Delaware Riverkeeper Network ~ Better Path Coalition
Bucks County Concerned Citizens Against the Pipelines
Sourland Conservancy ~ NJ Sierra Club
Upper Uwchlan Residents for Safety ~ 350 Bucks County
Schuylkill Pipeline Awareness ~ Stop The PennEast Pipeline
Williams Township CCAP ~ Aquashicola/Pohopoco Watershed Conservancy
Bucks County Audubon Society ~ Lenape Nation of PA
Physicians for Social Responsibility Pennsylvania
Lebanon Pipeline Awareness ~ Save Carbon County ~ Lancaster Against Pipelines
Protect Northern PA ~ Bucks Environmental Action ~ Camp White Pine
Sisters of St. Francis of Philadelphia ~ Sanderson Architectural
Partnership for Sustainability ~ Transition Town Media
Stauffer Electric ~ Sere Water Land Art ~ Neighbors Against the Gas Plants
Explore Delaware River Region ~ Tyborne Hill Publishers, LLC
Holland Township NJ Citizens Against the Pipeline ~ Indivisible Lambertville/New Hope
Hopewell Township Citizens Against the PennEast Pipeline
Bethlehem Township Environmental Commission ~ M&E Engineers
MoveOn.org Hoboken ~ Earthkeeper Health Resources
Extinction Rebellion Delaware ~ DAMASCUS Citizens for Sustainability

Governor Tom Wolf
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Harrisburg, PA 17120

Secretary Patrick McDonnell, PADEP
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400 Market Street Harrisburg, PA 17101
pmcdonnell@pa.gov

Honorable Josh Shapiro, PA Attorney General
PO Box 22635
Philadelphia, PA 19110
info@joshshapiro.org

Cc: coconnolly@pa.gov
VIA EMAIL

January 6, 2021

RE: PennEast Pipeline Company, LLC, PennEast Pipeline Project—Phase 1, Permit No. E40-780, E13-185, E48-435, ESG02000160001, various municipalities, Luzerne, Carbon, Monroe, and Northampton Counties.
Governor Wolf, DEP Secretary McDonnell, and Attorney General Shapiro,

Since 2014, when the PennEast pipeline was first proposed, the public and experts have submitted mountains of evidence proving the following:

- the devastating impacts that the PennEast pipeline would have on our waterways, environments and communities,
- PennEast cannot and will not meet the requirements of Pennsylvania laws or regulations, and
- the information PennEast has submitted to Pennsylvania and other regulatory agencies is false, misleading, deficient and legally unfit to support any positive regulatory outcome.

As a result, there is nothing more for the Pennsylvania Department of Environmental Protection (PADEP) to hear or learn. Holding another public hearing so the agency can check another procedural box is just another diversion that will inflict stress, harm and pressure on communities who are already under siege and overwhelmed by the pandemic, the current economic downturn, and the ongoing threat of the ever-changing and clearly unjustifiable PennEast pipeline.

**Governor Wolf, it’s time for you to prove that you care more about the people of Pennsylvania than the profits of the PennEast pipeline companies.**

It’s time, Governor Wolf and Secretary McDonnell, to honor your constitutional duty to protect the rights of the people of Pennsylvania to pure water, clean air, and healthy environments and to fulfill your duty to act as trustee of the natural resources of the state for both present and future generations.

It’s time for PADEP to fulfill its legal obligation to enforce the laws, and protect the people and environments of Pennsylvania by denying Chapter 102 and 105 permits and revoke the prematurely granted 401 Certification for the unnecessary, ever-changing and still unknown, PennEast pipeline.

**PADEP Has All the Evidence It Needs to Say “No” to the PennEast Pipeline & Deny it Any & All Permits, Including Revoking the Clean Water Act 401 Certification it Prematurely Issued:**

Since the PennEast Pipeline launched its pre-filing process with the Federal Energy Regulatory Commission in October of 2014 under Docket No. PF15-1-000, PADEP has had full access to all of the expert, agency and public comments highlighting, documenting, demonstrating and proving all the ways that construction of any version of the proposed project would inflict irreparable harm on our communities and environment. DEP has also seen evidence of the myriad of ways that PennEast has sought to hide, misrepresent, or falsify information regarding its proposed project -- including each of the evolving iterations it has put forth -- and the harms each version of the project will inflict on people, property and the environment.

As of this writing, the FERC docket alone contains 13,616 comments, the majority of which have been submitted to express opposition to the project and provide evidence of the irreparable harms that will be inflicted on Pennsylvania and New Jersey as well as on the world by worsening the devastating impacts of the climate crisis.
In addition, PADEP has had full access to all of the public and expert comments submitted to the Delaware River Basin Commission (DRBC) and PADEP since PennEast filed applications with DRBC in February 2016 and with PADEP for 401 Certification and Chapter 102 and 105 permits in February 2016. Here too, the overwhelming volume of comments from the experts and public have highlighted, documented, demonstrated and proved all the ways that construction of any of the versions of the proposed PennEast Pipeline put forth by the company would inflict irreparable harm on the communities, waterways and natural resources of Pennsylvania; and demonstrated the myriad of ways that PennEast has sought to hide, misrepresent, and falsify information regarding proposed project impacts.

In spite of all the evidence of harm to our communities and environment, and all of the deficient, false, misleading and missing information in PennEast’s application materials, PADEP wrongly and prematurely issued Clean Water Act 401 certification on February 13, 2017. In addition, as a DRBC Commissioner, Governor Wolf has supported the DRBC staff continuing to entertain a docket application filled with misinformation for a project that is constantly being morphed, modified and changed rather than follow the lead of New Jersey and close the application file until PennEast is willing and able to settle on a single route and provide full and accurate information. DEP has also allowed PennEast to continue to waste the agency’s and the public’s time on a permitting process for a project that is not final; is being proposed using false, misleading and deficient information; and that cannot and will not meet the requirements of Pennsylvania law.

With a body of evidence as massive and substantive as that already collected on the public record by FERC, DRBC and PADEP itself, there is nothing any testifier can do other than reiterate what has already been said. As such, it is not a good use of your time or the taxpayers’ dollars to go through the exercise of a hearing when the only conclusion you can draw from an honest review of the public record is that you must deny the permits and you must revoke the Clean Water Act 401 Certification prematurely granted on an earlier version of the PennEast proposal.

PADEP should fulfill its legal obligation to the people of Pennsylvania and deny 102 and 105 permits for the PennEast Pipeline, and revoke the previously granted 401 Certification, RIGHT NOW, TODAY!

The fact that you have not denied the permit and instead are holding this hearing during the pandemic, so shortly after the holidays, and providing so little time for people to be heard makes it appear as though DEP is just checking a procedural box, which would be a sad testament to our Governor’s commitment to protecting Pennsylvania’s natural resources, residents, and future generations.

➔ Your announcement comes on the first full day of Hanukkah, the first of the major holidays Pennsylvanians will be attempting to observe during the dual crises of a pandemic and economic meltdown.
➔ The hearing is scheduled for January 13, the same week that many university students are preparing to return to campus or attend classes virtually.
➔ At the same time you are expecting people to review reams of the false information provided by PennEast in order to prepare a fresh set of comments, you are announcing in advance that you are planning to cut people out of the process if too many turn up to testify, and you are limiting people to just 3 minutes to speak about a project that will destroy people’s lives and inflict irreversible harms on all aspects of our environment, put the health and safety of people at serious risk from pollution and
explosion, seriously depress property values, take property rights, and sacrifice future generations to an irreversible climate crisis.

Scheduling a hearing in January fails to recognize the stress that people are under. Your cavalier disregard of the lives and rights at stake is also sadly characteristic of the Wolf administration when it comes to pipelines, fracking and the environment.

You pursued a very similar rushed process -- putting pipelines over people and the environment -- with the Sunoco Mariner East pipeline. We have all seen, and are still experiencing, the devastating consequences of those choices -- for the environment, for the people, for property rights, and for the rule of law. More is still to be learned from ongoing law enforcement investigations into the Mariner East process, approval and pipeline. Will the same need for investigation, national exposure and embarrassment be true for PennEast?

While clearly the right outcome is immediate denial of the Chapter 102 and 105 permits and revocation of the premature 401 Certification, if you are unwilling to defend the rights and safety of people over pipelines, we call on you to at least show some respect and sensitivity, and revamp the proposed hearing process including, at a minimum:

➔ reschedule the virtual hearing for no sooner than March;
➔ when health officials say it will be safe, and using appropriate safety protocols, schedule separate in-person hearings in each of the affected counties for all who are interested in speaking directly with agency officials;
➔ given the gravity of the threat, harm and implications of the decision that is to be made, allow a more appropriate length of time for people to speak, at least 5 to 7 minutes; and
➔ commit to holding the hearings open for as long as is necessary for all who wish to deliver their testimony to be able to do so (not simply cutting it off at a predetermined time regardless of how many have yet to be heard).

We also urge you to hold public meetings prior to the public hearings so that residents and groups can ask and receive answers to their questions about the project.

Please respond to these requests so we all can know where you stand.

Respectfully,

Maya van Rossum, the Delaware Riverkeeper, Delaware Riverkeeper Network, PA/NJ/NY/DE
Karen Feridun, Co-founder, Better Path Coalition, Kutztown PA
Arianne Elinich, Founder, Bucks County Concerned Citizens Against the Pipelines, Coopersburg PA
Marylou Ferrara, Advocacy Chair, Sourland Conservancy, Hopewell NJ
Bridget Brady, New Hope PA
Jeff Tittel, Director, NJ Sierra Club, Trenton NJ
Chris Digiulio, Co-founder, Upper Uwchlan Residents for Safety, PA
Adrienne Morgado, Board Member, 350 Bucks County, Newtown PA
Steven Lubow, Langhorne PA
Faith Zerbe, Co-Founder, Schuylkill Pipeline Awareness, Pine Grove PA
John Crum, Upper Black Eddy PA
Julia Doyle Crum, Upper Black Eddy PA
Rosenoelle Halter, Schwenksville PA
Karen McDermott, Upper Black Eddy PA
Megan McKinney, Riegelsville PA
Nora Grimison, New Hope PA
Debra Orben, Riegelsville PA
Hellyn Sher, Upper Black Eddy PA
Elizabeth Balogh, CO founder, Stop The PennEast Pipeline, Riegelsville PA
Lisa Schwartz, Upper Black Eddy PA
Tamar Dick, Bethlehem PA
Donna Fellenberg, Tyler Hill PA
Janet Lavenger, Upper Black Eddy PA
Kylie Ford, Chalfont PA
Franklin Fenner, Danielsville PA
Chip Des, Damascus PA
Michael McCann, Kintnersville PA
Anthony Adamucci, Upper Black Eddy PA
Margaret Adamucci, Upper Black Eddy PA
Mary Lewcun, Huntingdon Valley PA
Linda Heindel, Co-founder, Williams Township CCAP, Easton PA
Jane Lick, Easton PA
Donna Anderson, Upper Black Eddy PA
Judy Paulus, Easton PA
Jim Vogt, President, Aquashicola/Pohopoco Watershed Conservancy, Kresgeville PA
Stacy Carr-Poole, Executive Director, Bucks County Audubon Society, New Hope PA
Theresa Obrien, Easton PA
Lorraine And Bruce McMahon, Doylestown PA
Linda McNeill, Pipersville PA
Robert Kaiser, Plains PA
Bernard Greenberg, West Chester PA
Ray King, Philadelphia PA
Megan Wolfe, Dalton PA
Diane Scrimalli, Dalton PA
Ray Maroney, Lehighton PA
Daniel Elinich, Coopersburg PA
Barbara Ritter, Bethlehem PA
Benita Campbell, Burgettstown PA
Christopher Daly, Rosemont PA
Mary Ann Leitch, Philadelphia PA
Jane Popko, Palmyra PA
Frances Morris, Flourtown PA
Michael Aniba, Essington PA
Kristin Swanton, Philadelphia PA
Robert Depew, Newtown PA
Beatrice Gahman, Riegelsville PA
Juliann Pinto, Philadelphia PA
Jeanne Walton, Upper Black Eddy PA
Susan Rosetty, Kintnersville PA
James Keenan, Lansdowne PA
Kim Hyde, Yeadon PA
John Gallagher, Bethlehem PA
Geoffrey Paterson, Media PA
Richard Van Aken, Churchville PA
Denis Hewitt, Newtown PA
Maurice DeMund, Chief, Lenape Nation of PA, Stroudsburg PA
Gerald Kaufman, Philadelphia PA
Deborah Dawson, Folsom PA
Arthur Satter, Beach Lake PA
Allyson Deady, Newtown Square PA
Trudy Gerlach, Wyalusing PA
Anne Young, Revere PA
Jeanne Rothwarf, Philadelphia PA
Brian Benitez, Hawley PA
MH Higgins, Polk Township PA
Christopher Dunham, Feasterville PA
Lionel Ruberg, Newtown PA
B Soltis, Downingtown PA
Megan Troxell, Nazareth PA
Lily Swartz, New Hope PA
Myriam Siftar, Philadelphia PA
Dean Marshall, Benton PA
Laura Wah, Bedminster PA
Nicholas Domiano, Ottsville PA
Neil Hoffmann, Bryn Mawr PA
Jackie Jacobs, Churchville PA
Karen and Dennis Yasinoski, Lake Harmony PA
Eric Pavlak, Oaks PA
Edwin Harlin, Leesport PA
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Tammy Murphy, Advocacy Director, Physicians for Social Responsibility Pennsylvania, Philadelphia PA
Harry And Jill Brownfield, Newport PA
Walt Hug, Birdsboro PA
Denise Prushan, Hartsville PA
Heidi Shiver, Doylestown PA
Elizabeth Hoffmann, Havertown PA
Christine Shelly, Quakertown PA
Mary Meininger, Doylestown PA
Eva Gold, Philadelphia PA
Jeff Fanok, Gilbertsville PA
Jennifer Clark, Wallingford PA
Jacqueline Pickering, Exton PA
Boris Kerzner, Philadelphia PA
Melisa Romano, Havertown PA
Shannon Watson, Hershey PA
Yolanda Stern Broad Ph.D., Indiana PA
Robert Rossachacj, Glenolden PA
Donald Ament, Leola PA
Edward Thornton, Swarthmore PA
Garrett Bergman, Narberth PA
Vaughn Miller, Wind Gap PA
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Linda Grutzmacher, Philadelphia PA
Linda Christman, President, Save Carbon County, Lehighton PA
Jonah Lucas, Philadelphia PA
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Jerry Steward, Bethlehem PA
Abigail Buckwalter, Conestoga PA
Deborah Cudworth, New Hope PA
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Diana Dakey, Dalton PA
Wendy Mecke, Swarthmore PA
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Suzanne Crilley, Carversville PA
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Wendy Mason, New Hope PA
Suzanne Roth, Birchrunville PA
Faith Zerbe, Drexel Hill PA
Gokhan Seker, Drexel Hill PA
Carolyn Lange, Slaylorsburg PA
Carolyn Lange, Kresgeville PA
Charles Ogle, Kunkletown PA
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Tara Zrinski, Bethlehem PA
Arati Shah, Bethlehem PA
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Susan Bittner, Saylorsburg PA
Frances Blaikie, Upper Black Eddy PA
Kathy Weirback, Quakertown PA
Brian Weirback, Quakertown PA
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Martha Evans, Buena Vista PA
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Amy Kamerdze, Havertown PA
Diane Husic, Kunkletown PA
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Lloyd Goodman, Radnor PA
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Barbara Blynn, Berwyn PA
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Norman Starr, Beach Lake PA
Aurora Dizel, Havertown PA
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Kathy Vannozzi, Pipersville PA
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Clifford Cole, Quakertown PA
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Jeff Lewin, Wallingford PA
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Helen Meyers, Flemington NJ
Naomi Drew, Lambertville NJ
Mary Schmidt, Hopewell NJ
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Karina Rand, Stockton NJ
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Jacqueline Majorossy, Flemington NJ
Elizabeth Thompson, Hopewell NJ
Ellen McConnell, Sayreville NJ
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Bruce Beffa, Hoboken NJ
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Chuck Graver, Marlton NJ
Jenn Apito, Randolph NJ
Frances Crocco, Flemington NJ
Louise Sellon, New Providence NJ
Barbara Wilcox, Berkeley Heights NJ
Lisa Cubeiro, Manahawkin NJ
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Tara Mezzanotte, Columbia NJ
Stephen Marshall, Turnersville NJ
Dan Preston, Bordentown NJ
Robert Mountford, Lambertville NJ
Greg Grillo, Chatham NJ
Christine Skierski, Hamilton Twp. NJ
Christina Dutcher, Marlton NJ
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Margaret Yelenik, Manalapan NJ
Margaret Yelenik, Manalapan NJ
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Corey Schade, Loch Arbour NJ  
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Erin Arthur, Stockton NJ  
Ann Kelly, Mount Laurel NJ  
Elissa Cullen, Lambertville NJ  
Tari Pantaleo, Plainsboro NJ  
Steven Picerno, Ewing NJ  
Kevin Corcoran, Princeton NJ  
Michael Keady, Milford NJ  
Dionne Polk, Lawrence Township, NJ  
Judith Weiss, Hightstown NJ  
Tom Beatini, Hillsdale NJ  
Barbara Patrizzi, Cherry Hill NJ  
Charles Rinear, Gibbstown NJ  
Barbara Gavey, Bogota NJ  
Jane Cagney, Chester NJ  
Inga Robbins, Galloway NJ  
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Craig Carpenter, Sewell NJ  
Michael Hazynski, Burlington NJ  
Teresa Ecker, Pennington NJ  
Susan Data-Samtak, Bedminster NJ  
Elizabeth Ndoye, Facilitator, MoveOn.org Hoboken, Hoboken NJ  
Maureen Sheehan, Whitehouse Station NJ  
Louise McClure, Princeton NJ  
Alice Bebout, Lambertville NJ  
Frank Brincka, Sussex NJ  
Diane Frascella, Roebling NJ  
Betty Kenny, Flemington NJ  
Denise Gomolka, New Egypt NJ  
Bonnie McCay, Stockton NJ  
Gary Warner, Lambertville NJ  
Norbert Langer, Lincoln Park NJ  
Harriet Grose, Morristown NJ  
Susan Nierenberg, Teaneck NJ  
Jill Herbers, Lambertville NJ  
Mary De Sapio, NJ  
Jennifer Downing, Stockholm NJ  
Edward Kelly, Lambertville NJ  
Susan Clark, Califon NJ  
M. Rossner, Summit NJ
Paul Williams, Toms River NJ
Phil Dumont, Cranbury NJ
Linda Meier, Lambertville NJ
Jody Williams, Sergeantsville NJ
Joan Vanderveen, Lambertville NJ
Frances Duggan, West Milford NJ
D Shapiro, Elizabeth NJ
Michael Allers, Frenchtown NJ
Diane Tartaglia, Pennington NJ
Linda Maslanko, Mays Landing NJ
Sara Scully, Lambertville NJ
Ronna Stedman, Oaklyn NJ
Barbara Cuthbert, Princeton NJ
John Kashner, Trenton NJ
Kathleen Latshaw, Williamstown NJ
Catherine Harper, Princeton NJ
Deb Kilmer, Lambertville NJ
Michael Dawson, Hopewell NJ
David Miller, Newton NJ
Tanya McCabe, Blairstown NJ
Geoffrey Caldwell, Stockton NJ
Gary Salata, Trenton NJ
Cindie Houseworth, Frenchtown NJ
Donald Weigl, Barnegat NJ
Geri Siwulec, Lambertville NJ
Jeanne Bradbury, Flemington NJ
George Sigel, Stockton NJ
Genevieve Sigel, Stockton NJ
Robert Yarrow, Lambertville NJ
Jeanne Yarrow, Lambertville NJ
John Marquess, Haddon Heights NJ
Sharon Rothe, Rockaway NJ
John Swanson, Cherry Hill NJ
Faith Brancato, Springfield NJ
Dave Doll, Brooklyn NY
Robert Meek, Interlaken NY
Edythe Ann Quinn, Unadilla NY
Ann Finneran, Hurleyville NY
David Bly, Ithaca NY
Amy Harlib, New York NY
Marlena Lange, Middletown NY
Andrea Zinn, Brooklyn NY
Rebecca Berlant, Brooklyn NY
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Linda Reik, Youngsville NY
Nancy Brothers, Callicoon Center NY
Patti Packer, Schenectady NY
Catherine Smith, Piercefield NY
Joanne Steele, Saint Remy NY
Anthony Como, New York NY
Dawn Heck, Milton DE
Carol Collins, Dover DE
Alicia Mishinski, Newark DE
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Gail Heath, Wilmington DE
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Mary Finley-Brook, North Chesterfield VA
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Lydia Garvey, Clinton OK
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Jeffrey Waldron, Enfield NH
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Fran Demillion
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