| Filed Date | Docket Entry / Representing | Participant Type | Filed By |
|--|---|------------------|---|
| September 9, 2024 | Amicus Curiae Brief | Amicus Curiae | Pennsylvania Manufacturers' Association, et al. |
| Comments: Amicus Brief of Pennsylvania Manufacturers' Association, Industrial Energy Consumers of Pennsylvania, Pennsylvania Energy Consumer Alliance, Pennsylvania Chamber of Business and Industry, and National Federation of Independent Business, Inc. | | | |
| September 9, 2024 | Praeceptum for Appearance Calpine Corporation, et al. | Amicus Curiae | Dixon, John Rolland |
| September 9, 2024 | Praeceptum for Appearance Calpine Corporation, et al. | Amicus Curiae | Nugent, Patrick Francis |
| September 9, 2024 | Praeceptum for Appearance Calpine Corporation, et al. | Amicus Curiae | Regan, John Paul |
| September 9, 2024 | Amicus Curiae Brief | Amicus Curiae | Pennsylvania Independent Oil & Gas Association |
| September 9, 2024 | Amicus Curiae Brief | Amicus Curiae | Builders Guild of Western Pennsylvania and Pittsburgh Works Together |
| September 10, 2024 | Application for Extension of Time to File Brief - First Request | Appellant | Pennsylvania Department of Environmental Protection |
| | | Appellant | Pennsylvania Environmental Quality Board |
| September 12, 2024 | No Answer Letter to Application for Extension of Time to File Brief | Appellee | International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers and Helpers |
| | | Appellee | International Brotherhood of Electrical Workers |
| | | Appellee | Pennsylvania Coal Alliance |
| | | Appellee | United Mine Workers of America |
| | | Appellee | Bowfin KeyCon Holdings LLC, et al |
| September 16, 2024 | Order Granting Application for Extension of Time to File Brief | | Dreibelbis, Amy |
| Comments: AND NOW, this 16th day of September, 2024, Appellants' Application for Extension of Time to File Reply Brief is hereby GRANTED. Appellants' reply brief is due to be filed in this Court on or before October 9, 2024. | | | |
| September 16, 2024 | Order Exited | | Office of the Prothonotary |

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DOCKET ENTRY

| Filed Date | Docket Entry / Representing | Participant Type | Filed By |
|---|---|--|--|
| October 4, 2024 | Praecipe for Withdrawal of Appearance Bowfin KeyCon Holdings LLC, et al | Appellee | Vaitl, Jonathan Richard |
| October 9, 2024 | Appellant's Reply Brief | Appellant Appellant | Pennsylvania Department of Environmental Protection Pennsylvania Environmental Quality Board |
| February 19, 2025 | Dispositional Memo Order | | Per Curiam |
| Comments: AND NOW, this 19th day of February, 2025, oral argument is GRANTED in the appeals docketed at 106 MAP 2023, 107 MAP 2023, 110 MAP 2023, and 111 MAP 2023. The appeals docketed at 113 MAP 2023, 114 MAP 2023, 115 MAP 2023, and 116 MAP 2023 are submitted on the briefs, and the Court will not entertain them at oral argument. The Application of the Pennsylvania State Building and Construction Trades Council, AFL-CIO, for Leave to File Amicus Brief Nunc Pro Tunc in the appeal docketed at 111 MAP 2023 is GRANTED. | | | |
| February 19, 2025 | Order Exited | | Office of the Prothonotary |
| March 24, 2025 | Acknowledgement of Argument Notice Bowfin KeyCon Holdings LLC, et al | Appellee | Fine, David R. |
| March 26, 2025 | Acknowledgement of Argument Notice Pennsylvania Department of Environmental Protection Pennsylvania Environmental Quality Board | Appellant Appellant | Hazlett, Thomas W. Hazlett, Thomas W. |
| May 13, 2025 | Argued Pennsylvania Department of Environmental Protection Pennsylvania Environmental Quality Board Pennsylvania Coal Alliance United Mine Workers of America Bowfin KeyCon Holdings LLC, et al International Brotherhood of Electrical Workers International Brotherhood of Boilermakers, Iron Ship Builders, Blacksmiths, Forgers and Helpers | Appellant Appellant Appellee Appellee Appellee Appellee Appellee | Hazlett, Thomas W. Hazlett, Thomas W. Fine, David R. Fine, David R. Fine, David R. Fine, David R. Fine, David R. |

CROSS COURT ACTIONS

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|----------------|-------------|
| Docket Number: | 247 MD 2022 |
| Docket Number: | 80 MAP 2022 |
| Docket Number: | 89 MAP 2022 |