



COMMONWEALTH OF PENNSYLVANIA
BEFORE THE ENVIRONMENTAL HEARING BOARD

SUNOCO PIPELINE, L.P.	:	
	:	
Appellant/Permittee,	:	EHB DOCKET NO. 2020-078-L
	:	
v.	:	
	:	ELECTRONICALLY FILED
COMMONWEALTH OF PENNSYLVANIA,	:	
DEPARTMENT OF ENVIRONMENTAL	:	
PROTECTION,	:	
	:	
Appellee.	:	
	:	

STIPULATION FOR SETTLEMENT

WHEREAS, Sunoco Pipeline, L.P. (“SPLP”) filed a Notice of Appeal in the above-captioned docket on August 23, 2020, to challenge an August 20, 2020 Notice of Violation regarding the horizontal directional drill location Number S3-0360, located in West Whiteland Township, Chester County, Pennsylvania (“HDD 360”);

WHEREAS, SPLP also concurrently filed an Application for Temporary Supersedeas and Petition for Supersedeas with the filing of the Notice of Appeal;

WHEREAS, the Board granted the Application for Temporary Supersedeas by Order dated August 24, 2020;

WHEREAS, it is the intent of both SPLP and the Department that this appeal is settled through a “*Homes of Distinction*” settlement, whereby SPLP and the Department agree that they each preserve all factual or legal issues, rights, or defenses in any future litigation.

NOW THEREFORE, the parties stipulate to the entry of the following Order, if satisfactory to the Board, resolving this appeal:

1. SPLP's appeal is hereby dismissed without prejudice to the right of either party to raise any and all factual or legal issues and defenses in any future litigation.

Respectfully submitted,

/s/ Robert D. Fox

Robert D. Fox, Esq. (PA ID No. 44322)
Jonathan E. Rinde, Esq. (PA ID No. 55714)
Diana A. Silva, Esq. (PA ID No. 311083)
MANKO, GOLD, KATCHER & FOX, LLP
401 City Avenue, Suite 901
Bala Cynwyd, PA 19004
Tel: (484) 430-5700; Fax: (484) 430-5711
rfox@mankogold.com
jrinde@mankogold.com
dsilva@mankogold.com

*Attorneys for Appellant
Permittee Sunoco Pipeline, L.P.*

/s/ Nels J. Taber

Nels J. Taber (PA ID No. 44486)
Senior Litigation Counsel
South Central Office of Chief Counsel
400 Market Street, 9th Floor
Harrisburg, PA 17101
717-783-8504
ntaber@pa.gov

/s/ William J. Gerlach

William J. Gerlach (PA ID No. 50212)
Assistant Counsel
Southeast Office of Chief Counsel
2 East Main Street, 4th Floor
Norristown, PA 19401
484-250-5860
wgerlach@pa.gov

/s/ Melanie Seigel

Melanie Seigel (PA ID No. 315847)
Assistant Counsel
Southwest Office of Chief Counsel
400 Waterfront Drive
Pittsburgh, PA 15222-4745
412-442-4262
mseigel@pa.gov

Dated: August 27, 2020

*For the Commonwealth of Pennsylvania,
Department of Environmental Protection*