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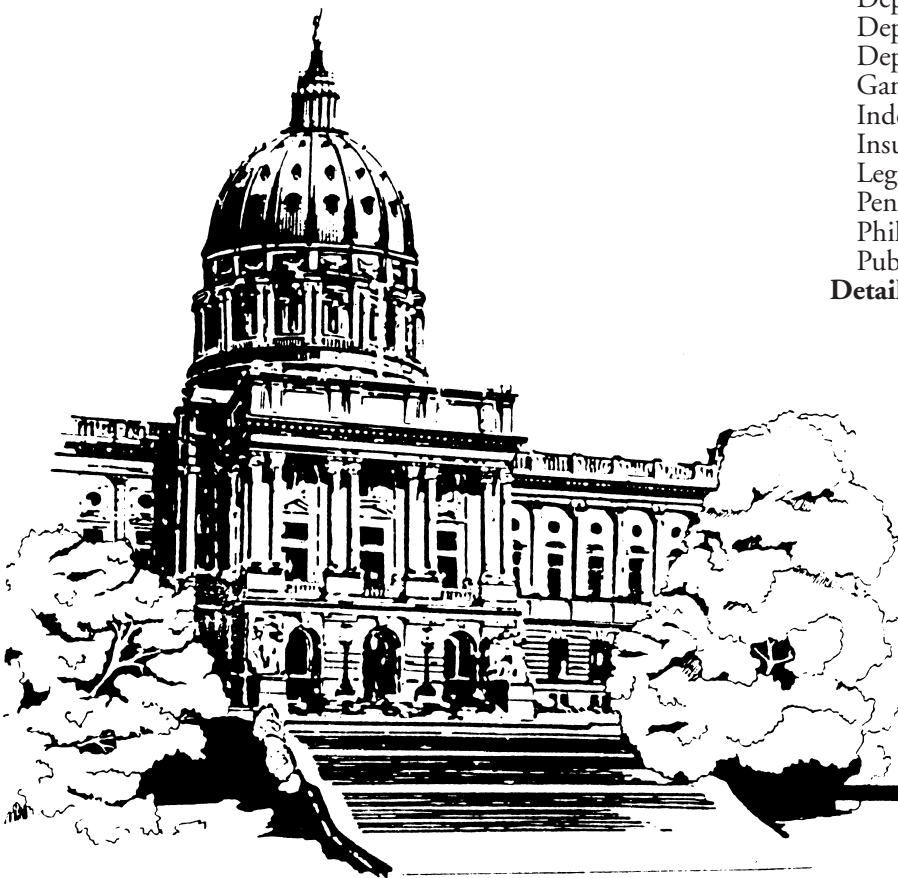
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**Latest Pennsylvania Code Reporter
(Master Transmittal Sheet):**

No. 523, June 2018

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Pennsylvania Bulletin

The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania. It is published weekly. A cumulative subject matter index is published quarterly.

The *Pennsylvania Bulletin* serves several purposes. It is the temporary supplement to the *Pennsylvania Code*, which is the official codification of agency rules and regulations, Statewide court rules, and other statutorily authorized documents. Changes in the codified text, whether by adoption, amendment, rescission, repeal or emergency action, must be published in the *Pennsylvania Bulletin*.

The following documents are published in the *Pennsylvania Bulletin*: Governor's Executive Orders; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Pennsylvania Public Utility Commission; Applications and Actions before the Department of Environmental Protection; Orders of the Independent Regulatory Review Commission; and other documents authorized by law.

The text of certain documents published in the *Pennsylvania Bulletin* is the only valid and enforceable text. Courts are required to take judicial notice of the *Pennsylvania Bulletin*.

Adoption, Amendment or Repeal of Regulations

Generally an agency wishing to adopt, amend or rescind regulations must first publish in the *Pennsylvania Bulletin* a Proposed Rulemaking. There are limited instances when the agency may omit the proposal step; it still must publish the adopted version.

The Proposed Rulemaking contains the full text of the change, the agency contact person, a fiscal note required by law and background for the action.

The agency then allows sufficient time for public comment before taking final action. A Final Rulemaking must be published in the *Pennsylvania Bulletin* before the changes can take effect. If the agency wishes to adopt changes to the Proposed Rulemaking to enlarge the scope, it must repropose.

Citation to the *Pennsylvania Bulletin*

Cite material in the *Pennsylvania Bulletin* by volume number, a page number and date. Example: Volume 1, *Pennsylvania Bulletin*, page 801, January 9, 1971 (short form: 1 Pa.B. 801 (January 9, 1971)).

Pennsylvania Code

The *Pennsylvania Code* is the official codification of rules and regulations issued by Commonwealth agencies, Statewide court rules and other statutorily authorized documents. The *Pennsylvania Bulletin* is the temporary supplement to the *Pennsylvania Code*, printing changes when they are adopted. These changes are then permanently codified by the *Pennsylvania Code Reporter*, a monthly, loose-leaf supplement.

The *Pennsylvania Code* is cited by title number and section number. Example: Title 10 *Pennsylvania Code* § 1.1 (short form: 10 Pa. Code § 1.1).

Under the *Pennsylvania Code* codification system, each regulation is assigned a unique number by title and section. Titles roughly parallel the organization of Commonwealth government.

How to Find Rules and Regulations

Search for your area of interest in the *Pennsylvania Code*. The *Pennsylvania Code* is available at www.pacode.com.

Source Notes give the history of regulations. To see if there have been recent changes not yet codified, check the List of *Pennsylvania Code* Chapters Affected in the most recent issue of the *Pennsylvania Bulletin*.

A chronological table of the history of *Pennsylvania Code* sections may be found at www.legis.state.pa.us/cfdocs/legis/CH/Public/pcde_index.cfm.

A quarterly List of *Pennsylvania Code* Sections Affected lists the regulations in numerical order, followed by the citation to the *Pennsylvania Bulletin* in which the change occurred.

The *Pennsylvania Bulletin* is available at www.pabulletin.com.

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Printing Format

Rules, Regulations and Statements of Policy in Titles 1—107 of the Pennsylvania Code

Text proposed to be added is printed in **underscored bold face**. Text proposed to be deleted is enclosed in brackets [] and printed in **bold face**.

Proposed new chapters and sections are printed in regular type to enhance readability. Final rulemakings and statements of policy are printed in regular type.

Ellipses, a series of five asterisks, indicate text that is not amended.

In Proposed Rulemakings and proposed Statements of Policy, existing text corresponds to the official codified text in the *Pennsylvania Code*.

Court Rules in Titles 201—246 of the Pennsylvania Code

Added text in proposed and adopted court rules is printed in **underscored bold face**. Deleted text in proposed and adopted court rules is enclosed in brackets [] and printed in **bold face**.

Proposed new chapters and rules are printed in regular type to enhance readability.

Ellipses, a series of five asterisks, indicate text that is not amended.

Fiscal Notes

Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires the Governor's Budget Office to prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions and authorities receiving money from the State Treasury. The fiscal note states whether the action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions. The fiscal note is required to be published in the *Pennsylvania Bulletin* at the same time as the change is advertised.

A fiscal note provides the following information: (1) the designation of the fund out of which the appropriation providing for expenditures under the action or procedure shall be made; (2) the probable cost for the fiscal year the program is implemented; (3) projected cost estimate of the program for each of the 5 succeeding fiscal years; (4) fiscal history of the program for which expenditures are to be made; (5) probable loss of revenue for the fiscal year of its implementation; (6) projected loss of revenue from the program for each of the 5 succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; and (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

The omission of an item indicates that the agency text of the fiscal note states that there is no information available with respect thereto. In items (3) and (6) information is set forth for the first through fifth fiscal years, following the year the program is implemented, which is stated. In item (4) information is set forth for the current and two immediately preceding years. In item (8) the recommendation, if any, made by the Secretary of the Budget is published with the fiscal note. "No fiscal impact" means no additional cost or revenue loss to the Commonwealth or its local political subdivision is intended. See 4 Pa. Code Chapter 7, Subchapter R (relating to fiscal notes).

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List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2018.

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THE GENERAL ASSEMBLY

Recent Actions during the 2018 Regular Session of the General Assembly

The following is a summary of recent actions of the General Assembly during the 2018 Regular Session:

<i>Doc. No.</i>	<i>Date of Action</i>	<i>Bill Number</i>	<i>Printer's Number</i>	<i>Effective Date</i>	<i>Subject Matter</i>
2018 General Acts of Regular Session Enacted—Act 017 through 026					
017	May 4	HB0595	PN0627	60 days	Real and Personal Property (68 Pa.C.S.)—omnibus amendments
018	May 4	HB0866	PN0972	60 days	Local Tax Enabling Act—omnibus amendments
019	May 4	HB1926	PN2793	60 days	SPC5 George W. Charters, Jr., Memorial Highway—designation
020	May 4	SB0837	PN1528	60 days	Specialist 4 William J. Kolenc Memorial Highway—designation
021	May 4	SB0844	PN1531	60 days	Domestic Relations Code (23 Pa.C.S.)—standing for any form of physical custody or legal custody, standing for partial physical custody and supervised physical custody and consideration of criminal conviction
022	May 4	SB0877	PN1458	60 days	Insurance Department Act of 1921—rebates prohibited and inducements prohibited
023	May 4	SB0878	PN1459	60 days	Insurance Company Law of 1921—rebates and inducements prohibited
024	May 9	HB1869	PN2592	90 days	Maternal Mortality Review Act—enactment
025	May 31	HB0478	PN3434	60 days	Outpatient Psychiatric Oversight Act—enactment
026	May 31	SB0630	PN1635	120 days	Travel Insurance Modernization Act—enactment

* denotes an effective date with exceptions

Effective Dates of Statutes

The effective dates specified for laws and appropriation acts were contained in the applicable law or appropriation act. Where no date is specified or where the effective date specified is prior to the date of enactment, the effective date is 60 days after final enactment except for statutes making appropriations or affecting budgets of political subdivisions. See 1 Pa.C.S. §§ 1701—1704 (relating to effective date of statutes).

Advance Copies of Statutes

Section 1106 of 1 Pa.C.S. (relating to prothonotaries to keep files of advance copies of statutes) provides that the prothonotaries of each county shall file advance copies of statutes in their offices for public inspection until the *Laws of Pennsylvania* are generally available.

One-time purchases of the advance copies of statutes can be purchased through the State Bookstore's web site at www.shoppaheritage.com.

VINCENT C. DeLIBERATO, Jr.,
Director
Legislative Reference Bureau

[Pa.B. Doc. No. 18-910. Filed for public inspection June 15, 2018, 9:00 a.m.]

THE COURTS

Title 210—APPELLATE PROCEDURE

PART I. RULES OF APPELLATE PROCEDURE [210 PA. CODE CHS. 1, 5, 9, 11, 21 AND 25]

Order Amending Rules 123, 127, 552, 910, 911, 1116, 2152, 2156, 2171 and 2544 of the Rules of Appellate Procedure; No. 276 Appellate Procedural Rules Doc.

Order

Per Curiam

And Now, this 1st day of June, 2018, upon the recommendation of the Appellate Court Procedural Rules Committee; the proposal having been submitted without publication pursuant to Pa.R.J.A. No. 103(a)(3):

It is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rules 123, 127, 552, 910, 911, 1116, 2152, 2156, 2171, and 2544 of the Pennsylvania Rules of Appellate Procedure are amended in the following form.

This Order shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective July 1, 2018.

Annex A

TITLE 210. APPELLATE PROCEDURE

PART I. RULES OF APPELLATE PROCEDURE

ARTICLE I. PRELIMINARY PROVISIONS

CHAPTER 1. GENERAL PROVISIONS

DOCUMENTS GENERALLY

Rule 123. Application for Relief.

* * * * *

(f) *Certificate of compliance with Case Records Public Access Policy of the Unified Judicial System of Pennsylvania [: Case Records of the Appellate and Trial Courts]*.—An application or answer filed under this Rule shall contain the certificate of compliance required by Pa.R.A.P. 127.

* * * * *

Rule 127. Confidential Information and Confidential Documents. Certification.

(a) Unless public access is otherwise constrained by applicable authority, any attorney or any unrepresented party who files a document pursuant to these rules shall comply with the requirements of Sections 7.0 and 8.0 of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania [: Case Records of the Appellate and Trial Courts]* (“Public Access Policy”). In accordance with the Policy, the filing shall include a certification of compliance with the Policy and, as necessary, a Confidential Information Form, unless otherwise specified by rule or order of court, or a Confidential Document Form.

(b) Unless an appellate court orders otherwise, case records or documents that are sealed by a court, government unit, or other tribunal shall remain sealed on appeal.

Official Note: Paragraph (a)—“Applicable authority” includes but is not limited to statute, procedural rule, or court order. *The Case Records Public Access Policy of the Unified Judicial System of Pennsylvania [: Case Records of the Appellate and Trial Courts]* (“Public Access Policy”) can be found at <http://www.pacourts.us/public-records>. Sections 7.0(D) and 8.0(D) of the Public Access Policy provide that the certification shall be in substantially the following form:

I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania [: Case Records of the Appellate and Trial Courts]* that require filing confidential information and documents differently than non-confidential information and documents.

Appropriate forms can be found at <http://www.pacourts.us/public-records>. Pursuant to Section 7.0(C) of the Policy, a court may adopt a rule or order that permits, in lieu of a Confidential Information Form, the filing of a document in two versions, that is, a “Redacted Version” and an “Unredacted Version.” For certification of the Reproduced Record and Supplemental Reproduced Record in compliance with the Public Access Policy, see Pa.R.A.P. 2152, 2156, 2171, and accompanying notes.

Paragraph (b)—Once a document is sealed, it shall remain sealed on appeal unless the appellate court orders, either *sua sponte* or on application, that the case record or document be opened.

CHAPTER 5. PERSONS WHO MAY TAKE OR PARTICIPATE IN APPEALS

FORMA PAUPERIS

Rule 552. Application to Trial Court for Leave to Appeal *In Forma Pauperis*.

* * * * *

(f) *Certificate of compliance with Case Records Public Access Policy of the Unified Judicial System of Pennsylvania [: Case Records of the Appellate and Trial Courts]*.—An application filed under this Rule shall contain the certificate of compliance required by Pa.R.A.P. 127.

* * * * *

ARTICLE II. APPELLATE PROCEDURE

CHAPTER 9. APPEALS FROM LOWER COURTS

Rule 910. Jurisdictional Statement. Content. Form.

* * * * *

(c) *Certificate of compliance.*

(1) *Word count.*—A jurisdictional statement that does not exceed five pages when produced on a word processor or typewriter shall be deemed to meet the requirements of paragraph (b) of this rule. In all other cases, the attorney or the unrepresented filing party shall include a certification that the statement complies with the word count limits. The certificate may be based on the word count of the word processing system used to prepare the statement.

(2) *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania [: Case Records of the*

Appellate and Trial Courts].—A jurisdictional statement shall contain the certificate of compliance required by Pa.R.A.P. 127.

* * * * *

Rule 911. Answer to Jurisdictional Statement. Content. Form.

* * * * *

(b) *Certificate of compliance.*

(1) *Word count.*—An answer to a jurisdictional statement that does not exceed five pages when produced on a word processor or typewriter shall be deemed to meet the requirements of paragraph (a) of this rule. In all other cases, the attorney or the unrepresented filing party shall include a certification that the answer complies with the word count limits. The certificate may be based on the word count of the word processing system used to prepare the answer.

(2) **Case Records Public Access Policy of the Unified Judicial System of Pennsylvania[: Case Records of the Appellate and Trial Courts]**.—An answer to a jurisdictional statement shall contain the certificate of compliance required by Pa.R.A.P. 127.

* * * * *

CHAPTER 11. APPEALS FROM COMMONWEALTH COURT AND SUPERIOR COURT

PETITION FOR ALLOWANCE OF APPEAL

Rule 1116. Answer to the Petition for Allowance of Appeal.

* * * * *

(e) *Certificate of compliance with Case Records Public Access Policy of the Unified Judicial System of Pennsylvania[: Case Records of the Appellate and Trial Courts]*.—An answer to a petition for allowance of appeal shall contain the certificate of compliance required by Pa.R.A.P. 127.

* * * * *

CHAPTER 21. BRIEFS AND REPRODUCED RECORD

CONTENT OF REPRODUCED RECORD

Rule 2152. Content and Effect of Reproduced Record.

* * * * *

(d) “Confidential Information” and “Confidential Documents”, as those terms are defined in the **Case Records Public Access Policy of the Unified Judicial System of Pennsylvania[: Case Records of the Appellate and Trial Courts]**, shall appear in the reproduced record in the same manner and format as they do in the original record.

Official Note: The general rule has long been that evidence which has no relation to or connection with the questions involved must not be reproduced. See former Supreme Court Rule 44, former Superior Court Rule 36 and former Commonwealth Court Rule 88. See also, e.g., *Shapiro v. Malarkey*, 122 A. 341, 342 (Pa. 1923); *Sims v. Pennsylvania R.R. Co.*, 123 A. 676, 679 (Pa. 1924).

See Pa.R.A.P. 2189 for procedure in cases involving the death penalty.

The **Case Records Public Access Policy of the Unified Judicial System of Pennsylvania[: Case Records of the**

Appellate and Trial Courts] (“Public Access Policy”) does not apply retroactively to pleadings, documents, or other legal papers filed prior to the effective date of the Public Access Policy. Reproduced records may therefore contain pleadings, documents, or legal papers that do not comply with the Public Access Policy if they were originally filed prior to the effective date of the Public Access Policy.

Rule 2156. Supplemental Reproduced Record.

When, because of exceptional circumstances, the parties are not able to cooperate on the preparation of the reproduced record as a single document, the appellee may, in lieu of proceeding as otherwise provided in this chapter, prepare, serve, and file a supplemental reproduced record setting forth the portions of the record designated by the appellee. A supplemental reproduced record shall contain the certificate of compliance required by Pa.R.A.P. 127. “Confidential Information” and “Confidential Documents”, as those terms are defined in the **Case Records Public Access Policy of the Unified Judicial System of Pennsylvania[: Case Records of the Appellate and Trial Courts]**, shall appear in the reproduced record in the same manner and format as they do in the original record.

Official Note: Former Supreme Court Rules 36, 38 and 57, former Superior Court Rules 28, 30, and 47 and former Commonwealth Court Rules 32A, 82, and 84 all inferentially recognized that a supplemental record might be prepared by the appellee, but the former rules were silent on the occasion for such a filing. The preparation of a single reproduced record has obvious advantages, especially where one party designates one portion of the testimony, and the other party designates immediately following testimony on the same subject. However, because of emergent circumstances or otherwise, agreement on the mechanics of a joint printing effort may collapse, without affording sufficient time for the filing and determination of an application for enforcement of the usual procedures. In that case an appellee may directly present the relevant portions of the record to the appellate court.

As the division of the reproduced record into two separate documents will ordinarily render the record less intelligible to the court and the parties, the preparation of a supplemental reproduced record is not favored and the appellate court may suppress a supplemental record which has been separately reproduced without good cause.

The **Case Records Public Access Policy of the Unified Judicial System of Pennsylvania[: Case Records of the Appellate and Trial Courts]** (“Public Access Policy”) does not apply retroactively to pleadings, documents, or other legal papers filed prior to the effective date of the Public Access Policy. Supplemental reproduced records may therefore contain pleadings, documents, or legal papers that do not comply with the Public Access Policy if they were originally filed prior to the effective date of the Public Access Policy.

FORM OF BRIEFS AND REPRODUCED RECORD

Rule 2171. Method of Reproduction. Separate Brief and Record.

* * * * *

(b) *Separate brief and record.*—In all cases the reproduced record may be bound separately, and must be if it and the brief together contain more than 100 pages or if the reproduced record contains “Confidential Information”

or “Confidential Documents”, as those terms are defined in the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*] (“Public Access Policy”), in any pleadings, documents, or legal papers originally filed after the effective date of the Public Access Policy.

* * * * *

CHAPTER 25. POST-SUBMISSION PROCEEDINGS

APPLICATION FOR REARGUMENT

Rule 2544. Contents of Application for Reargument.

* * * * *

(d) *Certificate of compliance.*

(1) *Word count.*—An application for reargument that does not exceed 8 pages when produced on a word processor or typewriter shall be deemed to meet the limitation in paragraph (c) of this rule. In all other cases, the attorney or unrepresented filing party shall include a certification that the application for reargument complies with the word count limits. The certificate may be based on the word count of the word processing system used to prepare the application for reargument.

(2) *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*].—An application for reargument shall contain the certificate of compliance required by Pa.R.A.P. 127.

* * * * *

[Pa.B. Doc. No. 18-911. Filed for public inspection June 15, 2018, 9:00 a.m.]

Title 231—RULES OF CIVIL PROCEDURE

PART I. GENERAL

[231 PA. CODE CHS. 200 AND 2020]

Order Amending Rules 205.6, 229.2, 240 and 2028 of the Rules of Civil Procedure; No. 681 Civil Procedural Rules Doc.

Order

Per Curiam

And Now, this 1st day of June, 2018, upon the recommendation of the Civil Procedural Rules Committee; the proposal having been submitted without publication pursuant to Pa.R.J.A. No. 103(a)(3):

It is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rules 205.6, 229.2, 240, and 2028 of the Pennsylvania Rules of Civil Procedure are amended in the following form.

This Order shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective July 1, 2018.

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 200. BUSINESS OF COURTS

Rule 205.6. Confidential Information and Confidential Documents. Certification.

Unless public access is otherwise constrained by applicable authority, any attorney, or any party if unrepresented, who files a document pursuant to these rules with the prothonotary’s office shall comply with the requirements of Sections 7.0 and 8.0 of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*] (Policy) including a certification of compliance with the Policy and, as necessary, a Confidential Information Form, unless otherwise specified by rule or order of court, or a Confidential Document Form in accordance with the Policy.

Official Note: Applicable authority includes but is not limited to statute, procedural rule or court order. The *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*] (Policy) can be found on the website of the Supreme Court of Pennsylvania at <http://www.pacourts.us/public-records>. Sections 7.0(D) and 8.0(D) of the Policy provide that the certification shall be in substantially the following form:

I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*] that require filing confidential information and documents differently than non-confidential information and documents.

The Confidential Information Form and the Confidential Document Form can be found at <http://www.pacourts.us/public-records>. In lieu of the Confidential Information Form, Section 7.0(C) of the Policy provides for a court to adopt a rule or order permitting the filing of a document in two versions, a “Redacted Version” and an “Unredacted Version.”

Rule 229.2. Petition to Transfer Structured Settlement Payment Rights.

* * * * *

Official Note: The form of order does not preclude a court from adding additional language to the order as deemed appropriate in the individual circumstances of a case.

The filings required by this rule are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*]. See Rule 205.6.

Rule 240. In Forma Pauperis.

* * * * *

Official Note: The filings required by this rule are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*]. See Rule 205.6.

CHAPTER 2020. MINORS AS PARTIES

Rule 2028. Actions By and Against Minors. Averments in Plaintiff’s Pleading.

* * * * *

Official Note: An action against a minor is begun in the same manner as an action against an adult, although by Rule 2034 as under prior practice, the subsequent appointment of a guardian to represent the minor is essential to the rendition of a valid judgment against the minor.

The filings required by this rule are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*: *Case Records of the Appellate and Trial Courts*]. See Rule 205.6.

[Pa.B. Doc. No. 18-912. Filed for public inspection June 15, 2018, 9:00 a.m.]

Title 231—RULES OF CIVIL PROCEDURE

PART I. GENERAL

[231 PA. CODE CHS. 1900, 1910, 1915, 1920, 1930 AND 1950]

Order Amending Rules 1901.3, 1901.6, 1905, 1910.4, 1910.7, 1910.11, 1910.27, 1915.3, 1915.4-4, 1915.7, 1915.15, 1915.17, 1920.13, 1920.15, 1920.31, 1920.33, 1920.75, 1930.1, 1930.6, 1953 and 1959 of the Rules of Civil Procedure; No. 682 Civil Procedural Rules Doc.

Order

Per Curiam

And Now, this 1st day of June, 2018, upon the recommendation of the Domestic Relations Procedural Rules Committee; the proposal having been submitted without publication pursuant to Pa.R.J.A. No. 103(a)(3):

It is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rules 1901.3, 1901.6, 1905, 1910.4, 1910.7, 1910.11, 1910.27, 1915.3, 1915.4-4, 1915.7, 1915.15, 1915.17, 1920.13, 1920.15, 1920.31, 1920.33, 1920.75, 1930.1, 1930.6, 1953, and 1959 of the Pennsylvania Rules of Civil Procedure are amended in the following form.

This Order shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective on July 1, 2018.

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 1900. ACTIONS PURSUANT TO THE PROTECTION FROM ABUSE ACT

Rule 1901.3. Commencement of Action.

* * * * *

Official Note: See Pa.R.C.P. No. 1930.1(b). This rule may require attorneys or unrepresented parties to file confidential documents and documents containing confidential information that are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*: *Case Records of the Appellate and Trial Courts*].

Rule 1901.6. Responsive Pleading Not Required.

The defendant is not required to file an answer or other responsive pleading to the petition or the certified order, and all averments not admitted shall be deemed denied.

Official Note: For procedures as to the time and manner of hearings and issuance of orders, see 23 Pa.C.S. § 6107. For provisions as to the scope of relief available, see 23 Pa.C.S. § 6108. For provisions as to contempt for violation of an order, see 23 Pa.C.S. § 6114.

See Pa.R.C.P. No. 1930.1(b). This rule may require attorneys or unrepresented parties to file confidential documents and documents containing confidential information that are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*: *Case Records of the Appellate and Trial Courts*].

Rule 1905. Forms for Use in PFA Actions. Notice and Hearing. Petition. Temporary Protection Order. Final Protection Order.

* * * * *

(b) The petition in an action filed pursuant to the Act shall be substantially in the following form, but the first page (paragraphs 1 through 4), following the Notice of Hearing and Order, shall be exactly as set forth in this rule:

* * * * *

Official Note: See Pa.R.C.P. No. 1930.1(b). This rule may require attorneys or unrepresented parties to file confidential documents and documents containing confidential information that are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*: *Case Records of the Appellate and Trial Courts*].

(c) The Temporary Order of Court, or any continued, amended, or modified Temporary Order of Court, entered pursuant to the Act shall be substantially in the following form, but the first page shall be exactly as set forth in this rule:

* * * * *

CHAPTER 1910. ACTIONS FOR SUPPORT

Rule 1910.4. Commencement of Action. Fee.

(a) An action shall be commenced by filing a complaint with the domestic relations section of the court of common pleas.

Official Note: For the form of the complaint, see Pa.R.C.P. No. 1910.27(a).

See Pa.R.C.P. No. 1930.1(b). To the extent this rule applies to actions not governed by other legal authority regarding confidentiality of information and documents in support actions or that attorneys or unrepresented parties file support-related confidential information and documents in non-support actions (e.g., divorce, custody), the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*: *Case Records of the Appellate and Trial Courts*] shall apply.

Section 961 of the Judicial Code, 42 Pa.C.S. § 961, provides that each court of common pleas shall have a domestic relations section.

(b) No filing fee shall be required in advance.

Rule 1910.7. Pleading by Defendant Not Required. Question of Jurisdiction or Venue or Statute of Limitations in Paternity.

(a) An answer or other responsive pleading by the defendant shall not be required, but if the defendant

elects to file a pleading, the domestic relations office conference required by the order of court shall not be delayed.

Official Note: See Pa.R.C.P. No. 1930.1(b). To the extent this rule applies to actions not governed by other legal authority regarding confidentiality of information and documents in support actions or that attorneys or unrepresented parties file support-related confidential information and documents in non-support actions (e.g., divorce, custody), the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*] shall apply.

(b) If defendant raises a question of jurisdiction or venue or in paternity cases the defense of the statute of limitations, the court shall promptly dispose of the question and may, in an appropriate case, stay the domestic relations office conference.

Rule 1910.11. Office Conference. Subsequent Proceedings. Order.

* * * * *

(c) At the conference, the parties shall furnish to the officer true copies of their most recent federal income tax returns, their pay stubs for the preceding six months, verification of child care expenses, and proof of medical coverage that they may have or have available to them. In addition, the parties shall provide copies of their Income Statements and Expense Statements in the forms required by Pa.R.C.P. No. 1910.27(c) and completed as set forth in (1) and (2) of this subdivision.

Official Note: See Pa.R.C.P. No. 1930.1(b). To the extent this rule applies to actions not governed by other legal authority regarding confidentiality of information and documents in support actions or that attorneys or unrepresented parties file support-related confidential information and documents in non-support actions (e.g., divorce, custody), the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*] shall apply.

* * * * *

Rule 1910.27. Form of Complaint. Order. Income Statements and Expense Statements. Health Insurance Coverage Information Form. Form of Support Order. Form Petition for Modification. Petition for Recovery of Support Overpayment.

(a) The complaint in an action for support shall be substantially in the following form:

* * * * *

Official Note: See Pa.R.C.P. No. 1930.1(b). To the extent this rule applies to actions not governed by other legal authority regarding confidentiality of information and documents in support actions or that attorneys or unrepresented parties file support-related confidential information and documents in non-support actions (e.g., divorce, custody), the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*] shall apply.

(b) The order to be attached at the front of the complaint in subdivision (a) shall be substantially in the following form:

* * * * *

(c) The Income Statements and Expense Statements to be attached to the order in subdivision (b) shall be substantially in the following form:

(1) *Income Statements.* This form must be filled out in all cases.

Official Note: See Pa.R.C.P. No. 1930.1(b). To the extent this rule applies to actions not governed by other legal authority regarding confidentiality of information and documents in support actions or that attorneys or unrepresented parties file support-related confidential information and documents in non-support actions (e.g., divorce, custody), the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*] shall apply.

* * * * *

(2) *Expense Statements.* An Expense Statement is not required in cases that can be determined pursuant to the guidelines unless a party avers unusual needs and expenses that may warrant a deviation from the guideline amount of support pursuant to Pa.R.C.P. No. 1910.16-5 or seeks an apportionment of expenses pursuant to Pa.R.C.P. No. 1910.16-6. See Pa.R.C.P. No. 1910.11(c)(1). Child support is calculated under the guidelines based upon the monthly net incomes of the parties, with additional amounts ordered as necessary to provide for child care expenses, health insurance premiums, unreimbursed medical expenses, mortgage payments, and other needs, contingent upon the obligor's ability to pay. The Expense Statement in subparagraph (A) shall be utilized if a party is claiming that he or she has unusual needs and unusual fixed expenses that may warrant deviation or adjustment in a case determined under the guidelines. In child support, spousal support, and alimony *pendente lite* cases calculated pursuant to Pa.R.C.P. No. 1910.16-3.1 and in divorce cases involving claims for alimony, counsel fees, or costs and expenses pursuant to Pa.R.C.P. No. 1920.31(a), the parties shall complete the Expense Statement in subparagraph (B).

Official Note: See Pa.R.C.P. No. 1930.1(b). To the extent this rule applies to actions not governed by other legal authority regarding confidentiality of information and documents in support actions or that attorneys or unrepresented parties file support-related confidential information and documents in non-support actions (e.g., divorce, custody), the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*] shall apply.

* * * * *

CHAPTER 1915. ACTIONS FOR CUSTODY OF MINOR CHILDREN

Rule 1915.3. Commencement of Action. Complaint. Order.

(a) Except as provided by subdivision (c), an action shall be commenced by filing a verified complaint substantially in the form provided by Pa.R.C.P. No. 1915.15(a).

Official Note: See Pa.R.C.P. No. 1930.1(b). This rule may require attorneys or unrepresented parties to file confidential documents and documents containing confidential information that are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*].

* * * * *

Rule 1915.4-4. Pre-Trial Procedures.

A pre-trial conference in an initial custody or modification proceeding shall be scheduled before a judge at the request of a party or sua sponte by the court and the procedure shall be as set forth in this rule. If a party wishes to request a pre-trial conference, the praecipe set forth in subdivision (g) shall be filed. The scheduling of a pre-trial conference shall not stay any previously scheduled proceeding unless otherwise ordered by the court.

(a) The praecipe may be filed at any time after a custody conciliation or conference with a conference officer unless a pre-trial conference has already been scheduled or held. The pre-trial conference may be scheduled at any time, but must be scheduled at least 30 days prior to trial.

(b) Not later than five days prior to the pre-trial conference, each party shall file a pre-trial statement with the prothonotary's office and serve a copy upon the court and the other party or counsel of record. The pre-trial statement shall include the following matters, together with any additional information required by special order of the court:

(1) the name and address of each expert whom the party intends to call at trial as a witness;

(2) the name and address of each witness the party intends to call at trial and the relationship of that witness to the party. Inclusion of a witness on the pre-trial statement constitutes an affirmation that the party's counsel or the self-represented party has communicated with the witness about the substance of the witness's testimony prior to the filing of the pre-trial statement; and

(3) a proposed order setting forth the custody schedule requested by the party.

In addition to the above items included in the pre-trial statement, any reports of experts and other proposed exhibits shall be included as part of the pre-trial statement served upon the other party or opposing counsel, but not included with the pre-trial statement served upon the court.

Official Note: See Pa.R.C.P. No. 1930.1(b). This rule may require attorneys or unrepresented parties to file confidential documents and documents containing confidential information that are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*[: *Case Records of the Appellate and Trial Courts*].

* * * * *

Rule 1915.7. Consent Order.

If an agreement for custody is reached and the parties desire a consent order to be entered, they shall note their agreement upon the record or shall submit to the court a proposed order bearing the written consent of the parties or their counsel.

Official Note: See Pa.R.C.P. No. 1930.1(b). This rule may require attorneys or unrepresented parties to file confidential documents and documents containing confidential information that are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*[: *Case Records of the Appellate and Trial Courts*].

Rule 1915.15. Form of Complaint. Caption. Order. Petition to Modify a Custody Order.

(a) The complaint in an action for custody shall be substantially in the following form:

* * * * *

Official Note: The form of complaint is appropriate if there is one plaintiff and one defendant and if the custody of one child is sought, or if the custody of several children is sought and the information required by paragraphs 3 to 7 is identical for all of the children. If there are multiple parties, the complaint should be appropriately adapted to accommodate them. If the custody of several children is sought and the information required is not identical for all of the children, the complaint should contain a separate paragraph for each child.

See Pa.R.C.P. No. 1930.1(b). This rule may require attorneys or unrepresented parties to file confidential documents and documents containing confidential information that are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*[: *Case Records of the Appellate and Trial Courts*].

(b) A petition to modify a custody order shall be substantially in the following form:

* * * * *

Official Note: See Pa.R.C.P. No. 1930.1(b). This rule may require attorneys or unrepresented parties to file confidential documents and documents containing confidential information that are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*[: *Case Records of the Appellate and Trial Courts*].

(c) The order to be attached at the front of the complaint or petition for modification shall be substantially in the following form:

* * * * *

Rule 1915.17. Relocation. Notice and Counter-Affidavit.

* * * * *

(i) The notice of proposed relocation shall be substantially in the following form:

* * * * *

Official Note: See Pa.R.C.P. No. 1930.1(b). This rule may require attorneys or unrepresented parties to file confidential documents and documents containing confidential information that are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*[: *Case Records of the Appellate and Trial Courts*].

(j) The counter-affidavit that must be served with the relocation notice shall be substantially in the following form as set forth in 23 Pa.C.S. § 5337(d):

* * * * *

Official Note: See Pa.R.C.P. No. 1930.1(b). This rule may require attorneys or unrepresented parties to file confidential documents and documents containing confidential information that are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*[: *Case Records of the Appellate and Trial Courts*].

CHAPTER 1920. ACTIONS OF DIVORCE OR FOR ANNULMENT OF MARRIAGE

Rule 1920.13. Pleading More Than One Cause of Action. Alternative Pleading.

* * * * *

(c) The court may order alimony pendente lite, reasonable counsel fees, costs and expenses pending final disposition of any claim.

Official Note: See Pa.R.C.P. No. 1930.1(b). This rule may require attorneys or unrepresented parties to file confidential documents and documents containing confidential information that are subject to the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania[: Case Records of the Appellate and Trial Courts].

Rule 1920.15. Counterclaim. Subsequent Petition.

(a) The defendant may set forth in an answer under the heading "Counterclaim" a cause of action of divorce or for annulment and, whether the defendant does so or not, may set forth any other matter which under the Divorce Code may be joined with an action of divorce.

(b) The defendant may file to the same term and number a subsequent petition raising any claims which under the Divorce Code may be joined with an action of divorce or for annulment. The averments shall be deemed denied unless admitted by an answer.

Official Note: See Pa.R.C.P. No. 1920.31, which requires the joinder of certain related claims under penalty of waiver. A claim for alimony must be raised before the entry of a final decree of divorce or annulment.

See Pa.R.C.P. No. 1930.1(b). This rule may require attorneys or unrepresented parties to file confidential documents and documents containing confidential information that are subject to the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania[: Case Records of the Appellate and Trial Courts].

Rule 1920.31. Joinder of Related Claims. Child and Spousal Support. Alimony. Alimony Pendente Lite. Counsel Fees. Costs and Expenses.

(a)(1) If a party has raised a claim for alimony, counsel fees, or costs and expenses, the parties shall file a true copy of the most recent federal income tax return, pay stubs for the preceding six months, a completed Income Statement in the form required by Pa.R.C.P. No. 1910.27(c)(1), and a completed Expense Statement in the form required by Pa.R.C.P. No. 1910.27(c)(2)(B). A party may not file a motion for the appointment of a master or a request for court action regarding alimony, alimony pendente lite, counsel fees, or costs and expenses until at least 30 days following the filing of that party's tax returns, Income Statement, and Expense Statement. The other party shall file the tax returns, Income Statement, and Expense Statement within 20 days of service of the moving party's documents. If a claim for child support, spousal support, or alimony pendente lite is raised in a divorce complaint, an Expense Statement is not needed in a support action that can be decided pursuant to the support guidelines unless a party claims unusual needs or unusual fixed expenses, seeks deviation pursuant to Pa.R.C.P. No. 1910.16-5, or apportionment of expenses pursuant to Pa.R.C.P. No. 1910.16-6.

Official Note: See Pa.R.C.P. No. 1930.1(b). This rule may require attorneys or unrepresented parties to file

confidential documents and documents containing confidential information that are subject to the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania[: Case Records of the Appellate and Trial Courts].

* * * * *

Rule 1920.33. Joinder of Related Claims. Equitable Division. Enforcement.

(a) If a pleading or petition raises a claim for equitable division of marital property under Section 3502 of the Divorce Code, the parties shall file and serve on the other party an inventory, which shall include the information in subdivisions (1) through (3) and shall be substantially in the form set forth in Pa.R.C.P. No. 1920.75. Within 20 days of service of the moving party's inventory, the non-moving party shall file an inventory. A party may not file a motion for the appointment of a master or a request for court action regarding equitable division until at least 30 days following the filing of that party's inventory.

Official Note: See Pa.R.C.P. No. 1930.1(b). This rule may require attorneys or unrepresented parties to file confidential documents and documents containing confidential information that are subject to the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania[: Case Records of the Appellate and Trial Courts].

* * * * *

(b) Within the time required by order of court or written directive of the master or, if none, at least 60 days before the scheduled hearing on the claim for equitable division, the parties shall file and serve upon the other party a pre-trial statement. The pre-trial statement shall include the following matters, together with any additional information required by special order of the court:

* * * * *

(10) a proposed resolution of the economic issues raised in the pleadings.

Official Note: See Pa.R.C.P. No. 1930.1(b). This rule may require attorneys or unrepresented parties to file confidential documents and documents containing confidential information that are subject to the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania[: Case Records of the Appellate and Trial Courts].

* * * * *

Rule 1920.75. Form of Inventory.

* * * * *

Official Note: See Pa.R.C.P. No. 1930.1(b). This rule may require attorneys or unrepresented parties to file confidential documents and documents containing confidential information that are subject to the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania[: Case Records of the Appellate and Trial Courts].

CHAPTER 1930. RULES RELATING TO DOMESTIC RELATIONS MATTERS GENERALLY

Rule 1930.1. Form of Caption. Confidential Information and Confidential Documents. Certification.

* * * * *

(b) Unless public access is otherwise constrained by applicable authority, any attorney, or any party if unrepresented, who files a document pursuant to these rules with the prothonotary's office shall comply with the requirements of Sections 7.0 and 8.0 of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*] (Policy) including a certification of compliance with the Policy and, as necessary, a Confidential Information Form, unless otherwise specified by rule or order of court, or a Confidential Document Form in accordance with the Policy.

Official Note: Applicable authority includes but is not limited to statute, procedural rule, or court order. The *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*] (Policy) can be found on the website of the Supreme Court of Pennsylvania at <http://www.pacourts.us/public-records>. Sections 7.0(D) and 8.0(D) of the Policy provide that the certification shall be in substantially the following form:

I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*] that require filing confidential information and documents differently than non-confidential information and documents.

The Confidential Information Form and the Confidential Document Form can be found at <http://www.pacourts.us/public-records>. In lieu of the Confidential Information Form, Section 7.0(C) of the Policy provides for a court to adopt a rule or order permitting the filing of a document in two versions, a "Redacted Version" and an "Unredacted Version."

Rule 1930.6. Paternity Actions. Scope. Venue. Commencement of Action.

* * * * *

(c) An action shall be commenced by filing a verified complaint to establish paternity and for genetic testing substantially in the form set forth in subdivision (1). The complaint shall have as its first page the Notice of Hearing and Order set forth in subdivision (2).

Official Note: See Pa.R.C.P. No. 1930.1(b). This rule may require attorneys or unrepresented parties to file confidential documents and documents containing confidential information that are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*].

* * * * *

CHAPTER 1950. ACTIONS PURSUANT TO THE PROTECTION OF VICTIMS OF SEXUAL VIOLENCE OR INTIMIDATION ACT

Rule 1953. Commencement of Action.

* * * * *

(c) Any fees associated with this action shall not be charged to the plaintiff.

Official Note: See Pa.R.C.P. No. 1930.1(b). This rule may require attorneys or unrepresented parties to file confidential documents and documents containing confidential information that are subject to the *Case Records*

Public Access Policy of the Unified Judicial System of Pennsylvania [: *Case Records of the Appellate and Trial Courts*].

Rule 1959. Forms for Use in Protection of Victims of Sexual Violence or Intimidation Actions. Notice and Hearing. Petition. Temporary Protection Order. Final Protection Order.

* * * * *

(b) The petition in an action filed pursuant to the Act shall be identical in content to the following form:

* * * * *

Official Note: See Pa.R.C.P. No. 1930.1(b). This rule may require attorneys or unrepresented parties to file confidential documents and documents containing confidential information that are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*].

(c) The Temporary Order of Court, or any continued, amended or modified Temporary Order of Court, entered pursuant to the Act shall be identical in content to the following form:

* * * * *

[Pa.B. Doc. No. 18-913. Filed for public inspection June 15, 2018, 9:00 a.m.]

Title 231—RULES OF CIVIL PROCEDURE

PART II. ORPHANS' COURT RULES

[231 PA. CODE PART II]

Order Rescinding and Replacing Rules 14.1—14.5 and Forms G-01—G-04 and Amending Rules 1.5, 5.10—5.12 and Index to Appendix of the Orphans' Court Rules; No. 770 Supreme Court Rules Doc.

Order

Per Curiam

And Now, this 1st day of June, 2018, upon the recommendation of the Orphans' Court Procedural Rules Committee; the proposal having been published for public comments at 47 Pa.B. 4815 (August 19, 2017) and 47 Pa.B. 5930 (September 23, 2017):

It is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that:

1) Rules 14.1 through 14.5 and Orphans' Court Forms G-01 through G-04 of the Pennsylvania Orphans' Court Rules are rescinded and replaced; and

2) Rules 1.5, 5.10 through 5.12, and the Index to Appendix of the Pennsylvania Orphans' Court Rules are amended;

in the following form. This Order shall be processed in accordance with Pa.R.J.A. No. 103(b). Forms G-02 through G-05 shall be effective July 1, 2018 for all new report filings as of that date. The remainder of this Order shall be effective June 1, 2019.

(*Editor's Note:* See 48 Pa.B. 3582 (June 16, 2018) for a related Supreme Court Order.)

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART II. ORPHANS' COURT RULES

CHAPTER I. PRELIMINARY RULES

Rule 1.5. Local Rules.

(a) All previously promulgated local rules are hereby vacated, effective September 1, 2016, except for those local rules promulgated under Chapter [14] XIV regarding guardianship of incapacitated persons, Chapter [15] XV regarding adoptions, and Chapter [16] XVI regarding proceedings pursuant to [section] Section 3206 of the Abortion Control Act.

(b) All previously promulgated local rules under Chapter XIV regarding guardianship of incapacitated persons are hereby vacated, effective June 1, 2019.

[(b)] (c) The requirements for the promulgation and amendment of local procedural rules for orphans' court proceedings are set forth in Pennsylvania Rule of Judicial Administration 103(d).

[(c)] (d) The local rules applicable to practice in the Civil or Trial Division of the local Court of Common Pleas shall not be applicable in the Orphans' Court Division unless so directed by these Rules or by local rule adopted by the court of the particular judicial district in accordance with Pa.R.J.A. No. [103] 103(d).

Note: Effective August 1, 2016, Pennsylvania Rule of Judicial Administration 103 was amended to consolidate and include all local rulemaking requirements. Accordingly, the rulemaking requirements under Pa. O.C. Rule 1.5 for the promulgation and amendment of local procedural rules for orphans' court proceedings were rescinded and replaced.

CHAPTER V. RULES GOVERNING SPECIFIC TYPES OF PETITIONS

Rule 5.10. Public Sale of Real Property.

(a) In addition to the requirements provided by the Rules in Chapter III, a petition for the public sale of real property shall set forth the reason for filing the petition, a description, stating the size and location of the property to be sold, and the liens and charges to which it is subject.

(b) Public notice of the sale shall be given as required by law and as may be further required by local rule or as the court may order in a particular matter.

Note: Rule 5.10 is substantively identical to former Rule 12.9. **If a person who has been adjudicated incapacitated possesses an interest in the subject real property, see also Rule 14.10.**

Rule 5.11. Private Sale of Real Property or Options Therefor.

(a) *Contents of Petition.* In addition to the requirements provided by the Rules in Chapter III, a petition for the private sale or exchange of real property, or for the grant of an option for any such sale or exchange, shall set forth the following:

(1) the information required in a petition for the public sale of real property under Rule 5.10(a); and

(2) the name and address of the proposed purchaser and the terms of the proposed sale, exchange or option, the consideration therefor, and that this consideration is more than can be obtained at public sale.

(b) *Exhibits.* The petition shall be supported by the affidavits of at least two competent persons setting forth that they have inspected the real property to be sold, exchanged or optioned, that they are not personally interested in the proposed sale, exchange or option, that they are acquainted with the value of real estate in the area, that in their opinion the proposed consideration is more than can be obtained at public sale, and in the case of an exchange, that they are acquainted with the value of real estate in the locality of the property to be received.

Note: Rule 5.11 is substantively identical to former Rule 12.10. **If a person who has been adjudicated incapacitated possesses an interest in the subject real property, see also Rule 14.10.**

Rule 5.12. Mortgage or Lease of Real Property.

In addition to the requirements provided by the Rules in Chapter III, a petition to mortgage or lease real property shall set forth the following:

(a) the information required in a petition for the public sale of real property under Rule 5.10(a), as far as practicable; and

(b) the name of the proposed mortgagee or lessee and the terms of the proposed mortgage or lease.

Note: Rule 5.12 is substantively identical to former Rule 12.11. **If a person who has been adjudicated incapacitated possesses an interest in the subject real property, see also Rule 14.10.**

CHAPTER XIV. GUARDIANSHIPS OF INCAPACITATED PERSONS

(*Editor's Note:* Rules 14.2—14.5 of the Orphans' Court Rules, which appear in 231 Pa. Code pages 14-1 and 14-2, serial pages (382157) and (382158), are reserved.)

Rules 14.2—14.5. (Reserved).

(*Editor's Note:* Rules 14.1—14.14 are added and printed in regular type to enhance readability.)

Rule 14.1. Guardianship Petition Practice and Pleading.

(a) *Proceedings for Adjudication of Incapacity and Appointment of a Guardian.* The following petition practice and pleading requirements set forth in Chapter III (Petition Practice and Pleading) shall be applicable to proceedings for the adjudication of incapacity and appointment of a guardian:

- (1) Rule 3.2 (Headings; Captions);
- (2) Rule 3.3 (Contents of All Petitions; General and Specific Averments);
- (3) Rule 3.12 (Signing);
- (4) Rule 3.13 (Verification); and
- (5) Rule 3.14 (Amendment).

(b) *Responsive Pleadings to a Petition for Adjudication of Incapacity and Appointment of a Guardian Filed Pursuant to Rule 14.2.*

(1) Permitted responsive pleadings to a petition seeking the adjudication of incapacity and appointment of a guardian are limited to those identified in Rule 3.6 (Pleadings Allowed After Petition) and shall be subject to Rules 3.10 (Denials; Effect of Failure to Deny) and 3.11 (Answer with New Matter).

(2) The alleged incapacitated person and any person or institution served pursuant to Rule 14.2(f)(2) may file a responsive pleading.

(3) Any responsive pleading shall be filed with the clerk and served pursuant to Rule 4.3 (Service of Legal Paper Other than Citations or Notices) on all others entitled to file a responsive pleading pursuant to subparagraph (b)(2).

(4) All responsive pleadings shall be filed and served no later than five days prior to the hearing. The failure to file or timely file and serve a responsive pleading does not waive the right to raise an objection at the hearing.

(5) The court shall determine any objections at the adjudicatory hearing.

(c) *All Other Petitions for Relief.* Unless otherwise provided by Rule in this Chapter, the petition practice and pleading requirements set forth in Chapter III shall be applicable to any proceeding under these Rules other than a petition seeking the adjudication of incapacity and appointment of a guardian. "Interested party" as used in Chapter III shall include all those entitled to service pursuant to Rule 14.2(f).

(d) *Intervention.* A petition to intervene shall set forth the ground on which intervention is sought and a statement of the issue of law or question of fact the petitioner seeks to raise. The petitioner shall attach to the petition a copy of any pleading that the petitioner will file if permitted to intervene. A copy of the petition shall be served pursuant to all those entitled to service pursuant to Rule 14.2(f).

Explanatory Comment: This Rule is intended to specify the provisions and procedures of Chapter III that are applicable to proceedings under Chapter XIV. In proceedings for the adjudication of incapacity and appointment of a guardian, responsive pleadings are permitted as a means of identifying contested legal issues and questions of fact prior to the adjudicatory hearing. However, given the abbreviated time for filing a responsive pleading relative to other proceedings (*Compare* Pa. O.C. Rule 3.7(a)), the failure to file a responsive pleading should not operate to preclude an issue or objection from being raised and considered at the hearing. Such pleadings should not be filed as a means of delaying the hearing on the merits of the petition.

The practice for other petitions is to follow the requirements of Chapter III. Nothing in this Rule is intended to prevent relief being sought on an expedited basis, provided the petitioner or respondent is able to establish circumstances to the satisfaction of the court warranting disregard of procedural requirements. *See* Pa. O.C. Rule 1.2(a).

Rule 14.2. Petition for Adjudication of Incapacity and Appointment of a Guardian of the Person or Estate of an Incapacitated Person.

(a) *Petition Contents.* A petition to adjudicate an individual as an incapacitated person and appoint a guardian shall state in plain language:

(1) Name, age, address, and mailing address, if different, of the petitioner and the petitioner's relationship to the alleged incapacitated person;

(2) Name, date of birth, residence, and mailing address, if different, of the alleged incapacitated person;

(3) Names and addresses of the spouse, parents, and presumptive intestate heirs of the alleged incapacitated person and whether they are *sui juris* or non *sui juris*;

(4) Name and address of the person or institution providing residential services to the alleged incapacitated person;

(5) Names and addresses of other service providers and nature of services being provided;

(6) Whether there is an executed health care power of attorney or advance health care directive pursuant to Title 20, Chapter 54, and if so, the name and address of the person designated in the writing to act as the agent;

Note: See 20 Pa.C.S. §§ 5421 et seq. for health care power of attorney and advance health care directive (combination of a living will and health care power of attorney).

(7) Whether there is an executed power of attorney pursuant to Title 20, Chapter 56, and if so, the name and address of the person designated in the writing to act as the agent;

Note: See 20 Pa.C.S. §§ 5601 et seq. for power of attorney.

(8) Whether there is any other writing by the alleged incapacitated person pursuant to Title 20, Chapters 54 or 58 authorizing another to act on behalf of the alleged incapacitated person, and if so, the name and address of the person designated;

Note: See 20 Pa.C.S. §§ 5441—5447 for Living Will Act; 20 Pa.C.S. §§ 5451—5465 for Health Care Agents and Representatives Act; 20 Pa.C.S. §§ 5821—5826 for Advance Directive for Mental Health Act; 20 Pa.C.S. §§ 5831—5845 for Mental Health Care Agents Act.

(9) Reason(s) why guardianship is sought, including a description of functional limitations and the physical and mental condition of the alleged incapacitated person;

(10) If not plenary, then specific areas of incapacity over which it is requested that the guardian be assigned powers;

(11) The probability of whether the physical condition and mental condition of the alleged incapacitated person will improve;

(12) Whether there has been a prior incapacity hearing concerning the alleged incapacitated person, and if so, the name of the court, the date of the hearing, and the determination of capacity;

(13) Steps taken to find a less restrictive alternative than a guardianship;

(14) If a guardian of the estate is sought:

(i) the gross value of the estate and net income from all sources, to the extent known; and

(ii) whether there is a prepaid burial account, to the extent known;

(15) Whether the alleged incapacitated person is a veteran of the United States Armed Services, and whether the alleged incapacitated person is receiving benefits from the United States Veterans' Administration on behalf of himself or herself or through a spouse; and

(16) Name and address, if available, of any person that the petitioner proposes should receive notice of the filing of guardianship reports pursuant to Rule 14.8(b), which may include any person identified in paragraphs (a)(3)—(a)(8).

(b) *Nomination of Guardian.* The petition shall also include:

(1) The name, address, and mailing address, if different, of the proposed guardian whom the petitioner nominates to be appointed guardian and the nominee's relationship, if any, to the alleged incapacitated person. If the proposed guardian is an entity, then the name of the person or persons to have direct responsibility for the alleged incapacitated person and the name of the principal of the entity;

(2) Whether the proposed guardian has any adverse interest to the alleged incapacitated person;

(3) Whether the proposed guardian is available and able to visit or confer with the alleged incapacitated person;

(4) Whether the proposed guardian has completed any guardianship training, including the name of the training program, length of the training, and date of completion;

(5) Whether the proposed guardian has any guardianship certification, the current status of the certification, and any disciplinary action related to the certification;

(6) Whether the proposed guardian is or was a guardian in any other matters and, if so, the number of active matters; and

(7) If the petition nominates a different proposed guardian of the estate from the proposed guardian of the person, then the information required in subparagraphs (b)(1)—(b)(6) as to each nominee.

(c) *Exhibits.* The following exhibits shall be appended to the petition:

(1) All writings referenced in paragraphs (a)(6)—(a)(8), if available;

(2) The certified response to a Pennsylvania State Police criminal record check, with Social Security Number redacted, for each proposed guardian issued within six months of the filing of the petition;

(i) If any proposed guardian has resided outside the Commonwealth within the previous five-year period and was 18 years of age or older at any time during that period, then the petition shall include a criminal record check obtained from the statewide database, or its equivalent, in each state in which such proposed guardian has resided within the previous five-year period.

(ii) When any proposed guardian is an entity, the person or persons to have direct responsibility for the alleged incapacitated person and the principal of the entity shall comply with the requirements of subparagraph (c)(2).

Note: For information on requesting a criminal record check from the Pennsylvania State Police, see <http://www.psp.pa.gov/Pages/Request-a-Criminal-History-Record.aspx>.

(3) Any proposed orders as required by Rule 3.4(b); and

(4) Any consent or acknowledgement of a proposed guardian to serve.

(d) *Emergency Guardian.* A petition seeking the appointment of an emergency guardian shall aver with specificity the facts giving rise to the emergent circumstances and why the failure to make such an appointment will result in irreparable harm to the person or estate of the alleged incapacitated person.

Note: Limitations on emergency guardianships are prescribed by statute. See 20 Pa.C.S. § 5513.

(e) *Separate Petitions.* Separate petitions shall be filed for each alleged incapacitated person.

(f) *Citation with Notice.* A citation with notice using the form provided in the Appendix to these Rules shall be attached to and served with the petition and any preliminary order as follows:

(1) By personal service upon the alleged incapacitated person no less than 20 days prior to the hearing. Additionally, the content and terms of the petition shall be explained to the maximum extent possible in language and terms the alleged incapacitated person is most likely to understand.

(2) In a manner permitted by Rule 4.3 no less than 20 days prior to the hearing upon:

(i) All persons *sui juris* who would be entitled to an intestate share in the estate of the alleged incapacitated person;

(ii) The person or institution providing residential services to the alleged incapacitated person;

(iii) Any person named in paragraphs (a)(6)—(a)(8); and

(iv) Such other entities and persons as the court may direct, including service providers.

Note: For notice to the United States Veterans' Bureau, see 20 Pa.C.S. § 8411.

(3) For a petition seeking the appointment of an emergency guardian, the court may direct the manner of service as emergent circumstances warrant. Thereafter, notice shall be served in accordance with Rule 14.2(f)(2).

Explanatory Comment: Concerning the requirement of a criminal record check set forth in paragraph (c)(2), the Pennsylvania State Police has created the Pennsylvania Access to Criminal History ("PATCH") System to enable the public to obtain criminal history record checks via Internet request. The certified response from the Pennsylvania State Police criminal history record check need not be notarized to comply with the requirements of this rule. Any response other than "no record" may require supplementation at the discretion of the court.

Rule 14.3. Alternative Proof of Incapacity: Expert Report in Lieu of In-Person or Deposition Testimony of Expert.

(a) A petitioner may seek to offer into evidence an expert report for the determination of incapacity in lieu of testimony, in-person or by deposition, of an expert using the form provided in the Appendix to these rules. In an emergency guardianship proceeding, an expert report may be offered into evidence if specifically authorized by the court.

(b) *Notice.*

(1) If a petitioner seeks to offer an expert report permitted under paragraph (a), the petitioner shall serve a copy of the completed report upon the alleged incapacitated person's counsel and all other counsel of record pursuant to Rule 4.3 or, if unrepresented, upon the alleged incapacitated person, pursuant to Pa.R.C.P. No. 402(a) by a competent adult no later than ten days prior to the hearing on the petition.

(2) If a petitioner seeks to offer an expert report, as permitted under paragraph (a), the petitioner shall serve pursuant to Rule 4.3 a notice of that fact upon those entitled to notice of the petition and hearing no later than ten days prior to the hearing on the petition.

(3) The petitioner shall file a certificate of service with the court as to paragraphs (b)(1) and (b)(2).

(c) *Demand.*

(1) Within five days of service of the completed report provided in paragraph (b)(1), the alleged incapacitated person's counsel or, if unrepresented, the alleged incapacitated person, may file with the court and serve upon the petitioner pursuant to Rule 4.3 a demand for the testimony of the expert.

(2) If a demand for testimony is filed and served as provided herein, then the expert report may not be admitted and an expert must provide testimony at the hearing, whether in-person or by deposition.

(d) Unless otherwise demanded pursuant to paragraph (c)(2), in the sole discretion of the court, incapacity may be established through the admission of an expert report prepared in compliance with the form provided in the Appendix to these rules. The expert must be qualified by training and experience in evaluating individuals with incapacities of the type alleged in the petition. The expert must sign, date, and verify the completed expert report.

(e) In the interest of justice, the court may excuse the notice and demand requirements set forth in paragraphs (b) and (c).

Explanatory Comment: This Rule is intended to permit the alleged incapacitated person to exercise the right to cross-examine testimony as to the capacity of the alleged incapacitated person. See 20 Pa.C.S. § 5518.1. Permitting the use of an expert report in compliance with this Rule replaces the requirement of testimony, in-person or by deposition, of an expert. See 20 Pa.C.S. § 5518. "Deposition," as used in this Rule is intended to be a deposition conducted in accordance with the Pennsylvania Rules of Civil Procedure. The Rule is permissive; whether an expert report is admitted in lieu of testimony is in the sole discretion of the court. Nothing in this Rule is intended to preclude the court from requiring testimony from the expert or otherwise requiring supplementation.

Rule 14.4. Counsel.

(a) *Retention of Counsel.* If counsel for the alleged incapacitated person has not been retained, the petitioner shall notify the court in writing at least seven days prior to the adjudicatory hearing that the alleged incapacitated person is unrepresented and also indicate whether the alleged incapacitated person has requested counsel.

(b) *Private Counsel.* If the alleged incapacitated person has retained private counsel, counsel shall prepare a comprehensive engagement letter for the alleged incapacitated person to sign, setting forth when and how counsel was retained, the scope of counsel's services, whether those services include pursuing any appeal, if necessary, how counsel will bill for legal services and costs and the hourly rate, if applicable, who will be the party considered responsible for payment, whether any retainer is required, and if so, the amount of the retainer. Counsel shall provide a copy of the signed engagement letter to the court upon request.

(c) *Appointed Counsel.* The court may appoint counsel if deemed appropriate in the particular case. Any such order appointing counsel shall delineate the scope of counsel's services and whether those services include pursuing any appeal, if necessary.

(d) *Other Counsel.* Counsel for any other party shall enter an appearance in accordance with Rule 1.7(a).

Explanatory Comment: Reasonable counsel fees, when appropriate, should be paid from the estate of the alleged incapacitated person whenever possible. If the

alleged incapacitated person is unable to pay for counsel, then the court may order counsel fees and costs to be paid by the county. See 20 Pa.C.S. § 5511(c). Any fee dispute should be resolved in a timely and efficient manner to preserve resources in order to maintain the best possible quality of life for the incapacitated person.

Rule 14.5. Waiver or Modification of Bond.

(a) *Request.* A request for the court to waive or modify a bond requirement for a guardian of the estate may be raised within the petition for adjudication of incapacity or at any other time by petition.

(b) *Waiver or Modification.* The court may order the waiver or modification of a bond requirement for good cause.

(c) *Assurance.* If the court waives or modifies a bond requirement, then the court shall consider the necessity and means of periodic demonstration of continued good cause.

Explanatory Comment: Pursuant to 20 Pa.C.S. § 5515, the provisions of Sections 5121—5123 of Title 20 relating to bonding requirements are incorporated by reference into Chapter 55 proceedings. When property is held by the incapacitated person as fiduciary, see 20 Pa.C.S. § 5516. "Good cause" may include, but is not limited to, an estate of nominal value, fluctuation in the size of the estate, adequate insurance maintained by the guardian against risk of loss to the estate, the creditworthiness of the guardian, and assets of the guardian relative to the value of the estate.

Rule 14.6. Determination of Incapacity and Selection of Guardian.

(a) *Determination of Incapacity.* The procedure for determining incapacity and for appointment of a guardian shall meet all requirements set forth at 20 Pa.C.S. §§ 5511, 5512, and 5512.1. In addition, the petitioner shall present the citation and proof of service at the hearing.

Note: See *In re Peery*, 727 A.2d 539 (Pa. 1999) (holding a person does not require a guardian if there is no need for guardianship services).

(b) *Selection of Guardian.* If guardianship services are needed, then the court shall appoint the person nominated as such in a power of attorney, a health care power of attorney, an advance health care directive, a mental health care declaration, or mental health power of attorney, except for good cause shown or disqualification. Otherwise, the court shall consider the eligibility of one or more persons to serve as guardian in the following order:

(1) *Guardian of the Person:*

- (i) The guardian of the estate;
- (ii) The spouse, unless estranged or an action for divorce is pending;
- (iii) An adult child;
- (iv) A parent;
- (v) The nominee of a deceased or living parent of an unmarried alleged incapacitated person;
- (vi) An adult sibling;
- (vii) An adult grandchild;
- (viii) Other adult family member;
- (ix) An adult who has knowledge of the alleged incapacitated person's preferences and values, including, but

not limited to religious and moral beliefs, and would be able to assess how the alleged incapacitated person would make decisions; or

(x) Other qualified proposed guardian, including a professional guardian.

(2) *Guardian of the Estate.* When the estate of the incapacitated person consists of minimal assets or where the proposed guardian possesses the skills and experience necessary to manage the finances of the estate:

- (i) The guardian of the person;
- (ii) The spouse unless estranged or an action for divorce is pending;
- (iii) An adult child;
- (iv) A parent;
- (v) The nominee of a deceased or living parent of an unmarried alleged incapacitated person;
- (vi) An adult sibling;
- (vii) An adult grandchild;
- (viii) Other adult family member; or
- (ix) An adult who has knowledge of the alleged incapacitated person's preferences and values, including, but not limited to religious and moral beliefs, and would be able to assess how the alleged incapacitated person would make decisions.

Where no individual listed in subparagraphs (i)—(ix) of paragraph (b)(2) possesses the skills and experience necessary to manage the finances of the estate, the guardian of the estate may be any qualified proposed guardian, including a professional guardian or corporate fiduciary.

Explanatory Comment: If a principal nominates a guardian pursuant to a power of attorney, a health care power of attorney, an advance health care directive, which is a combination of a living will and a health care power of attorney, a mental health care declaration, or mental health power of attorney, then court must appoint that person as guardian except for good cause or disqualification. See 20 Pa.C.S. § 5604(c)(2) (power of attorney); 20 Pa.C.S. § 5460(b) (health care power of attorney); 20 Pa.C.S. § 5422 (defining “advance health care directive”); 20 Pa.C.S. § 5823 (mental health declaration); 20 Pa.C.S. § 5841(c) (mental health power of attorney); see also 20 Pa.C.S. § 5511(f) (who may be appointed guardian).

Rule 14.7. Order and Certificate.

(a) *Order Adjudicating Incapacity and Appointing Guardian.*

(1) An order adjudicating incapacity and appointing a guardian shall address:

- (i) the type of guardianship being ordered and any limits, if applicable;
- (ii) the continued effectiveness of any previously executed powers of attorney or health care powers of attorney and the authority of such agent to act under the document;
- (iii) the necessity of filing reports pursuant to Rule 14.8(a); and
- (iv) the person or persons entitled to receive notice of the filing of such reports, pursuant to Rule 14.8(b).

(2) An order adjudicating incapacity and appointing a guardian shall contain a provision substantially in the following form:

[Incapacitated person] is hereby notified of the right to seek reconsideration of this Order pursuant to Rule 8.2 and the right to appeal this Order within 30 days from the date of this Order by filing a Notice of Appeal with the Clerk of the Orphans' Court. [Incapacitated person] may also petition the court at any time to review, modify, or terminate the guardianship due to a change in circumstances. [Incapacitated person] has a right to be represented by an attorney to file a motion for reconsideration, an appeal, or to seek modification or termination of this guardianship. If the assistance of counsel is needed and [incapacitated person] cannot afford an attorney, an attorney will be appointed to represent [incapacitated person] free of charge.

(b) *Order Adjudicating Incapacity and Appointing Guardian of Estate.*

(1) In addition to the requirements set forth in paragraph (a)(1), an order adjudicating incapacity and appointing a guardian of the estate shall address:

- (i) whether a bond is required and when the bond is to be filed; and
- (ii) whether the guardian can spend principal without prior court approval.

(2) In addition to the requirement set forth in paragraph (a)(2), an order adjudicating incapacity and appointing a guardian of the estate shall contain a provision substantially in the following form:

All financial institutions, including without limitation, banks, savings and loans, credit unions, and brokerages, shall grant to the guardian of [incapacitated person]'s estate access to any and all assets, records, and accounts maintained for the benefit of [incapacitated person], and the guardian of [incapacitated person]'s estate shall be entitled to transfer, retitle, withdraw, or otherwise exercise dominion and control over any and all said assets, records, and accounts. The failure of any financial institution to honor this order may lead to contempt proceedings and the imposition of sanctions.

(c) *Certificate of Guardianship of Estate.* Upon the request of the guardian of the estate, the clerk shall issue a certificate substantially in the following form:

(Caption)

I CERTIFY that on _____, after giving full consideration to the factors set forth in Chapter 55 of the Probate, Estates, and Fiduciaries Code, 20 Pa.C.S. §§ 5501 *et seq.*, in the above-captioned matter, the Court adjudged _____ an incapacitated person and appointed _____ as plenary guardian of the estate.

FURTHER, I CERTIFY the Court, *inter alia*, ordered that:

All financial institutions, including without limitation, banks, savings and loans, credit unions, and brokerages shall grant to the guardian of [incapacitated person]'s estate access to any and all assets, records, and accounts maintained for the benefit of [incapacitated person], and the guardian of [incapacitated person]'s estate shall be entitled to transfer, retitle, withdraw, or otherwise exercise dominion and control over any and all said assets, records, and accounts. The failure of any financial institution to honor this order may lead to contempt proceedings and the imposition of sanctions.

Witness my hand and seal of said Court
this ___ day of _____, ___ .

[seal]

CLERK OF ORPHANS' COURT

Explanatory Comment: The requirements of paragraph (a) are intended to apply to all guardianship orders. The items addressed and contained in the order, as set forth in paragraphs (a) and (b), are not exhaustive. The court may fashion a guardianship of a person order to inform health care providers of the guardian's authority, including the authority to give informed consent to proposed treatment, to share information, and to make decisions for the incapacitated person. *See also In re DLH*, 2 A.3d 505 (Pa. 2010) (discussing whether guardian has authority concerning life-preserving care); 20 Pa.C.S. § 5460(a) (requiring the court to determine the extent of agent's authority under a health care power of attorney); 20 Pa.C.S. § 5604(c)(3) (requiring the court to determine the extent of agent's authority under a durable power of attorney).

Rule 14.8. Guardianship Reporting, Monitoring, Review, and Compliance.

(a) *Reporting.* A guardian shall file the following reports with the clerk:

(1) An inventory by the guardian of the estate within 90 days of such guardian's appointment;

(2) An annual report by the guardian of the estate of an incapacitated person one year after appointment and annually thereafter;

(3) An annual report by the guardian of the person one year after appointment and annually thereafter;

(4) A final report by the guardian of the person and the guardian of the estate within 60 days of the death of the incapacitated person, an adjudication of capacity, a change of guardian, or the expiration of an order of limited duration; and

(5) A final report from the guardian of the person and the guardian of the estate upon receipt of the provisional order from another state's court accepting transfer of a guardianship.

(b) *Notice of Filing.* If, pursuant to Rule 14.7(a)(1)(iv), the order appointing the guardian identifies the person or persons entitled to receive notice of the filing of any report set forth in paragraph (a), the guardian shall serve a notice of filing within ten days after filing a report using the form provided in the Appendix to these Rules. Service shall be in accordance with Rule 4.3.

(c) *Design of Forms.* The Court Administrator of Pennsylvania, in consultation with the Orphans' Court Procedural Rules Committee and the Advisory Council on Elder Justice in the Courts, shall design and publish forms necessary for the reporting requirements set forth in paragraph (a).

(d) *Monitoring.* The clerk or the court's designee shall monitor the guardianship docket to confirm the guardian's compliance with the reporting requirements set forth in paragraph (a).

(e) *Review.* The court or its designee shall review the filed reports.

(f) *Compliance.* To ensure compliance with these reporting requirements:

(1) If any report is deemed incomplete or is more than 20 days delinquent, then the clerk or the court's designee shall serve notice on the guardian directing compliance within 20 days, with a copy of the notice sent to the court and the guardian's counsel, if represented.

(2) If the guardian fails to comply with the reporting requirements within 20 days of service of the notice, then the clerk or the court's designee shall file and transmit a notice of deficiency to the adjudicating judge and serve a notice of deficiency on those persons named in the court's order pursuant to Rule 14.7(a)(1)(iv) as being entitled to receive a notice of filing.

(3) The court may thereafter take such enforcement procedures as are necessary to ensure compliance.

Explanatory Comment: The reporting forms are available at <http://www.pacourts.us/forms/for-the-public/orphans-court-forms>. This Rule is silent as to the manner of proceeding when reports are deficient or warrant further investigation, or when the guardian is recalcitrant after being given notice by the clerk or the court's designee. In its discretion, the court may order further documentation, conduct a review hearing, or take further action as may be deemed necessary, including, but not limited to, removal of the guardian or contempt proceedings.

Rule 14.9. Review Hearing.

(a) *Initiation.* A review hearing may be requested by petition or ordered by the court.

(b) *Petition.* A petition for a review hearing shall set forth:

(1) the name, age, address, and mailing address, if different, of the petitioner and the petitioner's relationship to the incapacitated person;

(2) the date of the adjudication of incapacity;

(3) the names and addresses of all guardians;

(4) if the incapacitated person has been a patient in a mental health facility, the name of such facility, the date of admission, and the date of discharge;

(5) the present address of the incapacitated person, and the name of the person with whom the incapacitated person is living;

(6) the names and addresses of the presumptive intestate heirs of the incapacitated person and whether they are *sui juris* or non *sui juris*; and

(7) an averment that:

(i) there has been significant change in the incapacitated person's capacity and the nature of that change;

(ii) there has been a change in the need for guardianship services and the nature of that change; or

(iii) the guardian has failed to perform duties in accordance with the law or act in the best interest of the incapacitated person, and details as to the duties that the guardian has failed to perform or has performed but are allegedly not in the best interests of the incapacitated person.

(c) *Service.* The petition shall be served in accordance with Rule 4.3 upon the incapacitated person and those entitled to notice pursuant to Rule 14.2(f)(2).

(d) *Hearing.* The review hearing shall be conducted promptly after the filing of the petition with notice of the hearing served upon those served with the petition pursuant to paragraph (c).

Explanatory Comment: Nothing in this Rule is intended to preclude the court from scheduling a review hearing upon its own initiative or in the order adjudicating incapacity and appointing a guardian. For the court's disposition of a petition for a review hearing and evidentiary burden of proof, see 20 Pa.C.S. § 5512.2.

Rule 14.10. Proceedings Relating to Real Property.

(a) *Applicable Rules.* A petition for the public or private sale, exchange, lease, or mortgage of real property of an incapacitated person or the grant of an option for the sale, exchange, or lease of the same shall conform as far as practicable to the requirements of these Rules for personal representatives, trustees, and guardians of minors in a transaction of similar type.

(b) *Objection.* The guardian shall include in the petition an averment as to whether the guardian knows or has reason to know of any objection of the incapacitated person to the proposed transaction, the nature and circumstances of any such objection, and whether expressed before or after the adjudication of incapacity.

Note: See Pa. O.C. Rules 5.10, 5.11, and 5.12.

Rule 14.11. Transfer of Guardianship of the Person to Another State.

(a) *Petition.* A petition filed by a guardian appointed in Pennsylvania to transfer the guardianship of the person to another state must plead sufficient facts to demonstrate:

(1) the incapacitated person is physically present in or is reasonably expected to move permanently to the other state;

(2) plans for care and services for the incapacitated person in the other state are reasonable and sufficient;

(3) the court to which the guardianship will be transferred; and

(4) the guardianship will likely be accepted by the other state's court.

(b) *Service.* The guardian shall serve a copy of the petition in accordance with Rule 4.3 upon the incapacitated person and those entitled to service pursuant to Rule 14.2(f)(2).

(c) *Objections.* Any person entitled to service of the petition may file an answer with the clerk raising objections alleging that the transfer would be contrary to the interests of the incapacitated person.

(d) *Hearing.* If needed, the court shall conduct an evidentiary hearing on the petition.

(e) *Orders.* Upon finding that the allegations contained in the petition have been substantiated and the objections, if any, have not been substantiated, the court shall:

(1) issue an order provisionally granting the petition to transfer the guardianship and directing the guardian to petition for acceptance of the guardianship in the other state; and

(2) issue a final order confirming the transfer and relinquishing jurisdiction upon receipt of the provisional order from the other state's court accepting the transfer and the filing of the final report of the guardian.

Explanatory Comment: See Subchapter C of the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act, 20 Pa.C.S. §§ 5921—5922. This petition may also include a request to transfer the guardianship of the estate to another state as provided in Rule 14.12. The likelihood that the guardianship may be accepted by

other state's court may be established by evidence of the state having procedures similar to Rule 14.13.

Rule 14.12. Transfer of Guardianship of the Estate to Another State.

(a) *Petition.* A petition filed by a guardian appointed in Pennsylvania to transfer the guardianship of the estate must plead sufficient facts to demonstrate:

(1) the incapacitated person is:

(i) physically present in the other state;

(ii) reasonably expected to move permanently to the other state; or

(iii) significantly connected to the other state.

(2) adequate arrangements will be made for the management of the incapacitated person's estate;

(3) the court to which the guardianship will be transferred; and

(4) the guardianship will likely be accepted by the other state's court.

(b) *Service.* The guardian shall serve a copy of the petition in accordance with Rule 4.3 upon the incapacitated person and those entitled to service pursuant to Rule 14.2(f)(2).

(c) *Objections.* Any person entitled to service of the petition may file an answer with the clerk raising objections alleging that the transfer would be contrary to the interests of the incapacitated person.

(d) *Hearing.* If needed, the court shall conduct an evidentiary hearing on the petition.

(e) *Orders.* Upon finding that the allegations contained in the petition have been substantiated and the objections, if any, have not been substantiated, the court shall:

(1) issue an order provisionally granting the petition to transfer the guardianship and directing the guardian to petition for acceptance of the guardianship in the other state; and

(2) issue a final order confirming the transfer and relinquishing jurisdiction upon receipt of the provisional order from the other state's court accepting the transfer and the filing of the final report of the guardian.

Explanatory Comment: See Subchapter C of the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act, 20 Pa.C.S. §§ 5921—5922. For factors used to determine the significance of the incapacitated person's connection with the other state, see 20 Pa.C.S. § 5911(b). This petition may also include a request to transfer the guardianship of the person to another state as provided in Rule 14.11. The likelihood that the guardianship may be accepted by the other state's court may be established by evidence of the state having procedures similar to Rule 14.13.

Rule 14.13. Acceptance of a Guardianship Transferred from Another State.

(a) A petition to confirm the transfer of a guardianship from another state to Pennsylvania shall:

(1) plead sufficient facts to demonstrate:

(i) the eligibility of the guardian for appointment in Pennsylvania;

(ii) the proceeding in the other state approving the transfer was conducted in a manner similar to Rules 14.11 or 14.12 (concerning transfer of guardianship);

(1) include a certified copy of the other state’s provisional order approving the transfer; and

(2) include a certified copy of the petition and order determining initial incapacity in the other state.

(b) *Service.* The guardian shall serve a copy of the petition in the manner and upon the incapacitated person and those entitled to service pursuant to Rule 14.2(f).

(c) *Objections.* Any person entitled to notice of the petition may file an answer with the clerk raising objections alleging that the transfer would be contrary to the interests of the incapacitated person.

(d) *Hearing.* If needed, the court shall conduct an evidentiary hearing on the petition.

(e) *Orders.* Upon finding that the allegations contained in the petition have been substantiated and the objections, if any, have not been substantiated, the court shall:

(1) issue an order provisionally granting the petition to confirm transfer of the guardianship; and

(2) upon receiving a final order from the court transferring the guardianship, the court shall issue a final order accepting the guardianship, appointing the guardian appointed previously by the court of the other state as the guardian in Pennsylvania, and directing the guardian to comply with the reporting requirements of Rule 14.8.

Explanatory Comment: See Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act, 20 Pa.C.S. § 5922(f) (court’s consideration of a modification of guardianship).

Rule 14.14. Forms.

The following forms located in the Appendix shall be used exclusively:

- (a) Important Notice—Citation with Notice (G-01);
- (b) Report of Guardian of the Estate (G-02);
- (c) Report of Guardian of the Person (G-03);
- (d) Guardian’s Inventory for a Minor (G-04);
- (e) Guardian’s Inventory for an Incapacitated Person (G-05);
- (f) Guardianship of Incapacitated Person: Petition for Adjudication/Statement of Proposed Distribution Pursuant to Pa. O.C. Rule 2.4 (OC-03);
- (g) Guardianship of Minor: Petition for Adjudication/Statement of Proposed Distribution Pursuant to Pa. O.C. Rule 2.4 (OC-04);
- (h) Expert Report (G-06); and
- (i) Notice of Filing (G-07).

Explanatory Comment: In accordance with Rule 1.8, these forms must be used exclusively and cannot be replaced or supplanted by a local form.

INDEX TO APPENDIX
 ORPHANS’ COURT AND REGISTER OF WILLS FORMS
 ADOPTED BY SUPREME COURT
 PURSUANT TO Pa. O.C. Rule 1.8

Available as Fill-in Forms on Website of Administrative Office of Pennsylvania Courts

[<http://www.pacourts.us/Forms/OrphansCourtForms.htm>]
<http://www.pacourts.us/forms/for-the-public/orphans-court-forms>

Orphans’ Court and Administration Forms

* * * * *

B. Guardianship Forms

1. Important Notice—Citation with Notice (Pa. O.C. Rule [14.5] 14.2)	G-01
2. [Annual Report—Guardian of Estate] Report of Guardian of the Estate	G-02
3. [Annual Report—Guardian of Person] Report of Guardian of the Person	G-03
4. Guardian’s Inventory <u>for a Minor</u>	G-04
5. Guardian’s Inventory for an Incapacitated Person	G-05
[5.] 6. Guardianship of Incapacitated Person: Petition for Adjudication/Statement of Proposed Distribution Pursuant to Pa. O.C. Rule 2.4	OC-03*
[6.] 7. Guardianship of Minor: Petition for Adjudication/Statement of Proposed Distribution Pursuant to Pa. O.C. Rule 2.4	OC-04**
8. Expert Report	G-06
9. Notice of Filing	G-07

*Form OC-3 is not reprinted here and is located under Audit and Administration Forms at No. 3.

**Form OC-4 is not reprinted here and is located under Audit and Administration Forms at No. 4.

* * * * *

COURT OF COMMON PLEAS OF

ORPHANS' COURT DIVISION

To _____ :

**IMPORTANT NOTICE
CITATION WITH NOTICE**

A Petition has been filed with this Court to have you declared an Incapacitated Person. If the Court finds you to be an Incapacitated Person, your rights will be affected, including your right to manage money and property and to make decisions. A copy of the Petition which has been filed by _____ is attached.

You are hereby ordered to appear at a hearing to be held in Courtroom No. _____, _____, Pennsylvania on _____, 20____ at _____ .m. to tell the Court why it should not find you to be an Incapacitated Person and appoint a Guardian to act on your behalf.

To be an Incapacitated Person means that you are not able to receive and effectively evaluate information and communicate decisions and that you are unable to manage your money and/or other property, or to make necessary decisions about where you will live, what medical care you will get, or how your money will be spent.

At the hearing, you have the right to appear, to be represented by an attorney, and to request a jury trial. If you do not have an attorney, you have the right to request the Court to appoint an attorney to represent you and to have the attorney's fees paid for you if you cannot afford to pay them yourself. You also have the right to request that the Court order that an independent evaluation be conducted as to your alleged incapacity.

If the Court decides that you are an Incapacitated Person, the Court may appoint a Guardian for you, based on the nature of any condition or disability and your capacity to make and communicate decisions. The Guardian will be of your person and/or your money and other property and will have either limited or full powers to act for you.

To: _____:

If the Court finds you are totally incapacitated, your legal rights will be affected and you will not be able to make a contract or gift of your money or other property. If the Court finds that you are partially incapacitated, your legal rights will also be limited as directed by the Court.

If you do not appear at the hearing (either in person or by an attorney representing you), the Court will still hold the hearing in your absence and may appoint the Guardian requested.

By: _____
Orphans' Court Clerk

COURT OF COMMON PLEAS
 _____ COUNTY, PENNSYLVANIA
 ORPHANS' COURT DIVISION

REPORT OF GUARDIAN OF THE ESTATE

Estate of: _____, an Incapacitated Person
Name of Incapacitated Person

Case File No: _____

DATE COURT APPOINTED YOU AS GUARDIAN: _____

PART I. INTRODUCTION

1. Name(s) of Guardian(s): _____

2. Is this a limited Guardianship?

Yes

No

3. Report Period

This is the **Report** for the period from _____ to _____ (the "**Report Period**"); or

This is the **Final Report** for the period from _____ to _____ (the "**Report Period**") and is filed for the following reason:

The death of the Incapacitated Person.

Date of Death: _____

Name of Executor/Administrator: _____

The Guardianship was terminated by a court order dated: _____

Transfer of Guardianship to: _____

Date of court order approving transfer: _____

PART II. INCOME

1. List all sources of income received during the **Report Period**:

Did the Incapacitated Person receive any of the following?		Amount During Report Period
Alimony or Support	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Annuity Payments	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Dividends	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Interest Income	<input type="checkbox"/> Yes <input type="checkbox"/> No	
IRA Distributions	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Long Term Care Insurance Benefits	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Pension/Retirement Benefits (for example: 401(k), 403(b), etc.)	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Public Assistance	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Rental Property Income	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Royalties (including from mineral and land rights)	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Social Security Benefits (Retirement, Disability, SSI)	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Tax Refund	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Trust Income	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Veterans Benefits (disability/pension/aid and attendance)	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Wages	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Worker's Compensation Benefits	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Other	<input type="checkbox"/> Yes <input type="checkbox"/> No	
	TOTAL	0

PART III. ANNUAL EXPENSES

1. List all payments made for the care and maintenance of the Incapacitated Person during the **Report Period**.

Expense	To Whom Was It Paid?	Total for Report Period
Auto Insurance		
Cable/Satellite/Internet		
Child/Spousal Support/Alimony		
Clothing		
Condo/Co-op Assessments		
Debt (incurred prior to your appointment)		
Entertainment		
Fees/Costs Paid to Guardian		
Food		
Gifts - Personal or Charitable		
Home Health Care/Personal Aide		
Homeowners Insurance		
Home/Property Maintenance & Repair		
Income Taxes		
Life Insurance Premiums		
Medical Insurance Premiums		
Medical Expenses		
Medicine		
Mortgage		
Nursing Home/Assisted Living/Institutionalized Care		
Personal Expenses (including allowance)		
Phone/Cell Phone		
Real Estate Taxes		
Rent		
Utilities		
Other		
	TOTAL	0

2. Does the Incapacitated Person have a credit card(s)? Yes No
 If **yes**, has it been used during this report period? Yes No

What is the current balance on the credit card(s)? _____

PART IV. COMPARING INCOME AND EXPENSES

1. Total Income (Part II, Question 1 TOTAL): 0
 2. Unspent Income from Previous Year (Part IV, Question 5 from Last Year's Report): _____
 3. Add lines 1 and 2 together to calculate this year's TOTAL INCOME: 0
 4. Total Expense (Part III, Question 1 TOTAL): 0
 5. Subtract line 4 from line 3.
 If amount is positive, enter it here to show UNSPENT INCOME, otherwise enter \$0: 0
 6. Subtract line 4 from line 3.
 If amount is negative, enter it here to show PRINCIPAL SPENT, otherwise enter \$0: 0
 7. Is line 6, PRINCIPAL SPENT, greater than \$0?

- Yes
 No

If **yes**, was a court order obtained?

Yes - Date of Court Order: _____

No - Explain why court approval was not obtained:

PART V. ASSETS

1. What was the value of the assets reported on the Inventory? _____
 2. List any additional assets received during the **Report Period** (for example: gifts, inheritance, burial account, lawsuit recovery, etc.)

Description/Source	Value at the end of Report Period
TOTAL	0

3. Where are **all** the assets deposited or held at the end of the **Report Period**?

List of Assets: Type and Location	Co-Owners	Value at the end of Report Period
TOTAL		0

4. Does the incapacitated person own a house/condo/co-op?

Yes - Answer Questions a - e No

a. Address of property: _____

b. Does the Incapacitated Person live in the house/condo/co-op? Yes No

c. If purchased during the **Report Period**, what was the purchase price? _____

d. If real property was sold during the **Report Period**, what was the sale price? _____

e. Was a court order obtained if property was purchased or sold?

Yes - Date of Court Order: _____

No - Explain why court approval was not obtained:

5. List any assets transferred to a third party such as a spouse or child.

Asset	Transferred To	Relationship to IP	Amount	Order Date or Reason Not Approved

PART VI. GUARDIAN'S COMPENSATION

1. Did the Guardian receive compensation during the **Report Period**?

Yes - Complete the table below No - Skip to Question 3

Amount	Guardian Name	Is Amount Based on Hourly, Monthly or Annual Fee?

2. Was the compensation approved by the court?

Yes - Date of Court Order: _____

No - Explain why court approval was not obtained:

3. Have you maintained a log of your activities as guardian?

Yes - Attach a copy No

PART VII. ATTORNEY'S FEES

1. Were attorney's fees paid during the **Report Period**?

Yes - Complete the table below No - Skip to Part VIII

Amount	Name of Counsel	Hourly Rate	# of Hours	Order Date or Reason Not Approved

PART VIII. REPRESENTATIVE PAYEE

1a. Social Security Administration (SSA) Benefits

The Incapacitated Person does not receive SSA benefits.

The Guardian acts as the representative payee - attach a copy of the report provided to the SSA during this **Report Period**.

The Guardian is not the representative payee for SSA benefits. The payee is _____.

1b. Veterans Administration (VA) Benefits

- The Incapacitated Person does not receive VA benefits.
- The Guardian acts as the representative payee - attach a copy of the report provided to the VA during this **Report Period**.
- The Guardian is not the representative payee for VA benefits. The payee is _____.

PART IX. SURETY INFORMATION

1. Was a surety bond required?

- Yes - In what amount _____ - and then answer Questions a - b.
- No - The court waived a surety bond, skip to Question 2.

a. Is the surety bond still in effect?

- Yes
- No - Provide an explanation as to why not.

b. Is the value of the estate at the end of the **Report Period** greater than the amount reported at the end of the prior report period?

- Yes
- No

If **yes**, has the amount of the surety bond been increased?

- Yes. To what amount: _____
- No

2. If you are a professional guardian, agency or an attorney serving as guardian, do you have professional/guardian liability insurance that covers theft?

- Yes - Answer Question a and b.
- No - Skip to Part X.
- N/A

a. Are the coverage limits greater than the assets (Part V, Question 3)?

- Yes
- No

b. Describe the deductible and any exclusions.

PART X. GUARDIAN INFORMATION

1. During this **Report Period**, did any guardian participate in guardianship training?

- Yes
 No

If yes, provide the following information:

Guardian Name	Dates of Training		Provider	Training Description
	Starting	Ending		

2. During this **Report Period**, have any judgments been filed against any guardian, or has any guardian filed for bankruptcy protection?

- Yes - Please describe No
Guardian Name Description

3. During this **Report Period**, was any guardian charged with or convicted of a crime?

- Yes - Please describe No
Guardian Name Description

4. Is there any reason any guardian cannot continue to serve as guardian?

- Yes - Please describe No
Guardian Name Description

PART XI. SUMMARY

1. If this is the first annual report, state the value of the assets reported on the Inventory. (Use amount from Part V, Question 1 of <i>this</i> Report.) (principal)	
2. If this is not the first annual report, state the Total Assets (principal) from the prior Report. (Use TOTAL amount from Part V, Question 3 of <i>prior</i> Report.)	
3. What was the total income received during the Report Period ? (Use the amount from Part IV, Question 3 of <i>this</i> Report.)	0
4. What is the total amount of Expenses paid during the Report Period ? (Use the amount from Part III, Question 1 of <i>this</i> Report.)	0
5. What are the Total Assets remaining at the end of the Report Period ? (Use the amount from Part V, Question 3 of <i>this</i> Annual Report.)	0
6. What is the Unspent Income at the end of the Report Period ? (Use the amount from Part IV, Question 5 of <i>this</i> Report.)	0

I verify that the foregoing information is correct to the best of my knowledge, information and belief; and that this verification is subject to the penalties of 18 Pa.C.S. §4904 relative to unsworn falsification to authorities.

Effective June 1, 2019, I further acknowledge the Notice of Filing must be served within 10 days of the filing of this report pursuant to Pa. O.C. Rule 14.8(b).

Date

Signature of Guardian of the Estate

Name of Guardian of the Estate (type or print)

Address

City, State, Zip

Home Phone Number

Office Phone Number

Cell Phone Number

Email

Date

Signature of Co-Guardian of the Estate

Name of Co-Guardian of the Estate (type or print)

Address

City, State, Zip

Home Phone Number

Office Phone Number

Email

COURT OF COMMON PLEAS
_____ COUNTY, PENNSYLVANIA
ORPHANS' COURT DIVISION

REPORT OF GUARDIAN OF THE PERSON

Estate of: _____, an Incapacitated Person
Name of Incapacitated Person

Case File No: _____

DATE COURT APPOINTED YOU AS GUARDIAN: _____

PART I. INTRODUCTION

1. Name(s) of Guardian(s): _____

2. Is this a limited Guardianship? Yes No

3. Report Period

This is the **Report** for the period from _____ to _____ (the "**Report Period**"); or

This is the **Final Report** for the period from _____ to _____ (the "**Report Period**") and is filed for the following reason:

The death of the Incapacitated Person.
Date of Death: _____
Name of Executor/Administrator: _____

The Guardianship was terminated by a court order dated: _____

Transfer of Guardianship to: _____
Date of court order approving transfer: _____

IF THIS IS A FINAL REPORT, ONLY COMPLETE PARTS I AND V.

PART II. PERSONAL INFORMATION ABOUT THE INCAPACITATED PERSON

1. Incapacitated Person's date of birth: ____/____/____

2. Incapacitated Person's Current Residence:

3. Residence of the Incapacitated Person

Incapacitated Person's home (with part-time home health care aide *or* 24/7 assistance)

Your home

Relative's home
Relative's Name: _____ Relationship: _____

Domiciliary Care
Facility Name: _____

Personal Care Boarding Home
Facility Name: _____

Is this a Memory Support Facility? Yes No

Assisted Living Facility
Facility Name: _____

Is this a Memory Support Facility? Yes No

Nursing Home Facility
Facility Name: _____

Is this a Memory Support Facility? Yes No

Other: _____

4. The Incapacitated Person has been in the residence noted in question 3 since: _____

5. Has the Incapacitated Person moved during the **Report Period**?

Yes

No

If **yes**, date of move: _____

If **yes**, please provide:

Reason for move: _____

Previous residence/address: _____

PART III. MEDICAL INFORMATION

1. List the medical professionals who have seen the Incapacitated Person during the **Report Period**:

	Name
Medical Doctor	
Dentist	
Eye Doctor	
Ear Doctor	
Psychologist or Psychiatrist	
Physical Therapist	
Occupational Therapist	
Social Worker	
Geriatric Caseworker	
Other	

2. The major medical or psychiatric problems of the Incapacitated Person are as follows:

3. Describe any social, medical, psychological and support services the Incapacitated Person is receiving:

4. Has the Incapacitated Person been hospitalized during the **Report Period**?

- Yes
- No

If yes, date(s) of hospitalization: _____

5. Has the Incapacitated Person received a mental health assessment during the **Report Period**?

- Yes
- No

If yes, date(s) of evaluation: _____

PART IV. GUARDIAN'S OPINION

1. Should the guardianship be:

- Continued
 Continued with modifications
 Terminated

2. Provide the reasons for your opinion. List specific recommended modifications.

3. Have you filed a petition for modification or termination?

- Yes
 No

PART V. INFORMATION ABOUT THE GUARDIAN

1. On average, how often did you visit the Incapacitated Person during the **Report Period**?

- I live with the Incapacitated Person
 None
 Quarterly
 Monthly
 Weekly
 Daily

2. What is the average length of a visit?

- Less than 15 minutes
 Between 15 minutes and 1 hour
 Between 1 and 2 hours
 More than 2 hours
 Not applicable

3. Have you maintained a log of your activities as guardian?

- Yes - Attach a copy
 No

4. During this **Report Period**, did any guardian participate in guardianship training?

Yes

No

If **yes**, provide the following information:

Guardian Name	Dates of Training		Provider	Training Description
	Starting	Ending		

5. During this **Report Period**, was any guardian charged with or convicted of a crime?

Yes - Please describe No

Guardian Name

Description

6. During this **Report Period**, was a Protection from Abuse Order or Protection from Sexual Violence or Intimidation Order entered against any guardian?

Yes - Please describe No

Guardian Name

Description

7. Is there any reason any guardian cannot continue to serve as guardian?

Yes - Please describe No

Guardian Name

Description

I verify that the foregoing information is correct to the best of my knowledge, information and belief; and that this verification is subject to the penalties of 18 Pa.C.S. §4904 relative to unsworn falsification to authorities.

Effective June 1, 2019, I further acknowledge the Notice of Filing must be served within 10 days of the filing of this report pursuant to Pa. O.C. Rule 14.8(b).

Date

Signature of Guardian of the Person

Name of Guardian of the Person (type or print)

Address

City, State, Zip

Home Phone Number

Office Phone Number

Cell Phone Number

Email

Date

Signature of Co-Guardian of the Person

Name of Co-Guardian of the Person (type or print)

Address

City, State, Zip

Home Phone Number

Office Phone Number

Cell Phone Number

Email

COURT OF COMMON PLEAS OF _____ COUNTY, PENNSYLVANIA
ORPHANS' COURT DIVISION

GUARDIAN'S INVENTORY FOR A MINOR

Estate of _____, } a Minor

No. _____

1. Real Estate: (Location, by whom occupied and rental terms, if applicable)

Estimated Value:

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Sub-Total for Real Estate:

2. Personal Property:

Estimated Value:

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

3. Jointly Held Property:

(Set forth real and personal property owned by the Minor JOINTLY with any other person(s). State whether held as tenants by the entireties; if not, whether the right of survivorship exists.)

Jointly Held Property

Estimated Value:

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Estate of _____ } a Minor

4. Anticipated Assets:

Estimated Value:

(Set forth property of any kind expected to be acquired hereafter, together with anticipated date of acquisition.)

<i>Property</i>	<i>Anticipated Date of Acquisition</i>	
_____	_____	_____
_____	_____	_____
_____	_____	_____

Sub-Total for Personal Estate:

Attach Additional Sheets if necessary

TOTAL OF ITEMS 1, 2, 3, and 4: _____

Commonwealth of Pennsylvania :
 : ss.
 County of _____ :

_____, says that the foregoing is a full, true and complete
Guardian
 Inventory of the Estate of _____, a Minor; and that all of the
 information set forth herein is true and correct to the best of the Guardian's knowledge and
 belief.

I verify that the statements made in this)
 Inventory are true and correct. I under-)
 stand that false statements herein are)
 made subject to the penalties of)
 18 Pa.C.S. § 4904 relating to unsworn)
 falsification to authorities.)

 Guardian Signature

Attorney for Guardian: _____

Supreme Court I.D. No.: _____

Address: _____

Telephone: _____

COURT OF COMMON PLEAS
____ COUNTY, PENNSYLVANIA
ORPHANS' COURT DIVISION

GUARDIAN'S INVENTORY FOR AN INCAPACITATED PERSON

Estate of: _____, an Incapacitated Person
Name of Incapacitated Person

Case File No: _____

DATE COURT APPOINTED YOU AS GUARDIAN: _____

PART I: INTRODUCTION

Inventory type:

Initial

Amended

PART II: ASSETS (PRINCIPAL)

- 1. List all bank accounts, real estate, burial accounts, and other personal property below. If the property is owned by both the incapacitated person and others, indicate in the last column the name of the co-owner.

Asset	Value	Name of Co-Owner(s)
TOTAL	0	

2. Is any property (specifically bank accounts or real estate) co-owned by the Incapacitated Person and the guardian?

Yes

No

If yes:

a. On what date was the property acquired? _____

b. On what date was the guardian's name added? _____

c. The guardian is:

an individual having access or control over the account

an owner of the account

3. Does the Incapacitated Person have a homeowners insurance policy for real property?

Yes (Copy of policy to be provided upon request)

No

If yes:

a. Carrier: _____

b. Coverage period: _____

4. Does the Incapacitated Person have an automobile insurance policy?

Yes (Copy of policy to be provided upon request)

No

If yes:

a. Carrier: _____

b. Coverage period: _____

5. Does the Incapacitated Person have a safe deposit box?

No

Yes, in sole name

Yes, in joint name(s). List the name(s) of joint owner(s): _____

If yes:

a. Location of safe deposit box: _____

b. Are there plans to inventory the contents?

Yes

No

PART III: ANNUAL INCOME

1. List all sources of income for the Incapacitated Person:

Does the Incapacitated Person receive any of the following as income?		Specify Amount
Alimony or Support	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Annuity Payments	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Dividends	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Interest Income	<input type="checkbox"/> Yes <input type="checkbox"/> No	
IRA Distributions	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Long Term Care Insurance Benefits	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Pension/Retirement Benefits (for example: 401(k), 403(b), etc.)	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Public Assistance	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Rental Property Income	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Royalties (including from mineral and land rights)	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Social Security Benefits (Retirement, Disability, SSI)	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Tax Refund	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Trust Income	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Veterans Benefits (disability/pension/aid and attendance)	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Wages	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Workers' Compensation Benefits	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Other	<input type="checkbox"/> Yes <input type="checkbox"/> No	
TOTAL		0

PART IV: LIABILITIES/DEBTS

1. List all debts the Incapacitated Person owes, including mortgages, loans, credit card debt, etc.

Liabilities/Debts	Lender	Value
	TOTAL DEBTS:	0

PART V: GUARDIAN COVERAGE

1. Was a surety bond required by the decree appointing you as guardian?

Yes (Please attach a copy of the bond)

No

2. Are you a professional guardianship agency or an attorney serving as a guardian?

Yes

No

If **yes**, do you have professional liability coverage?

Yes (Please attach a copy of the insurance policy)

No

If **no**, explain: _____

PART VI: PERSONAL CARE PLAN

1. Can the Incapacitated Person remain in his or her current residence with assistance, or in the home of a relative?

- Yes
- No
- N/A - The Incapacitated Person is already in a supervised residential setting.

If yes:

- a. List the name of the responsible family member:

- b. What services does the Incapacitated Person require?
 - Services from local Area Agency on Aging
 - Private Companion/Assistance Service
 - Number of days per week: _____
 - Number of hours per week: _____
 - Assistance from family members
 - Will compensation be provided?
 - Yes
 - No
 - If yes, indicate compensation amount: _____

2. Will the Incapacitated Person be moved into a supervised residential setting?

- Yes
- No
- N/A - The Incapacitated Person is already in a supervised residential setting.

If yes:

- a. Indicate the type of supervised residential setting:
 - Domiciliary Care
 - Personal Care
 - Boarding Home / Group Home
 - Assisted Living Facility
 - Nursing Home
 - Other: _____
- b. Describe the steps that are being taken to move the Incapacitated Person into a supervised residential setting.

PART VII: FINANCIAL PLAN

1. Complete the following table using initial inventory or most recent amended inventory.

<p>a. Total Annual Income (Part III, Question 1) 0 _____</p> <p>b. Annual estimated expenses _____</p> <p>c. Net Income (a minus b) 0 _____</p>	<p>d. Total assets (principal) (Part II, Question 1) 0 _____</p>
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2. Is the net income listed above sufficient to care for the needs of the Incapacitated Person?

- Yes
- No, but assets (principal) are available if a court order approves expenditures
- No, and assets (principal) are not available

3. Indicate any applications for government benefits that have been submitted:

Application Type	Date of Submission
Social Security Disability Insurance (SSDI)	
Supplemental Security Income (SSI)	
Social Security Retirement Benefits	
Veterans Benefits	
Medical assistance, long term care	
Medical assistance, Home Waiver	
Other (Explain: _____)	

4. Describe all real estate included in the estate and how it will be maintained or sold:

5. Prior to the appointment of a guardian, has an agent under a Power of Attorney been serving?

Yes

No

If **yes**, has an accounting ever been requested or filed with the Orphans' Court?

Yes

No

If **yes**, was the agent the same person as the guardian?

Yes

No

PART VIII: MEDICAL INFORMATION

1. Is a "no-code" (Do Not Resuscitate) provision in place for the incapacitated person?

Yes

No

2. When still capacitated, did the Incapacitated Person execute a durable power of attorney for health care or some other health care directive (including, but not limited to, a POLST, a living will, or a mental health care power of attorney)?

Yes

No

If **yes**, identify the authorized agent for making health care decisions:

3. Are you aware of any will or trust executed by the Incapacitated Person, or any funeral or burial wishes of the Incapacitated Person?

Yes

No

If **yes**, please explain:

Has a burial account been established for the Incapacitated Person?

Yes

No

If **yes**, what is the value of the burial account? _____

I verify that the foregoing information is correct to the best of my knowledge, information and belief; and that this Verification is subject to the penalties of 18 Pa.C.S. §4904 relative to unsworn falsification to authorities.

Effective June 1, 2019, I further acknowledge the Notice of Filing must be served within 10 days of the filing of this report pursuant to Pa. O.C. Rule 14.8(b).

Date

Signature of Guardian of the Estate

Name of Guardian of the Estate (type or print)

Address

City, State, Zip

Home Phone Number

Office Phone Number

Cell Phone Number

Email

Date

Signature of Co-Guardian of the Estate (if applicable)

Name of Co-Guardian of the Estate (type or print)

Address

City, State, Zip

Home Phone Number

Office Phone Number

Cell Phone Number

Email

INSTRUCTIONS FOR SUBMITTING AN EXPERT REPORT

To establish incapacity, the petitioner must present testimony from an individual qualified by training and experience in evaluating persons with incapacities of the type alleged by the petitioner. As an accommodation to such expert witnesses, the court may accept a complete and legible expert report in accordance with the attached form in lieu of expert testimony, whether in person or by deposition, unless otherwise required by rule or order of court.

COURT OF COMMON PLEAS OF
 _____ COUNTY PENNSYLVANIA
 ORPHANS' COURT DIVISION

EXPERT REPORT

RE: _____
An Alleged Incapacitated Person (AIP)

No. _____

PART I: PROFESSIONAL BACKGROUND (You may attach your curriculum vitae, if it provides answers to Questions 1 through 5. Please answer those questions not covered by curriculum vitae.)

1. Name: _____ Title: _____

2. Professional Address: _____

3. Complete education information:

	Name of Institution	Type of Degree Received	Date Completed
Undergraduate			
Graduate			
Post-Graduate			

4. Do you have any active professional licenses? Yes No
 If **yes**, indicate in what state or states you are licensed as well as the date(s) issued.

List any board certifications: _____

5. An Incapacitated Person is legally defined as: An adult whose ability to receive and evaluate information effectively and communicate decisions in any way is impaired to such a significant extent that he/she is partially or totally unable to manage his/her financial resources or to meet essential requirements for his/her physical health and safety.

Do you have experience evaluating whether or not an individual is incapacitated? Yes No

If **yes**, indicate the basis of your experience:

PART II: ALLEGED INCAPACITATED PERSON (AIP)

6. a. Have you treated, assessed, or evaluated the AIP?

Yes No

b. Indicate the date(s) and location of any treatment, assessment, or evaluation you have provided or made over the last two (2) years:

c. If 6a. is yes, what tests have you or others administered, e.g., mini mental status exam (MMSE), Montreal Cognitive Assessment (MOCA), St. Louis University Mental Status Exam (SLUMS), etc.? List dates administered and the score. (Attach test results, not just the score.)

7. What is the present condition of the AIP? List all known medical and psychiatric diagnoses and current symptoms. (You may attach a list from your records.)

<u>Diagnosis</u>	<u>Symptoms/Manifestations</u>

8. List all known medications, including over-the-counter, that the AIP is taking. For each known medication, indicate, if known, the prescribing physician and the diagnosis for which the medication was prescribed or the reason for taking. (You may attach a list from your records.)

<u>Medication</u>	<u>Diagnosis/Reason Taken</u>	<u>Prescribing Physician</u>

9. Indicate the AIP’s ability to perform the following functions:

	Unimpaired	Needs Some Help (Explain in #10)	Totally Impaired	Not Assessed or Not Enough Information
Receiving and evaluating information effectively	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Communicating decisions	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ability to give informed consent	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Short-term memory	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Long-term memory	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Activities of daily living	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Managing finances (including paying bills, making deposits, withdrawals and working with financial institutions)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Managing health care (including following doctor’s orders and managing/taking medications)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Providing for physical safety	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Responding to emergency situations	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ability to resist scams	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

10. For any response in Question 9 where the AIP “needs some help,” please describe the type and extent of assistance needed.

11. What recommendations have you made or would you make concerning services necessary to meet the essential requirements for the AIP’s physical health and safety?

12. What recommendations have you made or would you make concerning management of the AIP's finances?

13. As indicated in Question 5, an Incapacitated Person is legally defined as: An adult whose ability to receive and evaluate information effectively and communicate decisions in any way is impaired to such a significant extent that he/she is partially or totally unable to manage his/her financial resources or to meet essential requirements for his/her physical health and safety.

In your expert opinion, within a reasonable degree of professional certainty and based on your knowledge, skills, experience, and education, is the AIP incapacitated?

Yes, totally impaired Yes, partially impaired No

14. In your opinion, the most appropriate, least restrictive living situation for the AIP is (check one):

The AIP can be left alone without supervision
 Home (with part-time home health aide or 24/7 assistance)
 Independent living facility (room and board provided, emergency services readily available)
 Assisted living facility (room and board provided, assistance with some activities of daily living)
 Secure facility (Alzheimer's/Mental Health for safety and basic needs)
 Skilled nursing facility

15. If your responses in Question 9 indicated that the AIP is totally impaired or "needs some help", do you expect the AIP's abilities in the next 6 months to (Check best estimate):

Stay the same Improve Decline

Please explain:

PART III: GUARDIANSHIP AND SERVICES

16. Are you aware of any circumstances, medical or otherwise, that create a need for the appointment of an emergency guardian for the AIP?

Yes No

If yes, indicate reasons:

17. The AIP is required to be at the hearing, absent circumstances that could cause harm to the AIP. Putting aside whether the court proceeding may be moderately upsetting to, confusing to or not understood by the AIP, do you believe that the AIP's presence at the hearing would cause harm to the AIP's physical or mental condition?

Yes No

Indicate reason for response:

18. Please provide any additional information that could assist the court in determining incapacity.

I verify that the foregoing information is correct to the best of my knowledge, information and belief; and that this verification is subject to the penalties of 18 Pa.C.S. § 4904 relative to unsworn falsification to authorities.

Date

Signature

Name (type or print)

Address

City, State, Zip

Telephone

Email

COURT OF COMMON PLEAS OF
COUNTY, PENNSYLVANIA
ORPHANS' COURT DIVISION

NOTICE OF FILING

ESTATE/GUARDIANSHIP OF _____,
AN INCAPACITATED PERSON

_____, GUARDIAN

No. _____

I certify that on _____ I filed the following documents:

- Inventory Amended Inventory
- Annual Report - Guardian of the Person Annual Report - Guardian of the Estate
- Final Report

A copy of this Notice of Filing is being served on the following person(s) designated by court order and in the following manner:

1. _____
 By mail By fax By personal delivery By e-mail if requested
2. _____
 By mail By fax By personal delivery By email if requested
3. _____
 By mail By fax By personal delivery By email if requested
4. _____
 By mail By fax By personal delivery By email if requested

Submitted by:

_____ *Date*

_____ *Signature*

_____ *Name (print or type)*

_____ *Address*

_____ *City, State, Zip*

_____ *Telephone*

_____ *Email*

Instructions for Document Access

If you are one of the individuals noted above to whom this notice of filing was sent, you may access and view the documents filed by presenting this notice of filing along with proper identification to the Clerk of the Orphans' Court in the county listed on the previous page.

**ORPHANS' COURT PROCEDURAL RULES
COMMITTEE REPORT**

**Amendment of Pa. O.C. Rules 1.5 & 5.10—5.12;
Rescission of Pa. O.C. Rules 14.1—14.5 and Orphans'
Court Forms G-01 through G-04; Adoption of New
Pa. O.C. Rules 14.1 through 14.14 and Orphans'
Court Forms G-01—G-07; and Amendment of the
Index to the Appendix**

On June 1, 2018, the Supreme Court of Pennsylvania adopted a comprehensive rewrite of the Pennsylvania Orphans' Court Rules related to guardianship proceedings pursuant to Title 20, Chapters 55 and 59. The rules were previously published for comment at 47 Pa.B. 5930 (September 23, 2017); 47 Pa.B. 4815 (August 19, 2017); and 46 Pa.B. 7934 (December 17, 2016).

Contained within this Report is the Orphans' Court Procedural Rules Committee's commentary related to the new rules. Please note that the Court does not adopt the Committee's commentary.

Rule 1.5 Local Rules

Through amendment of Rule 1.5 and operation of Order, No. 771 Supreme Court Rules Docket (June 1, 2018), all previously promulgated local rules concerning guardianship proceedings are vacated, effective June 1, 2019. For a local guardianship rule of procedure to be effective on June 1, 2019, it must be deemed necessary by the judicial district in light of the new statewide rules and be submitted to the Orphans' Court Procedural Rules Committee no later than December 1, 2018. This deadline is calculated to afford the Committee sufficient time to review the local rules, respond to the judicial district, and permit publication in the *Pennsylvania Bulletin* pursuant to Pa.R.J.A. No. 103(d). Submissions after December 1, 2018 will be accepted; however, the Committee may not be able to give late submissions sufficient priority to clear the review process before June 1, 2019. The effective date of the new local rules and new Chapter IV rules should coincide, *i.e.*, June 1, 2019.

Rules 5.10-5.12 Transactions Related to Real Property

Cross-references to Rule 14.10 were added to the Notes when the transaction involves the real property of an incapacitated person.

Rule 14.1 Guardianship Petition Practice and Pleading

A number of comments inquired as to the extent that the requirements in Chapter III of the Pennsylvania Orphans' Court Rules concerning petition practice and pleading requirements would apply to guardianship proceedings. Rule 14.1 was crafted to place different requirements on petitions for the adjudication of incapacity and appointment of a guardian on one hand and all other petitions on the other hand. Paragraph (a) incorporated by reference and applied specific aspects of Chapter III to petitions for adjudication and appointment. Paragraph (b) provided for the filing of responsive pleadings in these proceedings, but does so on a limited basis and subject to a shorter time frame than Chapter III. While the Committee did not believe that such pleadings were going to be used frequently, a procedural mechanism should exist for contested guardianship proceedings.

It should be noted that responsive pleadings under paragraph (b) are permissive and not required—there are no “default judgments” with respect to the adjudication of incapacity. Further, the paragraph was not intended to preclude the judge from hearing objections first raised at the adjudicatory hearing. Finally, the judge was to decide

the objections at the adjudicatory hearing rather than delaying that hearing with another to determine objections.

For all other petitions, paragraph (c) operates to apply the Chapter III requirements to those pleadings, subject to the modification of “interested party.” The Committee recognizes that Chapter III imposes more formal requirements on what were often informal proceedings. However, the provisions of Chapter III were designed to afford due process to all involved, and the Committee believes that petition practice in guardianship matters required no less protection. As observed in the Explanatory Comment, the requirements were not intended to preclude a petitioner from seeking relief on an emergency or expedited basis when circumstances warrant departure from strict adherence to the Chapter III requirements.

Paragraph (d) was intended to provide a procedure for a person to seek permission to intervene in a proceeding. This mechanism was crafted as recognition that those entitled to service pursuant to Rule 14.2(f) may not include all potentially aggrieved parties, *e.g.*, business partner, fiancé, best friend.

Rule 14.2 Petition for Adjudication of Incapacity and Appointment of a Guardian of the Person or Estate of an Incapacitated Person

The required content of a petition set forth in the rule was intended to include those requisites set forth in 20 Pa.C.S. § 5511(c) as well as information to assist the court in determining capacity, the need for a guardian, the appointment of a guardian for the estate and/or the person, and the scope of a guardianship, as the case may be. An additional requirement was the identification of any person or persons who are to receive notice of the filing of reports.

Concerning persons who should be identified in and served with the petition, the Committee studied the interplay of Chapters 54, 55, 56, and 58 of Title 20. When a person has nominated a guardian in an instrument or there is a surrogate decision maker, it opens a number of residual issues. First, if a principal nominates a guardian pursuant to a power of attorney, a health care power of attorney, an advance health care directive (which is a combination of a living will and a health care power of attorney), a mental health care declaration, or mental health power of attorney, then the court must appoint that person as guardian except for good cause or disqualification. *See* 20 Pa.C.S. § 5604(c)(2) (power of attorney); 20 Pa.C.S. § 5460(b) (health care power of attorney); 20 Pa.C.S. § 5422 (defining “advance health care directive”); 20 Pa.C.S. § 5823 (mental health declaration); 20 Pa.C.S. § 5841(c) (mental health power of attorney); *see also* Pa. O.C. Rule 14.6(b). Moreover, the court must determine the extent to which an agent's authority to act remains in effect under a power of attorney or a health care power of attorney. *See* 20 Pa.C.S. § 5604(c)(3); 20 Pa.C.S. § 5460(a); *see also* Pa. O.C. Rule 14.7(a)(1)(ii). Notably, if a principal who has executed a mental health power of attorney is later adjudicated an incapacitated person, the mental health power of attorney shall remain in effect. 20 Pa.C.S. § 5841(b)(1).

Second, in addition to the above-agents, there may be surrogate decision makers pursuant to a living will or by operation of law. *See* 20 Pa.C.S. § 5447 (a living will can contain a designation of a health care agent if the principal is incompetent and has an end-stage medical condition or is permanently unconscious); 20 Pa.C.S. § 5461 (a health care representative can make decisions

for an incompetent person if the person does not have a health care power of attorney or a guardian has not been appointed for the person). These surrogate decision makers have an interest in the proceeding because the powers they currently exercise will be affected by a guardianship.

Therefore, the rules require that all these agents should be first identified in the petition pursuant to Rule 14.2(a)(6)—(a)(8). Rather than reference the myriad statutes by individual citation, the rule text references the applicable Chapter in Title 20. To the extent that writings exist related to the agent's authority, the writings are to be appended to the petition pursuant to Rule 14.2(c)(1). Further, these agents are to be served with the petition pursuant to Rule 14.2(f)(2)(iii).

Rule 14.2(a)(16) is intended to identify in the petition who should receive notice of the filing of the inventory and reports. This is a new statewide procedure. The court's order adjudicating incapacity and appointing a guardian is required to contain those entitled to receive notice of the filing of those reports. *See* Pa. O.C. Rule 14.7(a)(1)(iv). The notice of filing is required to be served on those entitled to receive notice after a report is filed. *See* Pa. O.C. Rule 14.8(b). The form of the notice of filing is set forth in Form G-07. A person entitled to receive the notice of filing may then access and view the report filed by presenting the notice to the clerk of the orphans' court.

Paragraph (b)(1) requires the petitioner to identify those individuals who will have direct responsibility for the alleged incapacitated person if the proposed guardian is an entity. This paragraph also requires the principal of the entity to be identified. Designating those persons having direct responsibility may be challenging at this stage in a guardianship proceeding, but doing so is necessary for the purpose of the criminal record check requirement. For those entities using a team approach or rotating assignments, identification of all likely individuals will be necessary.

Paragraph (b)(4) requires the petition to include whether the proposed guardian has completed any guardianship training. Paragraph (b)(5) requires disclosure of whether the proposed guardian is certified and any disciplinary history related to the certification. Paragraph (b)(6) requires the petitioner to include the current caseload for the guardian. Such information will assist the judge in the guardian selection process.

Rule 14.2(f)(2)(i) was revised post-publication to specifically limit service to only *sui juris* intestate heirs rather than both *sui juris* and non-*sui juris* heirs. This aligns the rule more closely with the statute. *See* 20 Pa.C.S. § 5511(a).

Rule 14.3 Alternative Proof of Incapacity: Expert Report in Lieu of In-Person or Deposition Testimony of Expert

In 2015, the Committee published for comment the Task Force's proposed form entitled "Deposition by Written Interrogatories of Physician or Licensed Psychologist" as part of a larger package of forms. *See* 45 Pa.B. 1070 (March 7, 2015). In 2016, the Committee published proposed new Rule 14.6 and a revised form for comment. *See* 46 Pa.B. 2306 (May 7, 2016). Retitled "written deposition," the proposed form was intended to be completed by the evaluator and reflect the evaluator's assessment of the capacity of the alleged incapacitated person. *See also* 20 Pa.C.S. § 5518. After considering additional feedback, the Committee further refined the report and form, which were republished for comment. *See* 47 Pa.B. 5930 (September 23, 2017).

Rule 14.4 Counsel

This rule was crafted to establish the scope of counsel's services before commencement of the proceedings in order to avoid confusion about the role of counsel. While the rule requires private counsel to set forth information regarding fees in the engagement letter, the reasonableness of all fees incurred on behalf of the alleged incapacitated person, whether attributed to private counsel or appointed counsel, are subject to court review.

Paragraph (a) incorporates the statutory requirement that the petitioner inform the court seven days prior to the adjudicatory hearing whether the alleged incapacitated person has counsel. *See* 20 Pa.C.S. § 5511(a). Relatedly, the paragraph contains a requirement that the petitioner notify the court if the alleged incapacitated person requested counsel and one has not yet been retained.

Paragraphs (b)—(d) are intended to memorialize the scope of counsel's services before commencement of the proceedings in order to avoid confusion about the role of counsel. Paragraph (b) also requires private counsel to set forth information regarding fees in the engagement letter.

Rule 14.5 Waiver or Modification of Bond

This rule is not intended to encourage waiver or modification of bonds. Rather, it is intended to establish a procedure and standard for waiver and modification. Paragraph (b) permits the waiver or modification for good cause. Examples of "good cause" are contained in the Explanatory Comment. Paragraph (c) requires the court to consider the necessity and means of how "good cause" can be demonstrated in the future to provide assurance that "good cause" continues to exist.

Rule 14.6 Determination of Incapacity and Selection of Guardian

In paragraph (b), the Committee opted to incorporate by reference the statutory procedures for determining incapacity and appointing a guardian. Within 20 Pa.C.S. § 5511 there are other provisions that also could be replicated within the rules, such as closed hearings, jury trial, and the authority of the court to order an independent evaluation. Likewise, 20 Pa.C.S. § 5512.1 sets forth required findings to be made by the court regarding incapacity and the need for a guardianship. Yet, the Committee believed that the rules and Chapter 55 of Title 20 should be read *in pari materia* with each supplementing the other as to procedure. The Note to paragraph (a) contains reference to *In re Peery*, 727 A.2d 539 (Pa. 1999), as a reminder that a guardian is not required if the person, albeit lacking capacity, does not need guardianship services.

Rule 14.7 Order and Certificate

Rule 14.7 was created to set forth topics that all orders must address, see paragraph (a)(1), and language that all orders must contain, see paragraph (a)(2); 20 Pa.C.S. § 5512.1(h) ("At the conclusion of a proceeding in which the person has been adjudicated incapacitated, the court shall assure that the person is informed of his right to appeal and to petition to modify or terminate the guardianship."). Regarding guardianships of the estate, paragraph (b)(1) requires orders to address bonding requirements and the authority of the guardian to spend principal without prior court approval. Paragraph (b)(2) requires all orders for guardian of the estate to contain language substantially in the form provided. The model language in paragraph (b)(2) is intended to address a recurring issue with financial institutions not readily

permitting a guardian to have access to the incapacitated person's accounts or allowing the estate guardian to conduct transactions on behalf of the incapacitated person. Given that a financial institution may have branches in multiple counties, the Committee believed that similar model language should be used in every order to provide for consistent recognition and uniform effect.

Rule 14.8 Guardianship Reporting, Monitoring, Review, and Compliance

The requirement and timing of guardian reports and inventory required by statutes are reflected in Rule 14.8(a). See 20 Pa.C.S. §§ 5142, 5521(b), (c), 5921(f)(2). The forms to be used for reporting and inventory are set forth in the Appendix. Paragraph (a)(4) requires the filing of a final report when an order of limited duration has expired, which is intended to capture guardianships of finite duration pursuant to 20 Pa.C.S. § 5512.1(a)(5) (requiring the court to specify duration of guardianship), rather than emergency guardianships that terminate as a matter of statute pursuant to 20 Pa.C.S. § 5513.

When a guardian has filed a reporting form or inventory form with the clerk, Rule 14.8(b) requires the guardian to serve notice of the filing on all persons entitled to receive such notice, as identified in the court's order. The notice of filing (Form G-07) instructs the recipient that a copy of the notice along with proper identification will be required to access and view the filed documents.

The Committee considered a request to include a reference to the "Guardianship Tracking System" (GTS) in Rule 14.8. The GTS is an online system being developed by the Administrative Office of Pennsylvania Courts that will provide the means for guardians to file reports and update information online as opposed to the current paper process. The GTS is intended to standardize reporting, prevent mistakes, and ensure complete reports. It will store and carryover information from year-to-year, which is intended to facilitate the filing of subsequent reports. Further, the GTS can track information and flag accounts when inputted data falls outside of established parameters, which is intended to enhance guardianship monitoring. After the GTS is implemented on a statewide basis, then the rules will be amended to reflect to the availability of the system.

Rule 14.9 Review Hearing

Rule 14.9 permits the court to order a review hearing *sua sponte* or upon petition. When a review request is initiated by petition, the petitioner must comply with the requirements of paragraphs (b) and (c) relating to petition contents and service. Notice of the hearing, whether ordered *sua sponte* or prompted by petition, should be served on those who are or would be entitled to service of the guardianship petition.

Rule 14.10 Proceedings Relating to Real Property

Rule 14.10(a) is virtually identical to previous Pa. O.C. Rule 14.4. "Real estate" was replaced with "real property" to make the Rule consistent with Rules 5.10—5.12. Given the uniqueness, irreplaceability, and reliance that may be placed upon a sale, exchange, lease, or option of same, as well as a mortgage, of real property, paragraph (b) provides the means of bringing potential objections to the court's attention at the time of the petition.

Rule 14.11 Transfer of Guardianship of the Person to Another State

In 2012, the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act, 20 Pa.C.S. §§ 5901—

5992, was enacted to govern the interstate judicial coordination of guardianships. Within the Act, Subchapter C provides for the transfer of guardianships from and to Pennsylvania. Rule 14.11 is intended to establish procedural rules implementing 20 Pa.C.S. § 5921 as it relates to guardianships of the person. Rule 14.12 is intended to establish similar rules for guardianships of the estate.

As indicated in the Explanatory Comment, a petition under Rule 14.11 relating to the guardianship of the person may also include a transfer request as provided in Rule 14.12 relating to the guardianship of the estate. This ability to present both matters in one petition was intended to eliminate the need to file multiple petitions. However, this ability will not relieve the petitioner of pleading all the necessary facts required of each specific petition.

Paragraph (a)(4) contains "likely" with the intention that likelihood may be established by evidence of the other state having procedures similar to Rule 14.13 (Acceptance of a Guardianship Transferred from Another State). Per the National Conference of Commissioners on Uniform State Laws' website, as of May 24, 2018, Florida, Texas, Michigan, and Kansas were the only states that had not enacted legislation based upon the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act.

Rule 14.12 Transfer of Guardianship of the Estate to Another State

See the Committee's remarks regarding Rule 14.11.

Rule 14.13 Acceptance of a Guardianship Transferred from Another State

Rule 14.13 is intended to provide a procedure for the transfer of a guardianship from another state to Pennsylvania. This rule is intended to implement 20 Pa.C.S. § 5922. Paragraph (a)(3) was added to require the petition and order determining the initial incapacity be attached. The Committee believed this was important information for the receiving court to possess. Further, this information might be helpful in determining whether a modification hearing may be necessary. Consistent with the reporting requirements applicable to guardianships commenced within Pennsylvania, a guardian of the transferred estate would be required to file an inventory within 90 days of the final order.

Rule 14.14 Forms

There are nine statewide forms associated with this Chapter, two of which (OC-03 and OC-04) are also associated with Pa. O.C. Rule 2.4 in Chapter II. Rule 14.14(f) and (g) are intended to incorporate those forms by reference. Likewise, Forms OC-03 and OC-04 are not replicated within the Appendix to Chapter XIV; rather, they are incorporated by reference. Those forms (OC-03 and OC-04), revised and re-promulgated on September 1, 2016, are not being revised, rescinded, or replaced by this recommendation.

The Citation with Notice form is largely the same content as the current form with now 14-point font to address the requirement of "large type." See 20 Pa.C.S. § 5511(a). As with all forms, the "footer date" on the form will reflect the effective date as established by Supreme Court order.

The Report of Guardian of the Estate (G-02), the Report of Guardian of the Person (G-03), and the Guardian's Inventory for an Incapacitated Person (G-05) forms were

previously published for comment at 45 Pa.B. 1070 (March 7, 2015). The forms were republished at 46 Pa.B. 7934 (December 17, 2016).

Presently, the “inventory form” is a dual use form—it is used for guardianships of incapacitated persons and for guardianships of minors, 20 Pa.C.S. § 5142 (requiring filing of an inventory for minors). The new “inventory form” was designed specifically for guardianships of incapacitated persons under Chapter 55 and the Guardianship Tracking System. To accommodate the continued use an “inventory form” for guardianships of minors under Chapter 51, current Form G-04 is retitled and revised to remove mention of incapacitated persons. Form G-05 will be the new “inventory form” for incapacitated persons.

The Notice of Filing (G-06) was published for comment at 45 Pa.B. 1070 (March 7, 2015) and 46 Pa.B. 7934 (December 17, 2016). The most significant change to the form, aside from formatting, was this re-designation from a “certificate of filing” to a “notice of filing” to make it consistent with the existing Pennsylvania Orphans’ Court Rules.

The Expert Report (G-07) was republished for comment. See 47 Pa.B. 5930 (September 23, 2017).

These forms will be posted permanently on the UJS website with the other orphans’ court forms. See <http://www.pacourts.us/forms-for-the-public/orphans-court-forms>. The index to the appendix containing the forms is amended to reflect the new forms.

Effective Dates

There are two effective dates for these amendments with each having a different critical path. The GTS will rely upon data required by the reporting forms (Report of Guardian of the Estate (G-02), Report of Guardian of the Person (G-03), and the Guardian’s Inventory for an Incapacitated Person (G-05)) being entered by users. To facilitate implementation of the GTS, the reporting forms are effective July 1, 2018. Additionally, the Guardian’s Inventory for a Minor (G-04) is amended to remove reference to “incapacitated person.” This amendment is also effective July 1, 2018.

The second effective date is the implementation of the rules and remaining forms (Citation with Notice (G-01), Notice of Filing (G-06), and Expert Report (G-07)), which have a longer critical pathway based largely on the submission and review of local rules. Accordingly, the effective date for the Rules and remaining forms is June 1, 2019.

[Pa.B. Doc. No. 18-914. Filed for public inspection June 15, 2018, 9:00 a.m.]

Title 231—RULES OF CIVIL PROCEDURE

PART II. ORPHANS’ COURT RULES [231 PA. CODE PART II]

Proposed Amendment of Pa. O.C. Rules 1.7, 2.5, 2.7, 3.7, 5.1 and 10.5

The Orphans’ Court Procedural Rules Committee is planning to propose to the Supreme Court of Pennsylvania the amendment of Pa. O.C. Rules 1.7, 2.5, 2.7, 3.7, 5.1 and 10.5 for the reasons set forth in the accompanying

explanatory report. Pursuant to Pa.R.J.A. No. 103(a)(1), the proposal is being published in the *Pennsylvania Bulletin* for comments, suggestions, or objections prior to submission to the Supreme Court.

Any reports, notes, or comments in the proposal have been inserted by the Committee for the convenience of those using the rules. They neither will constitute a part of the rules nor be officially adopted by the Supreme Court. Additions to the text of the proposal are bolded and underlined; deletions to the text are bolded and bracketed.

The Committee invites all interested persons to submit comments, suggestions, or objections in writing to:

Orphans’ Court Procedural Rules Committee
Supreme Court of Pennsylvania
Pennsylvania Judicial Center
PO Box 62635
Harrisburg, PA 17106-2635
FAX: 717-231-9526
orphanscourtproceduralrules@pacourts.us

All communications in reference to the proposal should be received by July 16, 2018. E-mail is the preferred method for submitting comments, suggestions, or objections; any e-mailed submission need not be reproduced and resubmitted via mail. The Committee will acknowledge receipt of all submissions.

*By the Orphans’ Court
Procedural Rules Committee*

WAYNE M. PECHT, Esq.,
Chair

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART II. ORPHANS’ COURT RULES

CHAPTER I. PRELIMINARY RULES

Rule 1.7. Entry and Withdrawal of Counsel.

* * * * *

Explanatory Comment: Admission *pro hac vice* in accordance with Pennsylvania Bar Admission Rule 301 shall proceed by request, the disposition and content of which shall conform to the requirements of Pennsylvania Rule of Civil Procedure No. 1012.1.

This rule does not address the procedure for withdrawal of counsel who has entered an appearance before the Register. Withdrawal of counsel before the Register shall be in accordance with local rule or at the discretion of the Register.

CHAPTER II. ACCOUNTS, OBJECTIONS AND DISTRIBUTIONS

Rule 2.5. Notice of Account Filing.

(a) No Account shall be confirmed or statement of proposed distribution approved unless the accountant has given written notice of the filing of the Account as provided in subparagraph (d) of this Rule to the following, as applicable:

(1) every unpaid claimant who has given written notice of his or her claim to the accountant or who has performed any action that is the equivalent of giving written notice as provided in 20 Pa.C.S. §§ 3384 or 7755;

(2) any other individual or entity with an asserted claim known to the accountant that is not shown in either

the Account or the petition for adjudication/statement of proposed distribution as being either paid in full or to be paid in full;

(3) any other individual or entity known to the accountant to have or claim an interest in the estate or trust as a beneficiary, heir, or next of kin, except for those legatees or claimants whose legacies or claims have been satisfied in full as reflected in the Account or will be satisfied in full as proposed in the petition for adjudication/statement of proposed distribution; [and]

(4) [For] **for** an Account where a charitable interest is involved, refer to Rule 4.4[.]; **and**

(5) to each co-fiduciary who does not join in the statement of Account.

(b) Notice to an individual or entity shall be given in accordance with Rule 4.2; provided, however, that if the individual or entity is represented by counsel who has entered his or her appearance in accordance with Rule 1.7(a), notice shall be given to counsel and the individual or entity.

(c) If the proposed distribution is to an estate [or trust] **having a charitable interest or to a trust**, and a charity is a "qualified beneficiary," as defined in 20 Pa.C.S. § 7703, of that [recipient estate or] trust, then notice shall be given to the Attorney General on behalf of the charitable beneficiary. If the proposed distribution is to an estate or trust and any one of the accountants stating the Account is a personal representative or a trustee of the recipient estate or trust, then notice shall also be given to the beneficiaries of the estate or trust, to the extent known.

(d) Written notice, as provided in subparagraph (a) of this Rule, shall be mailed at least 20 days prior to the audit in those counties having a separate Orphans' Court Division or 20 days prior to the date by which objections must be filed in all other counties, and the written notice shall state the date of the audit or the date by which objections must be filed, and the time and place of the audit, if one is to be held, to the extent then known. **A party residing outside of the United States shall have 60 days, rather than 20 days, within which to file an objection.** If an audit is to be held and the **date**, time, and place of the audit is not known at the time the notice is mailed, the notice shall state that the **date**, time, and place of the audit will be provided upon request. A copy of the Account, petition for adjudication/statement of proposed distribution, and any legal paper filed therewith shall be sent with the notice, unless the recipient of the notice is a trust beneficiary who is not a "qualified beneficiary" as defined in 20 Pa.C.S. § 7703, or unless the court orders otherwise in a particular matter.

* * * * *

Explanatory Comment: Pursuant to the cross-references to 20 Pa.C.S. §§ 3384 and 7755, notice of the claim given to accountant's counsel of record is notice to the accountant. See 20 Pa.C.S. § 3384(b)(4). If the court is inclined not to agree with accountant's position, interpretation or proposed disbursements and distribution, best practice would be for the court to direct the accountant to notify the interested parties of the court's position and what additional action must be taken by any interested party who objects to the court's position.

It is permissible for a party to waive the written notice required by this Rule.

Rule 2.7. Objections to Accounts or Petitions for Adjudication/Statements of Proposed Distribution.

(a) Objections to an Account and/or a petition for adjudication/statement of proposed distribution shall be filed with the clerk on or before the time and date of the audit in those counties holding an audit, and by a specified date in all other counties, with a copy [sent by first-class United States mail, postage prepaid, to the accountant or the accountant's counsel, if represented, and to each interested party and claimant who received the notice pursuant to Rule 2.5, to the extent known] served pursuant to Rule 4.3.

* * * * *

CHAPTER III. PETITION PRACTICE AND PLEADING

Part B. Responsive Pleadings

Rule 3.7. Time for Filing and Service of Responsive Pleadings.

* * * * *

(b) A copy of the responsive pleading shall be [sent to the petitioner or his or her counsel, if represented, and all interested parties identified in the petition or counsel representing an interested party if so identified in the petition or in a subsequent pleading] served pursuant to Rule 4.3. [A certificate of service, listing the names and addresses of those individuals and entities receiving a copy of the responsive pleading shall be appended to, or filed contemporaneously with, the responsive pleading.]

* * * * *

CHAPTER V. RULES GOVERNING SPECIFIC TYPES OF PETITIONS

Rule 5.1. Declaratory Judgment.

(a) *Commencement of Action.* An action for declaratory judgment shall be commenced by petition [and citation] pursuant to Rule 3.5 directed to the interested parties.

* * * * *

Note: Rule 5.1 has no counterpart in former Orphans' Court Rules, but is based upon Philadelphia Local Rule 1.2.P.

Explanatory Comment: See Rule 3.5(a) for the necessity of using a citation.

CHAPTER X. REGISTER OF WILLS

Rule 10.5. Notice to Beneficiaries and Intestate Heirs.

(a) Within three (3) months after the grant of letters, the personal representative to whom original letters have been granted or the personal representative's counsel shall send a written notice of estate administration in the form approved by the Supreme Court to:

(1) every person, corporation, association, entity or other party named in decedent's will as [an outright] a beneficiary whether individually or as a class member;

* * * * *

PUBLICATION REPORT

Proposed Amendment of Pa. O.C. Rules 1.7, 2.5, 2.7, 3.7, 5.1 and 10.5

The Orphans' Court Procedural Rules Committee ("Committee") is planning to propose to the Supreme Court of Pennsylvania the amendment of Pa. O.C. Rules 1.7, 2.5, 2.7, 3.7, 5.1 and 10.5. These amendments will provide minor refinements to the Orphans' Court Rules that were adopted by the Court on December 1, 2015 and took effect on September 1, 2016.

Rule 1.7 provides for the entry of appearance and withdrawal of counsel. It was observed that Rule 1.7(a) addresses entry of appearance before the court and the Register, while Rule 1.7(b) only addresses withdrawal of counsel before the court and is silent on the requirements for withdrawal of counsel before the Register. The Committee recommends adding an Explanatory Comment to Rule 1.7 to clarify that the Rule does not address procedures for withdrawal of counsel before the Register, and that withdrawal of counsel before the Register shall be in accordance with local rule or at the discretion of the Register.

Rule 2.5 addresses notice of the filing of the Account. First, the Committee recommends adding a provision to Rule 2.5(a) to establish that notice of the filing of the Account should also be provided to each co-fiduciary who does not join in the statement of Account. The Committee also recommends amending Rule 2.5(c) to clarify that the reference to a "qualified beneficiary" in that Rule only applies to a distribution made to a trust. The phrase "having a charitable interest" is also added to Rule 2.5(c) to more accurately describe an estate under this Rule. The Committee recommends amending Rule 2.5(d) to provide that a party residing outside the United States has 60 days, rather than 20 days, in which to file an objection. The Committee also recommends clarifying the "time and place" of the audit in Rule 2.5(d) by adding the word "date" to that phrase. Finally, the Committee recommends amending the Explanatory Comment to Rule 2.5 to explain that it is permissible for a party to waive the written notice required by the Rule.

Rules 2.7 and 3.7 address the filing of objections, petitions and responsive pleadings. The Committee recommends amending Rules 2.7(a) and 3.7(b) to cross-reference the service requirements set forth in Rule 4.3.

Rule 5.1 addresses declaratory judgment actions. The Committee recommends amending Rule 5.1(a) and the Explanatory Comment to cross-reference Rule 3.5 regarding the use of citations when commencing a declaratory judgment action.

Finally, the Committee recommends amending Rule 10.5(a)(1) to eliminate the term "outright beneficiary." "Outright beneficiary" is neither a defined term nor a term of art, and the Committee agrees that the reference in Rule 10.5(a)(1) should simply be to a "beneficiary."

The Committee invites all comments, concerns, and suggestions regarding this proposal.

[Pa.B. Doc. No. 18-915. Filed for public inspection June 15, 2018, 9:00 a.m.]

Title 231—RULES OF CIVIL PROCEDURE**PART II. ORPHANS' COURT RULES****[231 PA. CODE PART II]****Order Amending Rules 1.99, 2.1, 2.4, 2.7, 2.8, 2.10, 3.3—3.6, 3.9—3.11, 3.14, 7.2—7.4 and 8.2 of the Orphans' Court Rules; No. 772 Supreme Court Rules Doc.****Order***Per Curiam*

And Now, this 1st day of June, 2018, upon the recommendation of the Orphans' Court Procedural Rules Committee; the proposal having been submitted without publication pursuant to Pa.R.J.A. No. 103(a)(3):

It is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rules 1.99, 2.1, 2.4, 2.7, 2.8, 2.10, 3.3—3.6, 3.9—3.11, 3.14, 7.2—7.4, and 8.2 of the Pennsylvania Orphans' Court Rules are amended in the following form.

This Order shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective July 1, 2018.

Annex A**TITLE 231. RULES OF CIVIL PROCEDURE****PART II. ORPHANS' COURT RULES****CHAPTER I. PRELIMINARY RULES****Rule 1.99. Confidential Information and Confidential Documents. Certification.**

Unless public access is otherwise constrained by applicable authority, any attorney, or any party if unrepresented, who files a legal paper pursuant to these rules with the clerk shall comply with the requirements of Sections 7.0 and 8.0 of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*] (Policy) including a certification of compliance with the Policy and, as necessary, a Confidential Information Form, unless otherwise specified by rule or order of court, or a Confidential Document Form, in accordance with the Policy.

Note: Applicable authority includes but is not limited to statute, procedural rule, or court order. The *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*] (Policy) can be found on the website of the Supreme Court of Pennsylvania at <http://www.pacourts.us/public-records>. Sections 7.0(D) and 8.0(D) of the Policy provide that the certification shall be in substantially the following form:

I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*] that require filing confidential information and documents differently than non-confidential information and documents.

The Confidential Information Form and the Confidential Document Form can be found at <http://www.pacourts.us/public-records>. In lieu of the Confidential Information Form, Section 7.0(C) of the Policy provides

for a court to adopt a rule or order permitting the filing of a document in two versions, a "Redacted Version" and an "Unredacted Version."

CHAPTER II. ACCOUNTS, OBJECTIONS AND DISTRIBUTIONS

Rule 2.1. Form of Account.

* * * * *

Note: Rule 2.1 is substantively similar to former Rule 6.1 and Rule 12.15, except that certain subparagraphs have been reordered and Rule 12.15 and its Official Note have become subparagraph (d).

The filings required by this rule are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*: *Case Records of the Appellate and Trial Courts*]. See Rule 1.99.

* * * * *

Rule 2.4. Petition for Adjudication/Statement of Proposed Distribution; Virtual Representation.

* * * * *

Note: Although substantially modified, Rule 2.4 is derived from former Rule 6.9. One modification is to require averments for virtual representation under 20 Pa.C.S. § 751(6) generally and representation in "trust matters" pursuant to 20 Pa.C.S. § 7721 *et seq.* Another substantial modification is the addition of subparagraph (e) that requires counsel to sign the petition for adjudication/statement of distribution attesting that the submitted petition for adjudication/statement of distribution accurately replicates the Model Form and subjects counsel to rules and sanctions as provided in Pa.R.C.P. Nos. 1023.1 through 1023.4. (See Rule 3.12.)

The filings required by this rule are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*: *Case Records of the Appellate and Trial Courts*]. See Rule 1.99.

* * * * *

Rule 2.7. Objections to Accounts or Petitions for Adjudication/Statements of Proposed Distribution.

* * * * *

Note: Although substantially modified, Rule 2.7 is derived from former Rule 6.10.

The filings required by this rule are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*: *Case Records of the Appellate and Trial Courts*]. See Rule 1.99.

* * * * *

Rule 2.8. Pleadings Allowed After Objections are Filed

* * * * *

Note: Rule 2.8 has no counterpart in former Orphans' Court Rules.

The filings required by this rule are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*: *Case Records of the Appellate and Trial Courts*]. See Rule 1.99.

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Rule 2.10. Foreign Heirs and Unknown Distributees.

* * * * *

Note: With only minor modifications, Rule 2.10 is substantively similar to former Rules 13.2 and 13.3. Former Rule 13.1 has been deleted.

The filings required by this rule are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*: *Case Records of the Appellate and Trial Courts*]. See Rule 1.99.

CHAPTER III. PETITION PRACTICE AND PLEADING

Part A. Petition Practice

Rule 3.3. Contents of All Pleadings; General and Specific Averments.

* * * * *

Note: Rule 3.3 has no counterpart in former Orphans' Court Rules, but is derived from Pa.R.C.P. No. 206.1(c) and Pa.R.C.P. No. 1019.

The filings required by this rule are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*: *Case Records of the Appellate and Trial Courts*]. See Rule 1.99.

Rule 3.4. Form of Petition; Exhibits; Consents; Signing and Verification.

* * * * *

Note: Rule 3.4 is based upon former Rule 3.3 and Rule 3.4, but has been modified to require averments for virtual representation under 20 Pa.C.S. § 751(6) generally and representation in "trust matters" pursuant to 20 Pa.C.S. § 7721 *et seq.* Another modification is the addition of subparagraph (d) that requires petitioner's counsel to sign the petition, or all of the petitioners to sign the petition, if unrepresented, thereby subjecting these signatories to rules and sanctions as provided in Pa.R.C.P. Nos. 1023.1 through 1023.4. (See Rule 3.12.)

The filings required by this rule are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*: *Case Records of the Appellate and Trial Courts*]. See Rule 1.99.

Rule 3.5. Mode of Proceeding on Petition.

* * * * *

Note: Subparagraphs (a) and (b) of Rule 3.5 are derived from former Rule 3.5. The final sentence of subparagraph (a)(2) is identical to former Rule 3.7(h)(1); it merely has been relocated to this section. Subparagraphs (c) and (d) of this Rule have no counterpart in former Orphans' Court Rules.

The filings required by this rule are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*: *Case Records of the Appellate and Trial Courts*]. See Rule 1.99.

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Part B. Responsive Pleadings

Rule 3.6. Pleadings Allowed After Petition.

* * * * *

Note: Rule 3.6 has no counterpart in former Orphans' Court Rules, but is based, in part, on Pa.R.C.P. No. 1017.

The filings required by this rule are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*]. See Rule 1.99.

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Rule 3.9. Preliminary Objections.

* * * * *

Note: Rule 3.9 has no counterpart in former Orphans' Court Rules, but is derived from Pa.R.C.P. No. 1028.

The filings required by this rule are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*]. See Rule 1.99.

* * * * *

Rule 3.10. Denials; Effect of Failure to Deny.

* * * * *

Note: Rule 3.10 has no counterpart in former Orphans' Court Rules, but is derived from Pa.R.C.P. No. 1029.

The filings required by this rule are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*]. See Rule 1.99.

* * * * *

Rule 3.11. Answer with New Matter.

* * * * *

Note: Rule 3.11 has no counterpart in former Orphans' Court Rules, but is derived from Pa.R.C.P. No. 1030.

The filings required by this rule are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*]. See Rule 1.99.

Part C. Pleadings in General

Rule 3.14. Amendment.

* * * * *

Note: Rule 3.14 has no counterpart in former Orphans' Court Rules, but is derived from Pa.R.C.P. No. 1033.

The filings required by this rule are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*]. See Rule 1.99.

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CHAPTER VII. RULES RELATING TO PRE-HEARING AND HEARING PROCEDURE

Rule 7.2. Motion for Judgment on the Pleadings.

* * * * *

Note: Rule 7.2 has no counterpart in former Orphans' Court Rules, but is derived from Pa.R.C.P. No. 1034.

The filings required by this rule are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*]. See Rule 1.99.

* * * * *

Rule 7.3. Motion for Summary Judgment.

* * * * *

Note: Rule 7.3 has no counterpart in former Orphans' Court Rules, but is derived from Pa.R.C.P. No. 1035.1 *et seq.*

The filings required by this rule are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*]. See Rule 1.99.

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Rule 7.4. Injunctions.

* * * * *

Note: Rule 7.4 has no counterpart in former Orphans' Court Rules, but is derived from Pa.R.C.P. No. 1531.

The filings required by this rule are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*]. See Rule 1.99.

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CHAPTER VIII. RECONSIDERATION

Rule 8.2. Motions for Reconsideration.

* * * * *

Note: The filings required by this rule are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*]. See Rule 1.99.

* * * * *

[Pa.B. Doc. No. 18-916. Filed for public inspection June 15, 2018, 9:00 a.m.]

Title 234—RULES OF CRIMINAL PROCEDURE

[234 PA. CODE CHS. 1, 2, 4 AND 5]

Order Amending Rules 113.1, 206, 403, 504, 560 and 575 and Revising the Comments to Rules 420, 513 and 578 of the Rules of Criminal Procedure; No. 504 Criminal Procedural Rules Doc.

Order

Per Curiam

And Now, this 1st day of June, 2018, upon the recommendation of the Criminal Procedural Rules Committee; the proposal having been submitted without publication pursuant to Pa.R.J.A. No. 103(a)(3):

It is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that the amendments to Pennsylvania Rules of Criminal Procedure 113.1, 206, 403, 504, 560, and 575 are adopted, and the revisions to the Comments to Pennsylvania Rules of Criminal Procedure 420, 513, and 578 are approved, in the following form.

This Order shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective July 1, 2018.

Annex A

TITLE 234. RULES OF CRIMINAL PROCEDURE
CHAPTER 1. SCOPE OF RULES, CONSTRUCTION
AND DEFINITIONS, LOCAL RULES

PART A. Business of the Courts

Rule 113.1. Confidential Information and Confidential Documents. Certification.

Unless public access is otherwise constrained by applicable authority, any attorney, or any party if unrepresented, or any affiant who files a document pursuant to these rules with the [**clerk of court's**] **issuing authority or clerk of courts'** office shall comply with the requirements of Sections 7.0 and 8.0 of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*] (Policy). In accordance with the Policy, the filing shall include a certification of compliance with the Policy and, as necessary, a Confidential Information Form, unless otherwise specified by rule or order of court, or a Confidential Document Form. [**Nothing in this rule applies to any document filed with a magisterial district judge.**]

Comment

"Applicable authority," as used in this rule, includes but is not limited to statute, procedural rule, or court order. The *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*] (Policy) can be found on the website of the Supreme Court of Pennsylvania at: <http://www.pacourts.us/public-records>. The Policy is applicable to all filings by the parties or an affiant in any criminal court case.

Sections 7.0(D) and 8.0(D) of the Policy provide that the certification shall be in substantially the following form:

I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* [: *Case Records of the Appellate and Trial Courts*] that require filing confidential information and documents differently than non-confidential information and documents.

Filings may require further precautions, such as placing certain types of information in a "Confidential Information Form." The Confidential Information Form and the Confidential Document Form can be found at: <http://www.pacourts.us/public-records/public-records-forms>. In lieu of the Confidential Information Form, Section 7.0(C) of the Policy provides for a court to adopt a rule or order permitting the filing of a document in two versions, a "Redacted Version" and an "Unredacted Version."

In addition to the restrictions above, a filing party should be cognizant of the potential impact that inclusion of personal information may have on an individual's privacy rights and security. Therefore, inclusion of such information should be done only when necessary or required to effectuate the purpose of the filing. Consideration of the use of sealing or protective orders also should be given if inclusion of such information is necessary.

While the **Public Access** Policy is not applicable to orders or other documents filed by a court, judges should give consideration to the privacy interests addressed by the Policy when drafting an order that might include information considered confidential under the Policy.

Official Note: New Rule 113.1 adopted January 5, 2018, effective January 6, 2018; **amended June 1, 2018, effective July 1, 2018.**

Committee Explanatory Reports:

Final Report explaining the provisions of the new rule published with the Court's Order at 48 Pa.B. 487 (January 20, 2018).

Amendments regarding the changes to the Court's public access policy published with the Court's Order at 48 Pa.B. 3575 (June 16, 2018).

CHAPTER 2. INVESTIGATIONS

PART A. Search Warrant

Rule 206. Contents of Application for Search Warrant.

Each application for a search warrant shall be supported by written affidavit(s) signed and sworn to or affirmed before an issuing authority, which affidavit(s) shall:

* * * * *

(7) if a "nighttime" search is requested (*i.e.*, 10 p.m. to 6 a.m.), state additional reasonable cause for seeking permission to search in nighttime; [**and**]

(8) when the attorney for the Commonwealth is requesting that the affidavit(s) be sealed pursuant to Rule 211, state the facts and circumstances which are alleged to establish good cause for the sealing of the affidavit(s) [.]; **and**

(9) a certification that the application complies with the provisions of the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania regarding confidential information and documents.

Comment

For the contents of the search warrant, see Rule 205.

While this rule continues to require written affidavits, the form of affidavit was deleted in 1984 because it is no longer necessary to control the specific form of written affidavit by rule.

The 2005 amendments to paragraph (6) recognize anticipatory search warrants. To satisfy the requirements of paragraph (6) when the warrant being requested is for a prospective event, the application for the search warrant also must include a statement explaining how the affiant knows that the items to be seized on a later occasion will be at the place specified. *See Commonwealth v. Coleman*, [**574 Pa. 261**,] 830 A.2d 554 (Pa. 2003), and *Commonwealth v. Glass*, [**562 Pa. 187**,] 754 A.2d 655 (Pa. 2000).

When the attorney for the Commonwealth is requesting that the search warrant affidavit(s) be sealed, the affidavit(s) in support of the search warrant must set forth the facts and circumstances the attorney for the Commonwealth alleges establish that there is good cause to seal the affidavit(s). *See also* Rule 211(B)(2). Pursuant to Rule 211(B)(1), when the attorney for the Commonwealth requests that the search warrant affidavit be sealed, the application for the search warrant must be made to a judge of the court of common pleas or to an appellate court justice or judge, who would be the issuing authority for purposes of this rule. For the procedures for sealing search warrant affidavit(s), see Rule 211.

See Rule 113.1 regarding the Case Records Public Access Policy of the Unified Judicial System of

Pennsylvania and the requirements regarding filings and documents that contain confidential information.

Official Note: Previous Rule 2006 adopted October 17, 1973, effective 60 days hence; rescinded November 9, 1984, effective January 2, 1985. Present Rule 2006 adopted November 9, 1984, effective January 2, 1985; amended September 3, 1993, effective January 1, 1994; renumbered Rule 206 and amended March 1, 2000, effective April 1, 2001; amended October 19, 2005, effective February 1, 2006; **amended June 1, 2018, effective July 1, 2018.**

Committee Explanatory Reports:

Report explaining the September 3, 1993 amendments published at 21 Pa.B. 3681 (August 17, 1991).

Final Report explaining the March 1, 2000 reorganization and renumbering of the rules published with the Court's Order at 30 Pa.B. 1478 (March 18, 2000).

Final Report explaining the October 19, 2005 amendments to paragraph (6) and the Comment published with the Court's Order at 35 Pa.B. 6087 (November 5, 2005).

Amendment regarding the Court's public access policy published with the Court's Order at 48 Pa.B. 3575 (June 16, 2018).

CHAPTER 4. PROCEDURES IN SUMMARY CASES

PART B. Citation Procedures

Rule 403. Contents of Citation.

(A) Every citation shall contain:

* * * * *

(9) a verification by the law enforcement officer that the facts set forth in the citation are true and correct to the officer's personal knowledge, or information and belief, and that any false statements therein are made subject to the penalties of the Crimes Code, 18 Pa.C.S. § 4904, relating to unsworn falsification to authorities[.]; **and**

(10) a certification that the citation complies with the provisions of the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania regarding confidential information and documents.

(B) The copy delivered to the defendant shall also contain a notice to the defendant:

* * * * *

Comment

A law enforcement officer may prepare, verify, and transmit a citation electronically. The law enforcement officer contemporaneously must give the defendant a paper copy of the citation containing all the information required by this rule. Nothing in this rule is intended to require the defendant to sign the citation.

See Rule 113.1 regarding the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania and the requirements regarding filings and documents that contain confidential information.

Paragraph (A)(3) requires the law enforcement officer who issues a citation to indicate on the citation if the defendant is a juvenile and, if so, whether the juvenile's parents were notified. See the Judicial Code, 42 Pa.C.S.

§ 1522, concerning parental notification in certain summary cases involving juveniles.

* * * * *

Official Note: Previous rule, originally numbered Rule 133(a) and Rule 133(b), adopted January 31, 1970, effective May 1, 1970; renumbered Rule 53(a) and 53(b) September 18, 1973, effective January 1, 1974; amended January 23, 1975, effective September 1, 1975; Comment revised January 28, 1983, effective July 1, 1983; rescinded July 12, 1985, effective January 1, 1986, and not replaced in these rules. Present Rule 53 adopted July 12, 1985, effective January 1, 1986. The January 1, 1986 effective dates all are extended to July 1, 1986; amended February 1, 1989, effective as to cases instituted on or after July 1, 1989; amended January 31, 1991, effective July 1, 1991; amended June 3, 1993, effective as to new citations printed on or after July 1, 1994; amended July 25, 1994, effective January 1, 1995; renumbered Rule 403 and Comment revised March 1, 2000, effective April 1, 2001; amended March 3, 2000, effective July 1, 2000; Comment revised February 6, 2003, effective July 1, 2003; amended August 7, 2003, effective July 1, 2004; amended January 26, 2007, effective February 1, 2008; **amended June 1, 2018, effective July 1, 2018.**

Committee Explanatory Reports:

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Final Report explaining the January 26, 2007 amendments to paragraph (B)(2)(b)(ii) and revisions to the Comment published with the Court's Order at 37 Pa.B. 752 (February 17, 2007).

Amendments regarding the Court's public access policy published with the Court's Order at 48 Pa.B. 3575 (June 16, 2018).

PART C. Procedures in Summary Cases When Complaint Filed

Rule 420. Filing of Complaint.

When the affiant is not a law enforcement officer, the affiant shall institute a criminal proceeding in a summary case by filing a complaint with the proper issuing authority.

Comment

With regard to the "proper" issuing authority as used in these rules, see Rule 130.

Complaints filed pursuant to this rule are public records. However, in addition to restrictions placed by law and rule on the disclosure of confidential information, the filings required by this rule are subject to the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania and may require further precautions, such as placing certain types of information in a "Confidential Information Form" or providing both a redacted and unredacted version of the filing. See Rule 113.1.

Official Note: Previous Rule 65 adopted September 18, 1973, effective January 1, 1974; rescinded July 12, 1985, effective January 1, 1986, and replaced by present Rules 409(B), 414(B), 424, 430(D), 431, and 456. Present Rule 65, adopted July 12, 1985, effective January 1, 1986. The January 1, 1986 effective dates all are extended to July 1, 1986; renumbered Rule 420 and Comment revised March 1, 2000, effective April 1, 2001; **Comment revised June 1, 2018, effective July 1, 2018.**

Committee Explanatory Reports:

Final Report explaining the March 1, 2000 reorganization and renumbering of the rules published with the Court's Order at 30 Pa.B. 1478 (March 1, 2000).

Amendments regarding the Court's public access policy published with the Court's Order at 48 Pa.B. 3575 (June 16, 2018).

CHAPTER 5. PRETRIAL PROCEDURES IN COURT CASES

PART B(1). Complaint Procedures

Rule 504. Contents of Complaint.

Every complaint shall contain:

* * * * *

(11) a verification by the affiant that the facts set forth in the complaint are true and correct to the affiant's personal knowledge, or information and belief, and that any false statements therein are made subject to the penalties of the Crimes Code, 18 Pa.C.S. § 4904, relating to unsworn falsification to authorities; [and]

(12) a certification that the complaint complies with the provisions of the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania regarding confidential information and documents; and

[(12)] (13) the signature of the affiant and the date of the execution of the complaint.

Comment

This rule sets forth the required contents of all complaints whether the affiant is a law enforcement officer, a police officer, or a private citizen. When the affiant is a private citizen, the complaint must be submitted to an attorney for the Commonwealth for approval. *See* Rule 506. When the district attorney elects to proceed under Rule 507 (Approval of Police Complaints and Arrest Warrant Affidavits by Attorney for the Commonwealth—Local Option), the police officer must likewise submit the complaint for approval by an attorney for the Commonwealth.

Ordinarily, whenever a misdemeanor, felony, or murder is charged, any summary offense in such a case, if known at the time, should be charged in the same complaint, and the case should proceed as a court case under Chapter 5 Part B. *See Commonwealth v. Cauffman*, [541 Pa. 299,] 662 A.2d 1050 (Pa. 1995) and *Commonwealth v. Campana*, [455 Pa. 622,] 304 A.2d 432 (Pa. 1973), vacated and remanded, 414 U.S. 808 (1973), on remand, [454 Pa. 233,] 314 A.2d 854 (Pa. 1974) (compulsory joinder rule). In judicial districts in which there is a traffic court established pursuant to 42 Pa.C.S. §§ 1301—1342, when a summary motor vehicle offense within the jurisdiction of the traffic court arises in the same criminal episode as another summary offense or a misdemeanor, felony, or murder offense, *see* 42 Pa.C.S. § 1302 and *Commonwealth v. Masterson*, [275 Pa.Super. 166,] 418 A.2d 664 (Pa. Super. 1980).

Paragraph (8) requires the affiant who prepares the complaint to indicate on the complaint whether criminal laboratory services are requested in the case. This information is necessary to alert the magisterial district judge, the district attorney, and the court that the defendant in the case may be liable for a criminal laboratory user fee. *See* 42 Pa.C.S. § 1725.3 that requires a defendant to be

sentenced to pay a criminal laboratory user fee in certain specified cases when laboratory services are required to prosecute the case.

The requirement that the affiant who prepares the complaint indicate whether the defendant has been fingerprinted as required by the Criminal History Record Information Act, 18 Pa.C.S. § 9112, is included so that the issuing authority knows whether it is necessary to issue a fingerprint order with the summons as required by Rule 510.

See Rule 113.1 regarding the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania and the requirements regarding filings and documents that contain confidential information.

Official Note: Original Rule 104 adopted June 30, 1964, effective January 1, 1965; suspended January 31, 1970, effective May 1, 1970. New Rule 104 adopted January 31, 1970, effective May 1, 1970; renumbered Rule 132 September 18, 1973, effective January 1, 1974; amended October 22, 1981, effective January 1, 1982; amended November 9, 1984, effective January 2, 1985; amended July 25, 1994, effective January 1, 1995; renumbered Rule 104 and Comment revised August 9, 1994, effective January 1, 1995; renumbered Rule 504 and Comment revised March 1, 2000, effective April 1, 2001; Comment revised March 9, 2006, effective September 1, 2006; amended July 10, 2008, effective February 1, 2009; **amended June 1, 2018, effective July 1, 2018.**

Committee Explanatory Reports:

Report explaining the July 25, 1994 amendment published with Court's Order at 24 Pa.B. 4068 (August 13, 1994).

Report explaining the August 9, 1994 Comment revisions published at 22 Pa.B. 6 (January 4, 1992); Final Report published with the Court's Order at 24 Pa.B. 4342 (August 27, 1994).

Final Report explaining the March 1, 2000 reorganization and renumbering of the rules published with the Court's Order at 30 Pa.B. 1478 (March 18, 2000).

Final Report explaining the March 9, 2006 Comment revision published with the Court's Order at 36 Pa.B. 1385 (March 25, 2006).

Final Report explaining the July 10, 2008 amendments adding new paragraph (9) requiring a notation concerning fingerprinting published with the Court's Order at 38 Pa.B. 3971 (July 26, 2008).

Amendment regarding the Court's public access policy published with the Court's Order at 48 Pa.B. 3575 (June 16, 2018).

PART B(3). Arrest Procedures in Court Cases

(a) Arrest Warrants

Rule 513. Requirements for Issuance; Dissemination of Arrest Warrant Information.

* * * * *

Comment

This rule was amended in 2013 to add provisions concerning the delay in inspection and dissemination of arrest warrant information. Paragraph (A) provides a definition of the term "arrest warrant information" that is

used throughout the rule. Paragraph (B) retains the existing requirements for the issuance of arrest warrants. Paragraph (C) establishes the procedures for a temporary delay in the inspection and dissemination of arrest warrant information prior to the execution of the warrant.

ISSUANCE OF ARREST WARRANTS

Paragraph (B)(1) recognizes that an issuing authority either may issue an arrest warrant using advanced communication technology or order that the law enforcement officer appear in person to apply for an arrest warrant.

This rule does not preclude oral testimony before the issuing authority, but it requires that such testimony be reduced to an affidavit prior to issuance of a warrant. All affidavits in support of an application for an arrest warrant must be sworn to before the issuing authority prior to the issuance of the warrant. The language “sworn to before the issuing authority” contemplates, when advanced communication technology is used, that the affiant would not be in the physical presence of the issuing authority. See paragraph (B)(3).

All affidavits and applications filed pursuant to this rule are public records. However, in addition to restrictions placed by law and rule on the disclosure of confidential information, the filings required by this rule are subject to the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania and may require further precautions, such as placing certain types of information in a “Confidential Information Form” or providing both a redacted and unredacted version of the filing. See Rule 113.1.

This rule carries over to the arrest warrant the requirement that the evidence presented to the issuing authority be reduced to writing and sworn to, and that only the writing is subsequently admissible to establish that there was probable cause. In these respects, the procedure is similar to that applicable to search warrants. See Rule 203. For a discussion of the requirement of probable cause for the issuance of an arrest warrant, see *Commonwealth v. Flowers*, 369 A.2d 362 (Pa. Super. 1976).

* * * * *

Official Note: Rule 119 adopted April 26, 1979, effective as to arrest warrants issued on or after July 1, 1979; Comment revised August 9, 1994, effective January 1, 1995; renumbered Rule 513 and amended March 1, 2000, effective April 1, 2001; amended May 10, 2002, effective September 1, 2002; amended December 23, 2013, effective March 1, 2014; amended November 9, 2017, effective January 1, 2018; **Comment revised June 1, 2018, effective July 1, 2018.**

Committee Explanatory Reports:

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Final Report explaining the November 9, 2017 amendments regarding electronic technology for swearing affidavits published with the Court’s Order at 47 Pa.B. 7177 (November 25, 2017).

Comment revision regarding the Court’s public access policy published with the Court’s Order at 48 Pa.B. 3575 (June 16, 2018).

PART F. Procedures Following a Case Held for Court

Rule 560. Information: Filing, Contents, Function.

* * * * *

(B) The information shall be signed by the attorney for the Commonwealth and shall be valid and sufficient in law if it contains:

* * * * *

(7) a certification that the information complies with the provisions of the [*Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts*] *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* regarding confidential information and documents.

* * * * *

Comment

* * * * *

See Rule 113.1 regarding the [*Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts*] *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* and the requirements regarding filings and documents that contain confidential information.

* * * * *

Official Note: Rule 225 adopted February 15, 1974, effective immediately; Comment revised January 28, 1983, effective July 1, 1983; amended August 14, 1995, effective January 1, 1996; renumbered Rule 560 and amended March 1, 2000, effective April 1, 2001; Comment revised April 23, 2004, effective immediately; Comment revised August 24, 2004, effective August 1, 2005; Comment revised March 9, 2006, effective September 1, 2006; amended June 21, 2012, effective in 180 days; amended January 5, 2018, effective January 6, 2018; **amended June 1, 2018, effective July 1, 2018.**

Committee Explanatory Reports:

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Final Report explaining the January 5, 2018 amendment regarding the Court’s public access policy published with the Court’s Order at 48 Pa.B. 487 (January 20, 2018).

Amendment regarding the Court’s public access policy published with the Court’s Order at 48 Pa.B. 3575 (June 16, 2018).

PART G(1). Motion Procedures

Rule 575. Motions and Answers.

(A) MOTIONS

(1) All motions shall be in writing, except as permitted by the court or when made in open court during a trial or hearing.

(2) A written motion shall comply with the following requirements:

(a) The motion shall be signed by the person or attorney making the motion. The signature of an attorney shall constitute a certification that the attorney has read the motion, that to the best of the attorney’s knowledge, information, and belief there is good ground to support the motion, and that it is not interposed for delay. The motion also shall contain a certification that the motion

complies with the provisions of the [*Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts*] *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* regarding confidential information and documents.

* * * * *

(B) ANSWERS

(1) Except as provided in Rule 906 (Answer to Petition for Post-Conviction Collateral Relief), an answer to a motion is not required unless the judge orders an answer in a specific case as provided in Rule 577. Failure to answer shall not constitute an admission of the facts alleged in the motion.

(2) A party may file a written answer, or, if a hearing or argument is scheduled, may respond orally at that time, even though an answer is not required.

(3) A written answer shall comply with the following requirements:

(a) The answer shall be signed by the person or attorney making the answer. The signature of an attorney shall constitute a certification that the attorney has read the answer, that to the best of the attorney's knowledge, information, and belief there is good ground to support the answer, and that it is not interposed for delay. The answer also shall contain a certification that the answer complies with the provisions of the [*Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts*] *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* regarding confidential information and documents.

* * * * *

Comment

* * * * *

See Rule 113.1 regarding the [*Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts*] *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* and the requirements regarding filings and documents that contain confidential information.

* * * * *

Official Note: Former Rule 9020 adopted October 21, 1983, effective January 1, 1984; renumbered Rule 574 and amended March 1, 2000, effective April 1, 2001; rescinded March 3, 2004, effective July 1, 2004. Former Rule 9021 adopted October 21, 1983, effective January 1, 1984; renumbered Rule 575 and amended March 1, 2000, effective April 1, 2001; Rules 574 and 575 combined as Rule 575 and amended March 3, 2004, effective July 1, 2004; amended July 7, 2006, effective February 1, 2007; amended January 5, 2018, effective January 6, 2018; **amended June 1, 2018, effective July 1, 2018.**

Committee Explanatory Reports:

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Final Report explaining the January 5, 2018 amendment regarding the Court's public access policy published with the Court's Order at 48 Pa.B. 487 (January 20, 2018).

Amendment regarding the Court's public access policy published with the Court's Order at 48 Pa.B. 3575 (June 16, 2018).

Rule 578. Omnibus Pretrial Motion for Relief.

Unless otherwise required in the interests of justice, all pretrial requests for relief shall be included in one omnibus motion.

Comment

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See Pa.R.E. 702 and 703 regarding the admissibility of scientific or expert testimony. [**Pa.R.E.**] **Pa.R.E.** 702 codifies Pennsylvania's adherence to the test to determine the admissibility of expert evidence first established in *Frye v. United States*, 293 F.1013 (D.C. Cir. 1923) and adopted by the Pennsylvania Supreme Court in *Commonwealth v. Topa*, 369 A.2d 1277 (Pa. 1977). Given the potential complexity when the admissibility of such evidence is challenged, such challenges should be raised in advance of trial as part of the omnibus pretrial motion if possible. However, nothing in this rule precludes such challenges from being raised in a motion *in limine* when circumstances necessitate it.

All motions filed pursuant to this rule are public records. However, in addition to restrictions placed by law and rule on the disclosure of confidential information, the motions are subject to the [*Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts*] *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* and may require further precautions, such as placing certain types of information in a "Confidential Information Form" or providing both a redacted and unredacted version of the filing. See Rule 113.1.

See Rule 113.1 regarding the [*Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts*] *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* and the requirements regarding filings and documents that contain confidential information.

See Rule 556.4 for challenges to the array of an indicting grand jury and for motions to dismiss an information filed after a grand jury indicts a defendant.

Official Note: Formerly Rule 304, adopted June 30, 1964, effective January 1, 1965; amended and renumbered Rule 306 June 29, 1977 and November 22, 1977, effective as to cases in which the indictment or information is filed on or after January 1, 1978; amended October 21, 1983, effective January 1, 1984; Comment revised October 25, 1990, effective January 1, 1991; Comment revised August 12, 1993, effective September 1, 1993; renumbered Rule 578 and Comment revised March 1, 2000, effective April 1, 2001; Comment revised June 21, 2012, effective in 180 days; Comment revised July 31, 2012, effective November 1, 2012; Comment revised September 21, 2017, effective January 1, 2018; Comment revised January 5, 2018, effective January 6, 2018; **Comment revised June 1, 2018, effective July 1, 2018.**

Committee Explanatory Reports:

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Final Report explaining the January 5, 2018 Comment revisions regarding the Court's public access policy published with the Court's Order at 48 Pa.B. 487 (January 20, 2018).

Comment revisions regarding the Court's public access policy published with the Court's Order at 48 Pa.B. 3575 (June 16, 2018).

[Pa.B. Doc. No. 18-917. Filed for public inspection June 15, 2018, 9:00 a.m.]

**Title 246—MINOR
COURT CIVIL RULES**

PART I. GENERAL

[246 PA. CODE CHS. 200, 300, 500, 800 AND 1200]

Order Adopting New Rule 217 and Amending Rule 803 and the Official Notes to Rules 304, 503 1205 and 1206 of the Rules of Civil Procedure Before Magisterial District Judges; No. 423 Magisterial Rules Doc.

Order

Per Curiam

And Now, this 1st day of June, 2018, upon the recommendation of the Minor Court Rules Committee, the proposal having been submitted without publication pursuant to Pa.R.J.A. No. 103(a)(3):

It is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rule 217 is adopted, Rule 803 is amended, and the Official Notes to Rules 304, 503, 1205, and 1206 of the Pennsylvania Rules of Civil Procedure Before Magisterial District Judges are amended in the following form.

This Order shall be processed in accordance with Pa.R.J.A. No. 103(b). The amendments to Pa.R.C.P.M.D.J. No. 803 shall be effective on November 1, 2018. All other provisions of this Order shall be effective on July 1, 2018.

Annex A

TITLE 246. MINOR COURT CIVIL RULES

PART I. GENERAL

**CHAPTER 200. RULES OF CONSTRUCTION;
GENERAL PROVISIONS**

(Editor's Note: The following rule is added and printed in regular type to enhance readability.)

Rule 217. Confidential Information and Confidential Documents. Certification.

Unless public access is otherwise constrained by applicable authority, any attorney, or any party if unrepresented, who files a document pursuant to these rules with a magisterial district court shall comply with the requirements of Sections 7.0 and 8.0 of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* (Policy) including a certification of compliance with the Policy and, as necessary, a Confidential Information Form, unless otherwise specified by rule or order of court, or a Confidential Document Form in accordance with the Policy.

Official Note: Applicable authority includes but is not limited to statute, procedural rule or court order. The *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* (Policy) can be found on the website of the Supreme Court of Pennsylvania at <http://www.pacourts.us/public-records>. Sections 7.0(D) and 8.0(D) of the Policy provide that the certification shall be in substantially the following form:

I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* that require filing confidential information and documents differently than non-confidential information and documents.

The Confidential Information Form and the Confidential Document Form can be found at <http://www.pacourts.us/public-records>.

CHAPTER 300. CIVIL ACTION

Rule 304. Form of Complaint.

* * * * *

Official Note: Rule 304 is designed to promote uniformity, simplification of procedure and better access by the public to the judicial services of magisterial district judges. The use of a form will help to accomplish this purpose and will also provide easier statistical and other administrative control by the Supreme Court.

The filings required by this rule are subject to the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania. See Rule 217.

**CHAPTER 500. ACTIONS FOR THE RECOVERY OF
POSSESSION OF REAL PROPERTY**

Rule 503. Form of Complaint.

* * * * *

Official Note: As in the other rules of civil procedure for magisterial district judges, the complaint will be on a printed form. **The filings required by this rule are subject to the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania. See Rule 217.** As to notice to remove, the form will simply state that such a notice, when required, was given to the defendant in accordance with law. See § 501 of the Landlord and Tenant Act, 68 P.S. § 250.501 as amended by § 2(a) of the Judiciary Act Repealer Act, Act of April 28, 1978, P.L. 202, No. 53, 42 P.S. § 20002(a). In subdivision C(8) the landlord is permitted to claim, in addition to the specific amount of rent due and unpaid at the date of filing, whatever unspecified amount of rent will remain due and unpaid at the date of the hearing. As to claiming damages for injury to property, compare Pa.R.C.P. No. 1055.

* * * * *

**CHAPTER 800. MINORS AND INCAPACITATED
PERSONS AS PARTIES**

Rule 803. Entitlement of Complaint.

The complaint in an action before a magisterial district judge to which a minor is a party shall be entitled in the name of the minor, without reference to the party's minority or any guardian. **The minor shall be designated by the initials of his or her first and last name.**

Official Note: The complaint will be entitled in the name of the minor, whether plaintiff or defendant. **However, the minor shall be designated by the initials of his or her first and last name.** If a guardian does represent the minor, this will be reflected by a notice of intent to represent attached to the complaint form as required by Rule 805B.

The filings required by this rule are subject to the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania. See Rule 217.

**CHAPTER 1200. ACTIONS FOR EMERGENCY
PROTECTIVE RELIEF**

Rule 1205. Persons Who May Seek Emergency Relief.

* * * * *

Official Note: This rule is derived from Section 6106 of the Protection From Abuse Act, 23 Pa.C.S. § 6106, as well as 42 Pa.C.S. § 62A05.

The filings required by this rule are subject to the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania. See Rule 217.

Rule 1206. Commencement of Proceedings.

* * * * *

Official Note: Paragraph B is added to assure compliance with the requirement of Section 6110(d) of the Protection From Abuse Act, 23 Pa.C.S. § 6110(d), as well as 42 Pa.C.S. § 62A09(d). Practice varies among the judicial districts as to what procedures the plaintiff must follow to continue in effect a protection order in the court of common pleas upon the certification of an emergency protection order to the court of common pleas. The hearing officer should provide clear instructions to the plaintiff as to what must be done to continue in effect the protection order in the court of common pleas. See Rule 1210 and Note and Rule 1211 and Note. Paragraph C is derived from Section 6106(b) of the Protection From Abuse Act, 23 Pa.C.S. § 6106(b), as well as 42 Pa.C.S. § 62A05(b) and reflects the practice when a temporary order is issued at the common pleas level.

The filings required by this rule are subject to the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania. See Rule 217.

FINAL REPORT¹

Recommendation 2-2018, Minor Court Rules Committee

Adoption of Pa.R.C.P.M.D.J. No. 217 and Amendment of Pa.R.C.P.M.D.J. No. 803 and the Official Notes to Pa.R.C.P.M.D.J. Nos. 304, 503, 1205, and 1206

On June 1, 2018, the Supreme Court of Pennsylvania adopted amendments to the now-titled *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* ("Policy"). See Order, No. 496 Judicial Administration Docket. The amendments to the Policy, effective on July 1, 2018, extend the Policy to the magisterial district courts, which were previously covered by a standalone public access policy.²

New Pa.R.C.P.M.D.J. No. 217, effective July 1, 2018, identifies the Policy and advises that all filings must comply with the Policy (absent authority to the contrary). Rule 217 specifically identifies Sections 7.0 and 8.0, which address Confidential Information and Documents. New Rule 217 also references the certification of compliance that filers must complete.

The Official Notes to Pa.R.C.P.M.D.J. Nos. 304, 503, 1205, and 1206 are amended effective July 1, 2018 to add a cross-reference to new Rule 217. These rules provide for filings that could include Confidential Information or Documents, as defined in Sections 7.0 and 8.0 of the Policy.

Pa.R.C.P.M.D.J. No. 803 is amended effective November 1, 2018 to provide that when a minor is a party in an action only the minor's initials are to be used in the caption of a complaint. Compare Pa.R.C.P. No. 2028.

[Pa.B. Doc. No. 18-918. Filed for public inspection June 15, 2018, 9:00 a.m.]

¹ The Committee's Final Report should not be confused with the Official Notes to the Rules. Also, the Supreme Court of Pennsylvania does not adopt the Committee's Official Notes or the contents of the explanatory Final Reports.

² The *Public Access Policy of the Unified Judicial System of Pennsylvania: Official Case Records of the Magisterial District Courts* was rescinded, effective July 1, 2018. See Order, No. 496 Judicial Administration Docket.

Title 249—PHILADELPHIA RULES

PHILADELPHIA COUNTY

Rescission of Municipal Court Civil Rule 128, Fees; Administrative Order No. 01 of 2018

Order

And Now, this 31st day of May, 2018, it is hereby *Ordered, Adjudged and Decreed* that Philadelphia Municipal Court Rule 128. Fees is rescinded effective immediately.

By the Court

HONORABLE MARSHA H. NEIFIELD,
President Judge
Philadelphia Municipal Court

[Pa.B. Doc. No. 18-919. Filed for public inspection June 15, 2018, 9:00 a.m.]

Title 255—LOCAL COURT RULES

MIFFLIN COUNTY

Local Rule 601 of Judicial Administration; CP-44-CV-2-2018

Order of Court

And Now, this 1st day of June, 2018, the Court hereby adopts the following new Local Rule of Judicial Administration:

Pursuant to Section 6.00 of the Public Access Policy of the Unified Judicial System of Pennsylvania: Official Case Records of the Magisterial District Courts, the fee for photocopying the official case records of the magisterial district courts shall be \$ 0.25 per page and exact postage shall be charged when official case records are requested to be mailed. The fee schedule shall be publicly posted.

By the Court

DAVID W. BARRON,
President Judge

[Pa.B. Doc. No. 18-920. Filed for public inspection June 15, 2018, 9:00 a.m.]

SUPREME COURT

Review and Vacatur of Local Orphans' Court Rules; No. 771 Supreme Court Rules Doc.

Order

Per Curiam

And Now, this 1st day of June, 2018, upon the recommendation of the Orphans' Court Procedural Rules Committee:

It is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that:

1) The continued necessity of existing local orphans' court rules governing guardianship proceedings as of June 1, 2019 shall be reviewed by the President Judge or

his or her designee in light of the Order of this Court, *see* No. 770 Supreme Court Rules Docket (June 1, 2018), rescinding and replacing Rules 14.1 through 14.5 and forms G-01 through G-04, and amending Rules 1.5 and 5.10 through 5.12, and Index to Appendix of the Pennsylvania Orphans' Court Rules.

2) A local orphans' court rule deemed necessary shall be submitted to the Orphans' Court Procedural Rules Committee no later than December 1, 2018 for review in accordance with Pa. O.C. Rule 1.5 and Pa.R.J.A. No. 103(d).

3) A local orphans' court rule governing guardianship proceedings not adopted in accordance with Pa. O.C. Rule 1.5 and Pa.R.J.A. No. 103(d) shall be vacated effective June 1, 2019.

This Order shall be processed in accordance with Pa.R.J.A. No. 103(b) and shall be effective immediately.

(Editor's Note: See 48 Pa.B. 3524 (June 16, 2018) for a related Supreme Court Order.)

[Pa.B. Doc. No. 18-921. Filed for public inspection June 15, 2018, 9:00 a.m.]

STATEMENTS OF POLICY

Title 52—PUBLIC UTILITIES

PENNSYLVANIA PUBLIC UTILITY COMMISSION

[52 PA. CODE CH. 69]

[M-2017-2604382]

Third Party Electric Vehicle Charging; Resale/ Redistribution of Utility Service Tariff Provisions

The Pennsylvania Public Utility Commission (Commission), on March 15, 2018, adopted a proposed policy statement that is intended to encourage the development of electric vehicle (EV) charging infrastructure by clarifying that it is the policy of the Commission that an EV charging facility open to the public for the sole purpose of recharging an EV battery should not be construed as a sale to a residential customer, and requiring that electric distribution companies expressly address EV charging stations in their tariffs.

Public Meeting held
March 15, 2018

Commissioners Present: Gladys M. Brown, Chairperson; Andrew G. Place, Vice Chairperson; Norman J. Kennard; David W. Sweet; John F. Coleman, Jr.

Policy Statement on Third Party Electric Vehicle Charging—Resale/Redistribution of Utility Service Tariff Provisions; M-2017-2604382

Proposed Policy Statement

By the Commission:

As the number of electric vehicles (EVs) registered in Pennsylvania and throughout the nation continues to grow, so too does the need for EV charging stations available to the public for recharging EV batteries. The resale/redistribution of electricity by third party EV charging stations in the Commonwealth is governed primarily by electric distribution company (EDC) tariff provisions; however, most EDCs' tariffs do not expressly address EV charging stations.

To support increased investment in EV charging infrastructure, the Commission finds it necessary to eliminate the regulatory uncertainty surrounding the operation of EV charging stations. Accordingly, the Commission issues this Proposed Policy Statement on third party EV charging and the resale/redistribution provisions of the EDCs' tariffs. This Policy Statement is designed to provide regulatory clarity to potential third party EV charging station operators by (1) making clear that it is the policy of the Commission that an EV charging facility open to the public for the sole purpose of recharging an EV battery should not be construed as a sale to a residential consumer and (2) requiring that EDCs expressly address EV charging stations in their tariffs. With this Order the Commission issues the Proposed Policy Statement for comment.

Procedural History

Recognizing that questions exist regarding the impact of Section 1313 of the Public Utility Code, 66 Pa.C.S. § 1313 (hereafter "Section 1313"), and the EDC resale/redistribution tariff provisions on third party EV charging stations and given the increasing need for those stations, the Commission was concerned that regulatory uncertainty would limit the number of operators willing to

enter the Pennsylvania market. As such, on June 15, 2017, the Commission issued a Secretarial Letter seeking Comments on EDC resale/redistribution tariff provisions and how they may affect the operation of third party EV charging stations. Specifically, the Commission sought Comments on the following topics:

- What restrictions, if any, each EDC's existing tariff places on the resale/redistribution of electric power by third party EV charging.
- The advantages and disadvantages of specific tariff provisions permitting unrestricted resale/redistribution of electric power when done for the purpose of third party EV charging.
- Whether it is appropriate to encourage EDCs across the state to move toward a tariff design, such as that of Duquesne Light Company, which includes provisions permitting the resale/redistribution of electric power for third party EV charging.
- What other resale/redistribution tariff provision designs may aid in establishing clear rules for third party EV charging stations.
- What other regulatory options may aid in establishing clear resale/redistribution rules for third party EV charging stations.

Comments on the Secretarial Letter were received from Advanced Energy Economy (AEE); ChargePoint, Inc.; Citizens Electric Company of Lewisburg, PA and Wellsboro Electric Company (Citizens & Wellsboro); the Pennsylvania Department of Environmental Protection (DEP); Duquesne Light Company (Duquesne); Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company, and West Penn Power Company (collectively, FirstEnergy); the Office of Consumer Advocate (OCA); PECO Energy Company (PECO); PPL Electric Utilities Corporation (PPL); and the Sierra Club.

Most Commenters agree on three main points: (1) that EV charging stations should not be subject to Section 1313 because they are providing a service, not reselling/redistributing electricity;¹ (2) that the various EDC resale/redistribution tariff provisions create uncertainty and inconsistency throughout the state;² and (3) that eliminating such regulatory uncertainty is a necessary step to encourage the development of EV charging station infrastructure.³ Commenters generally agree that as part of the effort to alleviate regulatory uncertainty, EDCs should be encouraged to adopt tariff provisions expressly addressing third party EV charging stations.⁴ ChargePoint, however, believes that Pennsylvania should move away from tariff-based restrictions because they stifle innovation and competition.⁵ Commenters disagree as to whether those tariff provisions should be uniform.⁶

¹ ChargePoint Comments at 4-5, 9; Citizens & Wellsboro Comments at 4; Duquesne Comments at 2-3; FirstEnergy Comments at 3; the OCA Comments at 2-8, 14, 17; PPL Comments at 4-5; Sierra Club Comments at 1-3.

² AEE Comments at 4-5; Citizens & Wellsboro Comments at 3; Duquesne Comments at 2, 5; FirstEnergy Comments at 4, 5; the OCA Comments at 13-16; PECO Comments at 1-3; PPL Comments at 3-5; Sierra Club Comments at 2-3.

³ AEE Comments at 3-5; Citizens & Wellsboro Comments at 3; Duquesne Comments at 2, 5; FirstEnergy Comments at 4, 5; the OCA Comments at 13-16; PECO Comments at 1-3; PPL Comments at 3-5; Sierra Club Comments at 3-4.

⁴ AEE Comments at 4; the DEP Comments at 2; OCA Comments at 14; PECO Comments at 2-3; PPL Comments at 3-5; Sierra Club Comments at 3-4.

⁵ ChargePoint Comments at 7-9.

⁶ AEE (Comments at 4-5) and the OCA (Comments at 14-16) believe that tariff provisions should be uniform to eliminate uncertainty and promote a competitive marketplace for EV charging service. Duquesne (Comments at 5) takes no position but notes that each EDC has unique characteristics and circumstances to consider.

Further, AEE, Citizens & Wellsboro; Duquesne; FirstEnergy, and PPL assert that it is vitally important that before third party EV charging stations construct facilities, they notify the appropriate EDC to allow the EDC an opportunity to assess the impact of the additional load and take any necessary remedial action.⁷

Other comments addressed the allocation of EDC costs for upgrading its lines to prepare for the installation of charging facilities; the rates third party EV charging stations pay for electricity; and the prices they charge customers.⁸ ChargePoint recommends that the Commission expand the scope of the docket into a formal rulemaking to consider multiple regulatory options and the role of the EDC in relation to EV charging.⁹ Duquesne suggests that the Commission consider drafting regulations to establish clear rules for third party EV charging stations.¹⁰ AEE recommends that the Commission explore the development of a comprehensive rule to express a clear position on both third party and utility owned and operated EV charging stations.¹¹ And the OCA submits that the Commission should consider issuing a policy statement to provide guidance on issues related to third party EV charging stations.¹²

The OCA highlights the distinction between electricity for use as a transportation fuel and electricity as an essential public utility service.¹³ AEE further elaborates on this distinction, stating that third party EV charging station businesses are unique and should be permitted to resell electricity to drivers as needed.¹⁴ In this vein of discussion, Sierra Club submits that an EV driver receiving charging service from a commercial operation is not a residential customer and therefore the provisions of Section 1313 of the Public Utility Code should not apply.¹⁵ The Commission concurs with this position and believes it would be prudent to foster further transparency of this distinction to reduce any uncertainty related to EDC tariff restrictions for resale/redistribution and/or statutory restrictions pursuant to Section 1313. Such transparency can be accomplished, as stated by PPL, through the development of tariff provisions for EV charging stations that establish clear terms and conditions for service.¹⁶ The Commission has already approved at least one tariff provision which helps to reduce regulatory uncertainty in this arena—that provision being Rule 18.1 of Duquesne's tariff.

Based on a review of these comments, the Commission makes the following conclusions:

- The number of EVs as well as the corresponding infrastructure for charging continues to grow throughout the Commonwealth.
- Notification of third party EV charging station locations is vital to EDCs' distribution planning.

Citizens & Wellsboro (Comments at 4-5) are willing to consider uniform provisions. And PPL (Comments at 5) does not believe that uniform EV charging tariff provisions are appropriate given the unique characteristics and circumstances of the EDCs.

⁷ AEE Comments at 3; Citizens & Wellsboro Comments at 3; Duquesne Comments at 4; FirstEnergy Comments at 4-5; PPL Comments at 4-5.

⁸ Citizens & Wellsboro (Comments at 3-4) and FirstEnergy (Comments at 5) address the costs of upgrading EDC infrastructure to accommodate third party EV charging stations. AEE (Comments at 3-5); ChargePoint (Comments at 8-10); Citizens & Wellsboro (Comments at 4); the DEP (Comments at 2-3); FirstEnergy (Comments at 4); the OCA (Comments at 15, 17-18); and PECO (Comments at 2) address the rates third party EV charging stations pay for electricity and the prices they charge consumers.

⁹ ChargePoint Comments at 10-13.

¹⁰ Duquesne Comments at 6.

¹¹ AEE Comments at 2-3.

¹² The OCA Comments at 16-17.

¹³ The OCA Comments at 6-8.

¹⁴ AEE Comments at 3.

¹⁵ Sierra Club Comments at 2-3.

¹⁶ PPL Comments at 4-5.

- Elimination of any regulatory uncertainty is an important step in supporting, and potentially accelerating, the continued build-out of EV infrastructure.

- There is a lack of clarity as to the resale/redistribution restrictions applicable to third party EV charging stations pursuant to EDC tariffs and pursuant to Section 1313 of the Public Utility Code, 66 Pa.C.S. § 1313 (relating to price upon resale of public utility service).

- There is a lack of uniformity among EDC tariffs relating to the application of resale/redistribution restrictions on third party EV charging stations.

- It should be the Commission's policy to remedy this lack of clarity across the Commonwealth for the betterment of the EV marketplace in the Commonwealth.

Discussion

The Commission believes that the question of Section 1313's applicability to third party EV charging stations and the lack of consistency regarding EDC tariff provisions addressing EV charging stations create regulatory uncertainty that may serve as a barrier to their entry into Pennsylvania's EV marketplace. Given the increasing need for EV charging stations, the Commission intends to promote investment in EV charging infrastructure by eliminating this regulatory uncertainty. Accordingly, the Commission is issuing for comment the following Proposed Policy Statement.

A. 52 Pa. Code § 69.3501 (Section 1313 of the Public Utility Code)

(a) Section 1313 of the Public Utility Code, 66 Pa.C.S. § 1313 (relating to price upon resale of public utility services), applies restrictions on the resale of utility service to residential customers.

(b) It shall be the policy of the Commission that a person, corporation or other entity, not a public utility, electric cooperative corporation, municipal authority or municipal corporation, owning and operating an electric vehicle charging facility that is open to the public for the sole purpose of recharging an electric vehicle battery should not be construed to be a sale to a residential consumer and should therefore not fall under the pricing requirements of 66 Pa.C.S. § 1313 (relating to price upon resale of public utility services).

B. 52 Pa. Code § 69.3502 (Electric vehicle charging tariff provisions)

It is the policy of the Commission that all jurisdictional electric distribution companies should have tariff language providing clarity as to its rules regarding third party owned and operated electric vehicle charging stations that should address at least the following issues:

(1) Reflect the statement of law in 66 Pa.C.S. § 1313, along with this Commission's policy statement that excludes third party electric vehicle charging stations, as described in § 69.3501(b), from the pricing requirements of 66 Pa.C.S. § 1313.

(2) When and how owners and operators of such third party electric vehicle charging services are to notify the electric distribution company of a planned installation of the electric vehicle charging facilities and the information the electric distribution company needs in advance.

Conclusion

With this Order, the Commission is proposing guidance to eliminate regulatory uncertainty faced by third party

EV charging station operators, thereby promoting the construction of EV charging infrastructure in Pennsylvania. This Proposed Policy Statement is intended (1) to clarify that it is the policy of the Commission that an EV charging facility open to the public for the sole purpose of recharging an EV battery should not be construed as a sale to a residential consumer and (2) to require that EDCs expressly address EV charging stations in their tariffs. With this Order the Commission issues the Proposed Policy Statement for comment. *Therefore,*

It Is Ordered That:

1. The Proposed Policy Statement set forth in Annex A is issued for comment.

2. The Law Bureau shall submit this Order and Annex A to the Governor's Budget Office for review of its fiscal impact.

3. The Law Bureau shall deposit this Order and Annex A with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

4. Interested parties shall have 45 days from the date of publication of this Proposed Policy Statement in the *Pennsylvania Bulletin* to file written comments referencing Docket No. M-2017-2604382 to the Pennsylvania Public Utility Commission, Attn: Secretary Rosemary Chiavetta, Commonwealth Keystone Building, Second Floor, 400 North Street, Harrisburg, PA 17120. Comments may also be filed electronically through the Commission's e-File System.

5. A copy of this Order, together with Annex A, be served on all jurisdictional electric distribution companies, the Office of Consumer Advocate, the Office of Small Business Advocate, the Commission's Bureau of Investigation and Enforcement, the Office of Attorney General—Bureau of Consumer Protection, and all parties that filed comments at this docket in reply to the Secretarial Letter issued June 15, 2017.

6. The contact persons for this matter are Scott Thomas, (717) 783-2812 or sjthomas@pa.gov, and Joseph Cardinale, (717) 787-5558 or jcardinale@pa.gov, Assistant Counsel in the Law Bureau, and Darren Gill, (717) 783-5244 or dgill@pa.gov, Deputy Director, Bureau of Technical Utility Services.

ROSEMARY CHIAVETTA,
Secretary

Fiscal Note: 57-321. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 52. PUBLIC UTILITIES

PART I. PUBLIC UTILITY COMMISSION

Subpart C. FIXED SERVICE UTILITIES

CHAPTER 69. GENERAL ORDERS, POLICY STATEMENTS AND GUIDELINES ON FIXED UTILITIES

THIRD PARTY ELECTRIC VEHICLE CHARGING; RESALE/REDISTRIBUTION OF UTILITY SERVICE TARIFF PROVISIONS—STATEMENT OF POLICY

§ 69.3501. Section 1313 of the Public Utility Code (66 Pa.C.S. § 1313).

(a) Section 1313 of 66 Pa.C.S. (relating to price upon resale of public utility services) applies restrictions on the resale of utility service to residential customers.

(b) It is the policy of the Commission that a person, corporation or other entity, not a public utility, electric cooperative corporation, municipal authority or municipal corporation, owning and operating an electric vehicle charging facility that is open to the public for the sole purpose of recharging an electric vehicle battery should not be construed to be a sale to a residential consumer and should therefore not fall under the pricing requirements of 66 Pa.C.S. § 1313.

§ 69.3502. Electric vehicle charging tariff provisions.

It is the policy of the Commission that all jurisdictional electric distribution companies should have tariff language providing clarity as to its rules regarding third-party owned and operated electric vehicle charging stations that should address at least the following issues:

(1) Reflect the statement of law in 66 Pa.C.S. § 1313 (relating to price upon resale of public utility services), along with this statement of policy that excludes third-party electric vehicle charging stations, as described in § 69.3501(b) (relating to section 1313 of the Public Utility Code (66 Pa.C.S. § 1313)), from the pricing requirements of 66 Pa.C.S. § 1313.

(2) When and how owners and operators of third-party electric vehicle charging services are to notify the electric distribution company of a planned installation of the electric vehicle charging facilities and the information the electric distribution company needs in advance.

[Pa.B. Doc. No. 18-922. Filed for public inspection June 15, 2018, 9:00 a.m.]

NOTICES

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority in the Banking Code of 1965 (7 P.S. §§ 101—2204), the Department of Banking and Securities Code (71 P.S. §§ 733-1—733-1203) and 17 Pa.C.S. (relating to Credit Union Code), has taken the following actions on applications received for the week ending June 5, 2018.

Under section 503.E of the Department of Banking and Securities Code (71 P.S. § 733-503.E), any person wishing to comment on the following applications, with the exception of branch applications, may file comments in writing with the Department of Banking and Securities, Corporate Applications Division, 17 North Second Street, Suite 1300, Harrisburg, PA 17101-2290. Comments must be received no later than 30 days from the date notice regarding receipt of the application is published in the *Pennsylvania Bulletin*. The nonconfidential portions of the applications are on file at the Department and are available for public inspection, by appointment only, during regular business hours. To schedule an appointment, contact the Corporate Applications Division at (717) 783-2253. Photocopies of the nonconfidential portions of the applications may be requested consistent with the Department's Right-to-Know Law Records Request policy.

BANKING INSTITUTIONS

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
5-31-2018	Meridian Bank Malvern Chester County Application for approval to merge Meridian Bank, Malvern, with and into Meridian Interim Bank, Malvern.	Withdrawn
5-31-2018	Meridian Bank Malvern Chester County Application for approval to merge Meridian Interim Bank, Malvern, with and into Meridian Bank, Malvern.	Filed

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
5-29-2018	Univest Bank and Trust Co. Souderton Montgomery County	574 Main Street Bethlehem Northampton County	Opened
5-30-2018	Mercer County State Bank Sandy Lake Mercer County	549 South Main Street Harrisville Butler County	Approved
5-30-2018	PeoplesBank, A Codorus Valley Company York York County	2343 Oregon Pike Lancaster Lancaster County	Filed
5-31-2018	Fidelity Deposit & Discount Bank Dunmore Lackawanna County	2 South Mountain Boulevard Mountain Top Luzerne County	Approved
5-31-2018	Orrstown Bank Shippensburg Cumberland County	1324 Main Street East Earl Lancaster County	Approved
6-1-2018	Reliance Savings Bank Altoona Blair County	209 South Walnut Street Martinsburg Blair County	Opened

Mobile Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
5-31-2018	Bank of Bird-in-Hand Bird-in-Hand Lancaster County	Lancaster and Chester Counties	Opened

Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
5-30-2018	FNCB Bank Dunmore Lackawanna County	<i>To:</i> 1150 Route 315 Wilkes-Barre Luzerne County <i>From:</i> 734 Sans Souci Parkway Hanover Luzerne County	Effective
5-30-2018	FNCB Bank Dunmore Lackawanna County	<i>To:</i> 1150 Route 315 Wilkes-Barre Luzerne County <i>From:</i> 3 Old Boston Road Pittston Luzerne County	Effective
5-30-2018	FNCB Bank Dunmore Lackawanna County	<i>To:</i> 1150 Route 315 Wilkes-Barre Luzerne County <i>From:</i> 27 North River Road Plains Luzerne County	Effective

CREDIT UNIONS**Consolidations, Mergers and Absorptions**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
6-1-2018	Service 1st Federal Credit Union Danville Montour County Merger of NU Community Credit Union, Milton, with and into Service 1st Federal Credit Union, Danville.	Effective

Articles of Amendment

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
6-1-2018	Community Credit Union NU Milton Northumberland County Amendment to Article VIII of the institution's Articles of Incorporation provides for a change to the credit union's field of membership.	Effective

The Department's web site at www.dobs.pa.gov includes public notices for more recently filed applications.

ROBIN L. WIESSMANN,
Secretary

[Pa.B. Doc. No. 18-923. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF BANKING AND SECURITIES

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of July 2018

The Department of Banking and Securities (Department), under the authority in section 301 of the act of January 30, 1974 (P.L. 13, No. 6) (41 P.S. § 301), determines that the maximum lawful rate of interest for residential mortgages for the month of July 2018, is 5 1/2%.

The interest rate limitations under the Commonwealth's usury statute were pre-empted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub.L. No. 96-221). Further pre-emption was instituted with the signing of Pub.L. No. 96-399, which overrode State interest rate limitations on any individual who finances the sale or

exchange of residential real property which the individual owns and which the individual occupies or has occupied as his principal residence.

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board or the United States Treasury, or both. The latest yield rate on long-term government securities is 3.05 to which was added 2.50 percentage points for a total of 5.55 that by law is rounded off to the nearest quarter at 5 1/2%.

ROBIN L. WIESSMANN,
Secretary

[Pa.B. Doc. No. 18-924. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Pennsylvania Housing Advisory Committee Meeting

The Pennsylvania Housing Advisory Committee (Committee) will meet on June 19, 2018, from 1:30 p.m. to 3:30 p.m. in the Forest Room, Keystone Building, 400 North Street, Harrisburg, PA 17120. The Committee is responsible for reviewing Statewide housing, community development and support services, needs and priorities, as well as advising the Department of Community and Economic Development (Department) in the preparation of the Commonwealth's Consolidated Plan, annual action plans and the coordination of Federal, State and local resources to manage the implementation of these plans.

As part of the planning process for the 2018 Action Plan of the Consolidated Plan for 2014—2018, the Committee will be meeting in an open forum to discuss the needs of this Commonwealth in terms of housing including special needs, community development, homelessness and economic development. The Committee will hear a presentation of the 2018 Action Plan and how this year's allocation of Community Development Block Grant (CDBG), the HOME Investment Partnerships, the Emergency Solutions Grant, CDBG Disaster Recovery, Neighborhood Stabilization Program and Housing Opportunities for Persons with AIDS funding will be distributed

once received from the United States Department of Housing and Urban Development.

Anyone who wishes to attend the Committee meeting must register in advance. Contact Megan Snyder at (717) 720-7404 or TDD (717) 346-0308 to receive information on attending the meetings at least 72 hours prior to the meeting date. There will be WebEx capability to attend the meeting remotely, so registration is required.

Topic: Committee meeting
Date: Tuesday, June 19, 2018
Time: 1:30 p.m.

To register go to <https://copa.webex.com/copa/k2/j.php?MTID=t9c9d106df730b615b89e90bbba7b9faa>. Once approved by the host, a confirmation e-mail will be sent with instructions for joining the session.

Persons with a disability or limited English proficiency who wish to attend the Committee meeting and require an auxiliary aid, service or other accommodation to participate should contact Megan Snyder, Department of Community and Economic Development, Center for Community Financing, Commonwealth Keystone Building, 400 North Street, 4th Floor, Harrisburg, PA 17120-0225, (717) 720-7404 or TDD (717) 346-0308, at a minimum of 72 hours before the meeting to discuss how the Department may best accommodate their needs.

DENNIS M. DAVIN,
Secretary

[Pa.B. Doc. No. 18-925. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT APPLICATIONS FOR NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a General Permit. The applications concern, but are not limited to, discharges regarding industrial, animal or sewage waste, discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities or concentrated animal feeding operations (CAFO). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Waste; Discharge into Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

For NPDES renewal applications in Section I, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements.

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 Individual Permits and Individual Stormwater Construction Permits in Sections IV and VI, the Department, based upon preliminary reviews, has made tentative determinations of proposed effluent limitations and other terms and conditions for the permit applications. In accordance with 25 Pa. Code § 92a.32(d), the proposed

discharge of stormwater associated with construction activities will be managed in accordance with the requirements of 25 Pa. Code Chapter 102. These determinations are published as proposed actions for comments prior to taking final actions.

Unless indicated otherwise, the United States Environmental Protection Agency (EPA) Region III Administrator has waived the right to review or object to proposed NPDES permit actions under the waiver provision in 40 CFR 123.24(d).

Persons wishing to comment on NPDES applications are invited to submit statements to the contact office noted before the application within 30 days from the date of this public notice. Persons wishing to comment on WQM permit applications are invited to submit statements to the office noted before the application within 15 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the applications. A comment submittal should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests for public hearings on applications. A public hearing may be held if the responsible office considers the public response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. The Department will postpone its final determination until after a public hearing is held.

Persons with a disability who require an auxiliary aid, service, including TDD users, or other accommodations to seek additional information should contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

I. NPDES Renewal Applications.

Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570-826-2511.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0008346 (Industrial)	PA American Water Susquehanna WTP 1799 Jumper Road Wilkes-Barre, PA 18702-8032	Susquehanna County Harmony Township	East Branch Canawacta Creek (4-E)	Yes
PA0063592 (Sewage)	Gilberton Borough WWTP 2710 Main Street Mahanoy Plane, PA 17949	Schuylkill County Gilberton Borough	Mahanoy Creek (06B)	Yes

Sludge use and disposal description and location: Digested sludge is hauled off-site as liquid to another treatment facility for further treatment and disposal.

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0248193 (Sew)	Melissa K. Adams 101 Shatto Drive Carlisle, PA 17013	Cumberland County/ North Middleton Township	Conodoguinet Creek/7B	Y
PA0035823 (Sew)	Saunders Park Kent Saunders 5909 Little Cove Road Mercersburg, PA 17236-9409	Franklin County/ Warren Township	Little Cove Creek/13-B	Y

Northcentral Regional Office: Clean Water Program Manager, 208 W Third Street, Suite 101, Williamsport, PA 17701-6448. Phone: 570.327.3636.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0111431 (Industrial)	Knoebels Grove Park PO Box 317 391 Knoebels Boulevard Elysburg, PA 17824-0317	Columbia County Cleveland Township	Mugser Run and South Branch Roaring Creek (5-E)	Yes

Southwest Regional Office: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0254614 (Sewage)	Cumberland Contura No 9 Portal 158 Portal Road PO Box 1020 Waynesburg, PA 15370	Greene County Center Township	Maple Run (Tributary to Pursley Creek) (19-B)	Yes

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PAS326103 (Storm Water)	Carrie Furnace Redevelopment One Chatham Center Suite 900 112 Washington Place Pittsburgh, PA 15219-3443	Allegheny County Rankin Borough	Monongahela River (19-A)	Yes
PA0001228 (Industrial)	Curtiss-Wright Electro-Mechanical Corp 1000 Wright Way Cheswick, PA 15024-1008	Allegheny County Harmar Township	Unnamed Tributary to Allegheny River (18-A)	Yes

II. Applications for New or Expanded Facility Permits, Renewal of Major Permits and EPA Non-Waived Permit Applications.

Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5970.

PA0050202, Storm Water, SIC Code 4011, **National RR Passenger Corp**, 30th Street Station, Philadelphia, PA 19104. Facility Name: Amtrak 30th Street Station. This existing facility is located in Philadelphia City, **Philadelphia County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge Industrial Stormwater.

The receiving stream(s), Schuylkill River, is located in State Water Plan watershed 3-F and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on stormwater.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Iron, Dissolved	XXX	XXX	XXX	XXX	Report	XXX
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX

In addition, the permit contains the following major special conditions:

- Stormwater outfalls and authorized non-stormwater discharges
- Best management practices (BMPs)
- Routine inspections
- Stormwater monitoring requirements
- Other requirements

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 484-250-5910.

The EPA Waiver is in effect.

PA0050776, Sewage, SIC Code 6515, **Coventry Terrace MHP LLC**, 524 Meadow Avenue Loop, Banner Elk, NC 28604-9443. Facility Name: Coventry Terrace STP. This existing facility is located in 151 Saylor Mill Road, Parkers Ford, PA 19457, in East Coventry Township, **Chester County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Pigeon Creek, is located in State Water Plan watershed 3-D and is classified for Mi and High Quality Waters—Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0315 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	5.0	Report	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.1	XXX	0.3

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Nov 1 - Apr 30	XXX	XXX	XXX	25	XXX	50
May 1 - Oct 31	XXX	XXX	XXX	15	XXX	30
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Raw Sewage Influent	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	1,000
Total Nitrogen	XXX	XXX	XXX	Geo Mean Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	9.0	XXX	18
May 1 - Oct 31	XXX	XXX	XXX	3.0	XXX	6
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX

Sludge use and disposal description and location(s): Sludge is hauled for disposal to Pottstown STP by contracted hauler (Levengood). The STP store, decant, and haul approximately 5,000 gallons a month at around 1.5—2% solids.

In addition, the permit contains the following major special conditions:

Recommended Part C Conditions:

I. Other Requirements

A. No Stormwater

B. Necessary Property Rights

C. Sludge Disposal

D. Abandon STP

E. TRC Requirements

F. Small Stream Discharge

G. Responsible Operator

H. 2/Month Sampling

I. I-Max Limit

J. Fecal Coliform I-Max Reporting

II. Solids Management

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 484-250-5910.

The EPA Waiver is in effect.

PA0050458, Sewage, SIC Code 4952, **Aqua Pennsylvania Wastewater, Inc.**, 762 W Lancaster Avenue, Bryn Mawr, PA 19010-3402. Facility Name: Aqua PA Culbertson Run. This existing facility is located in East Brandywine Township, **Chester County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Culbertson Run, is located in State Water Plan watershed 3-H and is classified for Mi and High Quality Waters—Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on effluent discharge rate of 0.0531 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.2	XXX	0.4
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Nov 1 - Apr 30	5.86	XXX	XXX	13.2	XXX	26.4
May 1 - Oct 31	2.93	XXX	XXX	6.6	XXX	13.2

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	8.8	XXX	XXX	20	XXX	40
Total Suspended Solids						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	1,000
Ultraviolet light transmittance (%)	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	6.63	XXX	XXX	15	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	2.64	XXX	XXX	6.0	XXX	12
May 1 - Oct 31	0.88	XXX	XXX	2.0	XXX	4
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	0.29	XXX	XXX	0.66	XXX	1.32

Sludge use and disposal description and location(s): Aerate sludge holding tank to waste sludge removal from site by permitted hauler for ultimate treatment and disposal at approved facility.

In addition, the permit contains the following major special conditions:

Proposed Part C Conditions:

- A. No Stormwater
- B. Necessary Property Rights
- C. Proper Sludge Disposal
- D. Abandon STP when Public Sewers Become Available
- E. Chlorine Minimization
- F. Small Stream Discharge
- G. Remedial Measures if Public Nuisance
- H. Twice per Month Sampling
- I. Maximize Surface Disposal System
- J. Instantaneous Maximum Limits
- K. Operation and Maintenance Plan

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 484-250-5910.

The EPA Waiver is not in effect.

Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone: 412.442.4000.

PA0028711, Sewage, SIC Code 4952, **Peters Township Sanitary Authority**, 111 Bell Drive, McMurray, PA 15317-3415. Facility Name: Brush Run STP. This existing facility is located in Peters Township, **Washington County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Brush Creek, is located in State Water Plan watershed 20-F and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 2.0 MGD.—Interim Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Daily	
Total Phosphorus	Report	XXX	XXX	Report	XXX	Report
Acrolein	Report	XXX	XXX	Report	Report	XXX
Chlorodibromomethane (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Dichlorobromomethane	Report	XXX	XXX	Report	Report	XXX
Chloroform	Report	XXX	XXX	Report	Report	XXX
Hexachlorobutadiene (µg/L)	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 2 MGD.—Final Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Phosphorus	33.2	XXX	XXX	2.0	XXX	4.0
Acrolein	0.050	XXX	XXX	0.003	0.003	XXX
Chlorodibromomethane (µg/L)	XXX	XXX	XXX	0.775	1.209	XXX
Dichlorobromomethane	0.016	XXX	XXX	0.001	0.002	XXX
Chloroform	0.183	XXX	XXX	0.011	0.017	XXX
Hexachlorobutadiene (µg/L)	XXX	XXX	XXX	0.853	1.330	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 2 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	Inst Min XXX	0.05	XXX	0.16
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Nov 1 - Apr 30	417.0	625.5	XXX	25.0	37.5	50
May 1 - Oct 31	333.6	500.4	XXX	20.0	30.0	40
Biochemical Oxygen Demand (BOD ₅)						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	500.4	750.6	XXX	30.0	45.0	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
Total Nitrogen	Report	XXX	XXX	Report	XXX	Report
Ammonia-Nitrogen						
Nov 1 - Apr 30	75.1	XXX	XXX	4.5	XXX	9.0
May 1 - Oct 31	33.4	XXX	XXX	2.0	XXX	4.0
Bromide	Report	XXX	XXX	Report	Report	XXX

Sludge use and disposal description and location(s): Arden Landfill, Washington County, Pennsylvania.

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 412-442-4000.

The EPA Waiver is not in effect.

Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

PA0265781, Industrial, SIC Code 4941, **Slippery Rock Municipal Authority**, 116 Crestview Drive, Slippery Rock, PA 16057-0157. Facility Name: Slippery Rock Borough WTP. This proposed facility is located in Slippery Rock Township, **Butler County**.

Description of Proposed Activity: The application is for a new NPDES permit for an existing discharge of Industrial Waste.

The receiving stream, the Slippery Rock Creek, is located in State Water Plan watershed 20-C and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharges are not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.01 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Inst Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	1.0	1.25
Total Suspended Solids	XXX	XXX	XXX	30	60	75
Total Dissolved Solids	XXX	XXX	XXX	Report	Report	XXX
Aluminum, Total	XXX	XXX	XXX	4.0	8.0	10
Iron, Total	XXX	XXX	XXX	2.0	4.0	5
Manganese, Total	XXX	XXX	XXX	1.0	2.0	2.5

The proposed effluent limits for Outfall 002 are based on a design flow of 0.19 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	Daily Max XXX	6.0	XXX	XXX	9.0
			Inst Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	1.0	1.25
Total Suspended Solids	XXX	XXX	XXX	30	60	75
Total Dissolved Solids	5,000	XXX	XXX	XXX	XXX	XXX
	Annl Avg					
Total Dissolved Solids	Report	XXX	XXX	Report	Report	XXX
Aluminum, Total	XXX	XXX	XXX	4.0	8.0	10
Iron, Total	XXX	XXX	XXX	2.0	4.0	5
Manganese, Total	XXX	XXX	XXX	1.0	2.0	2.5

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is in effect.

PA0025569, Sewage, SIC Code 4952, **Slippery Rock Municipal Authority**, PO Box 157, Slippery Rock, PA 16057-0157. Facility Name: Slippery Rock STP. This existing facility is located in Slippery Rock Borough, **Butler County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving streams, the Slippery Rock Creek and an Unnamed Tributary to the Slippery Rock Creek, are located in State Water Plan watershed 20-C and are classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharges are not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.2 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	Daily Max XXX	6.0	XXX	XXX	9.0
			Inst Min			
Dissolved Oxygen	XXX	XXX	4.0	XXX	XXX	XXX
			Inst Min			
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	250	400	XXX	25	40	50
Total Suspended Solids	300	450	XXX	30	45	60
					Daily Max	
Biochemical Oxygen Demand (BOD ₅) Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Ultraviolet light intensity ($\mu\text{w}/\text{cm}^2$)	XXX	XXX	XXX	Report Daily Max	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	250	XXX	XXX	25.0	XXX	50
May 1 - Oct 31	94	XXX	XXX	9.4	XXX	18.8
Acrolein						
Interim	Report	XXX	XXX	Report	XXX	Report
Final	0.053	XXX	XXX	0.0053	XXX	0.013
Acrylonitrile						
Interim	Report	XXX	XXX	Report	XXX	Report
Final	0.017	XXX	XXX	0.0017	XXX	0.0042
Toxicity, Chronic - Ceriodaphnia						
Survival (TUc)	XXX	XXX	XXX	7.1 Daily Max	XXX	XXX
Reproduction (TUc)	XXX	XXX	XXX	7.1 Daily Max	XXX	XXX
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	Avg Qrtly Report Avg Qrtly	XXX	XXX	Avg Qrtly Report Avg Qrtly	XXX	XXX

The proposed effluent limits for Outfall 002 are based on a design flow of 1.2 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen						
Interim	XXX	XXX	Report Inst Min	XXX	XXX	XXX
Final	XXX	XXX	5.0 Inst Min	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	250	XXX	XXX	25.0	XXX	50.0
Total Suspended Solids	300	XXX	XXX	30.0	XXX	60.0
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Ultraviolet light intensity ($\mu\text{w}/\text{cm}^2$)	XXX	XXX	XXX	Report Daily Max	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	36	XXX	XXX	3.6	XXX	7.2
May 1 - Oct 31	12	XXX	XXX	1.2	XXX	2.4
Acrolein						
Interim	Report	XXX	XXX	Report	XXX	Report
Final	0.019	XXX	XXX	0.0019	XXX	0.0047
Acrylonitrile						
Interim	Report	XXX	XXX	Report	XXX	Report
Final	0.0005	XXX	XXX	0.00005	XXX	0.00012
Benzene						
Interim	Report	XXX	XXX	Report	XXX	Report
Final	0.013	XXX	XXX	0.0013	XXX	0.0032

Sludge use and disposal description and location(s): Sludge is not used, it is only disposed of at the Seneca Landfill.

In addition, the permit contains the following major special conditions:

- Emergency Outfall 002
- Solids Management
- Whole Effluent Toxicity (WET)
- Requirements Applicable to Stormwater Outfalls
- Toxics Reduction Evaluation (TRE)
- QBELs Below Quantitation Limits (QLs)

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is not in effect.

III. WQM Industrial Waste and Sewerage Applications under The Clean Streams Law.

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.

WQM Permit No. 0596408, Amendment # 6, Sewerage, **Chestnut Ridge Area Joint Municipal Authority**, 320 Lane Metal Road, New Paris, PA 15554-9238.

This proposed facility is located in East St. Clair Township, **Bedford County**.

Description of Proposed Action/Activity: Seeking permit approval for the construction/operation to include upgrading the UV disinfection system by replacing their existing trojan uv disinfection system with an Enaqua uv disinfection system.

WQM Permit No. 3618201, CAFO, **Ridge View Farms**, 189 Ridge View Road South, Elizabethtown, PA 17022.

This proposed facility is located in Mount Joy Township, **Lancaster County**.

Description of Size and Scope of Proposed Operation/Activity: Seeking permit approval for the construction/operation of two new finishing barns with below barn concrete liquid waste storage.

Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

WQM Permit No. 6318405, Sewage, **Peters Township Sanitary Authority Washington County**, 111 Bell Drive, McMurray, PA 15317-6403.

This proposed facility is located in Peters Township, **Washington County**.

Description of Proposed Action/Activity: replacement and reconstruction of approximately 12,000 feet of interceptor sewer serving the Donaldson's Crossroads sewage treatment plant. The Pennsylvania Infrastructure Investment Authority (PENNVEST) which administers Pennsylvania's State Revolving Fund has been identified as a possible funding source.

WQM Permit No. 6576417 A-3, Sewage, **Unity Township Municipal Authority Westmoreland County**, 370 Pleasant Unity Mutual Road, Greensburg, PA 15601-6388.

This existing facility is located in Unity Township, **Westmoreland County**.

Description of Proposed Action/Activity: Removal and replacement of the existing headworks influent raw screen at the Pleasant Unity Water Pollution Control Plant.

WQM Permit No. 6318404, Sewage, **California Borough**, 225 Third Street, California, PA 15419.

This proposed facility is located in California Borough, **Washington County**.

Description of Proposed Action/Activity: Installation of approximately 21 feet of 24 inch diameter outfall pipe and 2 new manholes.

WQM Permit No. 6318403, Sewage, **North Strabane Township Municipal Authority**, 1929B Route 519 South, Canonsburg, PA 15317.

This proposed facility is located in North Strabane Township, **Washington County**.

Description of Proposed Action/Activity: Construction of an Eighty Four Pump Station and force main to replace the existing Eighty Four WWTP.

WQM Permit No. 6576417 A-3, Sewage, **Unity Township Municipal Authority Westmoreland County**, 370 Pleasant Unity Mutual Road, Greensburg, PA 15601-6388.

This existing facility is located in Unity Township, **Westmoreland County**.

Description of Proposed Action/Activity: Removal and replacement of the existing headworks influent raw screen at the Pleasant Unity Water Pollution Control Plant.

V. Applications for NPDES Waiver Stormwater Discharges from MS4.

Northcentral Region: Clean Water Program Manager, 208 West Third Street, Williamsport, PA 17701.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water / Use</i>	<i>DEP Protocol (Y/N)</i>
PAI134809	Benner Township 1224 Buffalo Run Road Bellefonte, PA 16823-7002	Centre	Benner Township	UNT to Logan Branch (CWF)	Y

VI. NPDES Individual Permit Applications for Discharges of Stormwater Associated with Construction Activities.

Southeast Region: Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5160.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD510028	Philadelphia Energy Solutions Refining & Marketing LLC 3144 West Passyunk Avenue Philadelphia, PA 19145-5299	Philadelphia	City of Philadelphia	Lower Tidal Schuylkill River WWF-MF
PAD460024	Toll Mid-Atlantic LP Company, Inc. 250 Gibraltar Road Horsham, PA 19044	Montgomery	Worcester Township	Unnamed Tributary to Stony Creek TSF-MF

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Monroe County Conservation District, 8050 Running Valley Road, Stroudsburg, PA 18347.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD450058	Chestnuthill Twp West End Park & Open Space Commission PO Box 243 Brodheads ville, PA 18322 578 Evergreen Hollow Rd Saylorsburg, PA 18322	Monroe	Chestnuthill Twp	UNT to Mcmichael Creek (EV)

Northampton County Conservation District, 14 Gracedale Ave.—Greystone Building, Nazareth, PA 18064-9211.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD480063	Traditions of America, LP David Biddison 201 King of Prussia Rd Suite 370 Radnor, PA 19087	Northampton	Bethlehem Twp	Nancy Run (CWF, MF) Bushkill Creek (HQ-CWF, MF)

Pike County Conservation District, 556 Route 402, Suite 1, Hawley, PA 18428.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD520012	PENNDOT Engineering District 4-0 55 Keystone Industrial Park Rd Dunmore, PA 18512	Pike	Westfall Twp	Rosetown Creek (HQ-CWF, MF) UNT to Delaware River (HQ-CWF)

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, Nathan Phillips, Section Chief, 717.705.4802.

<i>Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD210020	Verus Partners, LLC 100 South Wacker Drive Suite 850 Chicago, IL 60606	Cumberland	West Pennsboro Township	Mount Rock Spring Creek, Conodoguinet Creek (WWF)
PAD360033	Isaac E. Stoltzfus 303 Peach Bottom Road Peach Bottom, PA 17563	Lancaster	Fulton Township	Puddle Duck Creek (HQ-WWF, MF)

Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570.327.3574.

Centre County Conservation District: 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD140032	Halfmoon Township 1948 Halfmoon Valley Rd Port Matilda, PA 16870	Centre	Halfmoon Twp	UNT-Halfmoon Creek HQ-CWF

VII. List of NOIs for NPDES and/or Other General Permit Types.

PAG-12 CAFOs

General Permit Type—PAC

Cambria District: Environmental Program Manager, 286 Industrial Park Road, Ebensburg, PA 15931-4119.

Facility Location:

Municipality & County

Permit No.

Applicant Name & Address

Receiving Water/Use

Contact Office & Phone No.

Venango Township
Butler County

PAC680012

Bureau of Abandoned Mine Reclamation
Cambria Office
286 Industrial Park Road
Ebensburg, PA 15931-4119

Three Separate Unnamed Tributaries to Seaton Creek (CWF)

Attention: Patrick M. Webb
PA DEP
Cambria Office
286 Industrial Park Road
Ebensburg, PA 15931-4119
814-472-1800

STATE CONSERVATION COMMISSION

PROPOSED NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs

This notice provides information about agricultural operations that have submitted nutrient management plans (NMPs) for approval under 3 Pa.C.S. Chapter 5 and that have or anticipate submitting applications for new, amended or renewed NPDES permits, or Notices of Intent (NOIs) for coverage under a general permit, for CAFOs, under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Based upon preliminary reviews, the State Conservation Commission (SCC) or County Conservation Districts (CCD) working under a delegation agreement with the SCC have completed an administrative review of NMPs described. These NMPs are published as proposed plans for comment prior to taking final actions. The NMPs are available for review at the CCD office for the county where the agricultural operation is located. A list of CCD office locations is available at <http://www.nacdnet.org/about/districts/directory/pa.phtml> or can be obtained from the SCC at the office address listed or by calling (717) 787-8821.

Persons wishing to comment on an NMP are invited to submit a statement outlining their comments on the plan to the CCD, with a copy to the SCC for each NMP, within 30 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the NMPs. Comments should include the name, address and telephone number of the writer and a concise statement to inform the SCC of the exact basis of the comments and the relevant facts upon which they are based. Comments should be sent to the SCC, Agriculture Building, Room 310, 2301 North Cameron Street, Harrisburg, PA 17110.

Persons with a disability who require an auxiliary aid, service, including TDD users or other accommodations to seek additional information should contact the SCC through the Pennsylvania AT&T Relay Service at (800) 654-5984.

**ACT 38
NUTRIENT MANAGEMENT PLANS**

CAFO PUBLIC NOTICE SPREADSHEET—APPLICATIONS

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>New or Renewal</i>
Skyline Acres 477 Skyline Dr Bernville, PA 19506	Berks	739.9	1,271	Dairy	NA	Approved
GNH Farms, LLC Greg Haladay 224 White Church Road Elysburg, PA 17824	Columbia	647.2	627.80	Swine & Layers	HQ-CWF	Renewal

PUBLIC WATER SUPPLY (PWS) PERMITS

Under the Pennsylvania Safe Drinking Water Act (35 P.S. §§ 721.1—721.17), the following parties have applied for PWS permits to construct or substantially modify public water systems.

Persons wishing to comment on permit applications are invited to submit statements to the office listed before the application within 30 days of this public notice. Comments received within this 30-day comment period will be considered in the formulation of the final determinations regarding an application. A comment should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held after consideration of comments received during the 30-day public comment period.

Following the comment period, the Department will make a final determination regarding the proposed permit. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The permit application and related documents are on file at the office listed before the application and available for public review. Arrangements for inspection and copying information should be made with the office listed before the application.

Persons with a disability that require an auxiliary aid, service or other accommodations to participate during the 30-day public comment period should contact the office listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

SAFE DRINKING WATER

Applications Received Under the Pennsylvania Safe Drinking Water Act.

Northcentral Region: Safe Drinking Water Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

Application No. 1418501—Construction—Public Water Supply.

Applicant	State College Borough Water Authority
Township/Borough	State College
County	Centre County
Responsible Official	Mr. Brian Heiser 1201 West Branch Road State College, PA 16801
Type of Facility	Public Water Supply- Construction

Consulting Engineer	Mr. Christopher M. Eckenrode, P.E. 3121 Fairway Drive Altoona, PA 16602
Application Received	6/1/2018
Description of Action	Authorizes the construction of the new Nixon-Kocher Water Treatment Plant, which will feature membrane microfiltration, granular activated carbon and ultraviolet disinfection as well as upgrades to the seven, existing, groundwater well pumps, motors & VFDs to accommodate new hydraulic design conditions.

Southwest Region: Safe Drinking Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Permit No. 2618512, Public Water Supply.

Applicant	National Pike Water Authority PO Box 10 Markleysburg, PA 15459
[Township or Borough]	Henry Clay Township
Responsible Official	Richard Dennis, Chairman National Pike Water Authority PO Box 10 Markleysburg, PA 15459
Type of Facility	Flat Rock water storage tank
Consulting Engineer	McMillen Engineering 115 Wayland Smith Drive Uniontown, PA 15401
Application Received Date	May 30, 2018
Description of Action	Construction of the Flat Rock water storage tank with a mixing system.

Permit No. 0218519, Public Water Supply.

Applicant	Municipal Authority of Westmoreland County 124 Park & Pool Road New Stanton, PA 15672
[Township or Borough]	City of McKeesport
Responsible Official	William Castelli, Distribution Facility Superintendent Municipal Authority of Westmoreland County 124 Park & Pool Road New Stanton, PA 15672
Type of Facility	Water system
Consulting Engineer	Gibson-Thomas Engineering Co., Inc. 1004 Ligonier Street PO Box 853 Latrobe, PA 15650
Application Received Date	May 29, 2018
Description of Action	Painting and installation of a mixing system and power vents at the Alpine Tank # 1.

Permit No. 2618513, Public Water Supply.
 Applicant **Municipal Authority of Westmoreland County**
 124 Park & Pool Road
 New Stanton, PA 15672

[Township or Borough] Hempfield Township

Responsible Official William Castelli, Distribution
 Facility Superintendent
 Municipal Authority of
 Westmoreland County
 124 Park & Pool Road
 New Stanton, PA 15672

Type of Facility Water system

Consulting Engineer Gibson-Thomas Engineering Co.,
 Inc.
 1004 Ligonier Street
 PO Box 853
 Latrobe, PA 15650

Application Received Date May 29, 2018

Description of Action Painting and installation of a
 mixing system and power vents
 at the Charter Oak Tank # 2.

Permit No. 6518508, Public Water Supply.
 Applicant **Municipal Authority of Westmoreland County**
 124 Park & Pool Road
 New Stanton, PA 15672

[Township or Borough] Hempfield Township

Responsible Official William Castelli, Distribution
 Facility Superintendent
 Municipal Authority of
 Westmoreland County
 124 Park & Pool Road
 New Stanton, PA 15672

Type of Facility Water system

Consulting Engineer Gibson-Thomas Engineering Co.,
 Inc.
 1004 Ligonier Street
 PO Box 853
 Latrobe, PA 15650

Application Received Date May 29, 2018

Description of Action Painting and installation of a
 mixing system and power vents
 at the Kiski Tank # 2.

Permit No. 2614509-A1, Public Water Supply.
 Applicant **Municipal Authority of Westmoreland County**
 124 Park & Pool Road
 New Stanton, PA 15672

[Township or Borough] Unity Township

Responsible Official William Castelli, Distribution
 Facility Superintendent
 Municipal Authority of
 Westmoreland County
 124 Park & Pool Road
 New Stanton, PA 15672

Type of Facility Water system

Consulting Engineer Gibson-Thomas Engineering Co.,
 Inc.
 1004 Ligonier Street
 PO Box 853
 Latrobe, PA 15650

Application Received Date May 29, 2018

Description of Action Painting and installation of a
 mixing system and power vents
 at the Greengate Tank.

Permit No. 6514511-A1, Public Water Supply.
 Applicant **Municipal Authority of Westmoreland County**
 124 Park & Pool Road
 New Stanton, PA 15672

[Township or Borough] Washington Township

Responsible Official William Castelli, Distribution
 Facility Superintendent
 Municipal Authority of
 Westmoreland County
 124 Park & Pool Road
 New Stanton, PA 15672

Type of Facility Water system

Consulting Engineer Gibson-Thomas Engineering Co.,
 Inc.
 1004 Ligonier Street
 PO Box 853
 Latrobe, PA 15650

Application Received Date May 29, 2018

Description of Action Painting and installation of a
 mixing system and power vents
 at the North Washington Tank.

Permit No. 6514513-A1, Public Water Supply.
 Applicant **Municipal Authority of Westmoreland County**
 124 Park & Pool Road
 New Stanton, PA 15672

[Township or Borough] Leechburg Township

Responsible Official William Castelli, Distribution
 Facility Superintendent
 Municipal Authority of
 Westmoreland County
 124 Park & Pool Road
 New Stanton, PA 15672

Type of Facility Water system

Consulting Engineer Gibson-Thomas Engineering Co.,
 Inc.
 1004 Ligonier Street
 PO Box 853
 Latrobe, PA 15650

Application Received Date May 29, 2018

Description of Action Painting and installation of a
 mixing system and power vents
 at the Leechburg Tank.

Northwest Region: Safe Drinking Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

Permit No. 2518506, Public Water Supply.

Applicant **YMCA of Youngstown**
 Township or Borough Springfield Township
 County **Erie**
 Responsible Official Matthew E. Poese, PhD
 Executive Director, Camp Fitch
 12600 Ables Road
 North Springfield, PA 16430
 Type of Facility Transient NonCommunity
 Consulting Engineer Jeffrey T. Rober, P.E.
 MS Consultants, Inc.
 333 East Federal Street
 Youngstown, OH 44503
 Application Received Date May 24, 2018
 Description of Action Improvements to existing
 microfiltration plant.

Permit No. 4218503, Public Water Supply.

Applicant **Sheetz Inc.**
 Township or Borough Hamlin Township
 County **McKean**
 Responsible Official Travis T. Sheetz
 Executive VP of Operations
 Sheetz, Inc.
 5700 Sixth Avenue
 Altoona, PA 16602
 Type of Facility Transient NonCommunity
 Consulting Engineer David J. Anderson, P.E.
 H.F. Lenz Co.
 1407 Scalp Avenue
 Johnstown, PA 18904
 Application Received Date May 29, 2018
 Description of Action Treatment for barium removal.

MINOR AMENDMENT

Applications Received Under the Pennsylvania Safe Drinking Water Act.

Northwest Region: Safe Drinking Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

Application No. 1612504-MA2, Minor Amendment.

Applicant **Hawthorn Redbank, Redbank Municipal Authority**
 Township or Borough Hawthorn Borough
 County **Clarion**
 Responsible Official Dave Thomas
 President
 Hawthorn Redbank Redbank
 Municipal Authority
 PO Box 241
 Hawthorn, PA 16230
 Type of Facility Public Water Supply
 Consulting Engineer Michael C. Malak, P.E.
 Senate Engineering Company
 420 William Pitt Way
 Pittsburgh, PA 15238

Application Received Date May 25, 2018
 Description of Action Change of flocculation chemical
 at water treatment plant.

Application No. 2598501-MA8, Minor Amendment.

Applicant **Erie City Water Authority**
 Township or Borough Harborcreek Township & Erie
 City
 County **Erie**
 Responsible Official Craig Palmer
 Senior Engineering Manager
 Erie City Water Authority
 240 West 12th Street
 Erie, PA 16501
 Type of Facility Public Water Supply
 Consulting Engineer Jason G. Saylor, P.E.
 Utility Services Co. Inc.
 1230 Peachtree Street NE
 Suite 1100
 Atlanta, GA 30309
 Application Received Date May 29, 2018
 Description of Action Install PAX water mixer at East
 Lake and Kuhl Road water
 storage tanks.

Application No. 4300503-T1-MA13, Minor Amendment.

Applicant **Aqua Pennsylvania, Inc.**
 Township or Borough Hermitage City
 County **Mercer**
 Responsible Official Patrick R. Burke, P.E.
 Director of Operations
 Aqua Pennsylvania, Inc.
 204 E. Sunbury Street
 Shamokin, PA 17872
 Type of Facility Public Water Supply
 Consulting Engineer Robert L. Horvat Jr., P.E.
 Entech Engineering, Inc.
 400 Rouser Road, Building 2
 Suite 200
 Coraopolis, PA 15108
 Application Received Date May 29, 2018
 Description of Action Install water mixer and make
 repairs at East State Street
 water storage tank.

Application No. 4296502-T2-MA1, Minor Amendment.

Applicant **Aqua Pennsylvania, Inc.**
 Township or Borough Mount Jewett Borough
 County **McKean**
 Responsible Official Patrick R. Burke, P.E.
 Director of Operations
 Aqua Pennsylvania, Inc.
 204 E. Sunbury Street
 Shamokin, PA 17872
 Type of Facility Public Water Supply

Consulting Engineer	Robert L. Horvat Jr., P.E. Entech Engineering, Inc. 400 Rouser Road, Building 2 Suite 200 Coraopolis, PA 15108
Application Received Date	May 29, 2018
Description of Action	Paint and make repairs at Crest Hill water storage tanks.

WATER ALLOCATIONS

Applications received under the act of June 24, 1939 (P.L. 842, No. 365) (35 P.S. §§ 631–641) relating to the Acquisition of Rights to Divert Waters of the Commonwealth.

Southwest Region: Water Supply Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

WA56-808B, Water Allocations—Resubmittal. **Seven Springs Municipal Authority**, 290 Lagoon Lane, Champion, PA 15622, **Somerset County**. The right to withdraw 470,000 gallons of water per day from their springs.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 1

Acknowledgment of Notices of Intent to Remediate Submitted under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101–6026.907).

Sections 302–305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.302–6026.305) require the Department to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. A person intending to use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of cleanup standards or receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

Under sections 304(n)(1)(ii) and 305(c)(2) of the act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific standard, in whole or in part, and for sites remediated as a special industrial area. This period begins when a summary of the Notice of Intent to Remediate is pub-

lished in a newspaper of general circulation in the area of the site. For the following site, proposed for remediation to a site-specific standard or as a special industrial area, the municipality, within which the site is located, may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified as follows. During this comment period, the municipality may request that the person identified as the remediator of the site develop and implement a public involvement plan. Requests to be involved and comments should be directed to the remediator of the site.

For further information concerning the content of a Notice of Intent to Remediate, contact the environmental cleanup program manager in the Department regional office listed before the notice. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following Notices of Intent to Remediate:

Northeast Region: Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Friedland Farms Pad 1, 2229 Glenwood Road, **Susquehanna County**. Resource Environmental Management, 50 Maple Street, Montrose, PA 18801, on behalf of Cabot Oil & Gas Corporation, 2000 Park Lane, Suite 300, Pittsburgh, PA 15275, has submitted a Notice of Intent to Remediate. Soil was contaminated with brine. Future use of the site will be residential. The Notice of Intent to Remediate was published in *The Susquehanna County Transcript* on February 28, 2018.

Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone 717.705.4705.

Silk Mill Properties Inc., 8th Avenue and Union Avenue, Altoona, PA 16602, City of Altoona, **Blair County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of Grappone Law Offices, 411 South Logan Boulevard, Suite 1, Altoona, PA 16602, submitted a Notice of Intent to Remediate site soil and groundwater contaminated with VOCs, PAHs and chlorinated solvents. The site will be remediated to the Site-Specific and Residential Statewide Health Standards. Future use of the site will be for commercial and residential purposes. The Notice of Intent to Remediate was published in the *Altoona Mirror* on May 16, 2018.

HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES

Draft permits prepared, revised or withdrawn under the Solid Waste Management Act (35 P.S. §§ 6018.101–6018.1003) and Regulations to Operate a Hazardous Waste Treatment, Storage, or Disposal Facility.

Southcentral Region: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

PAD010154045. Envirite of Pennsylvania, Inc., 730 Vogelsong Road, York, PA 17404-6707, York City, **York County**. As required by 25 Pa. Code § 270a.80(d)(2), the Department is providing public notice of a draft hazardous waste permit prepared for Envirite of Pennsylvania, Inc. This permit will allow for an additional ten (10) year permit term and a number of modifications to the facility

including changes to the container storage capacities, addition of storage tanks, filter press, and solids processing and drum management buildings.

Persons wishing to comment on the draft permit are invited to submit a statement to the Southcentral Regional Office within 45 days from the date of this public notice. Comments received within this 45-day period will be considered in the formulation of the final determination regarding this application. Responses should include the name, address, and telephone number of the writer and a concise statement of the exact basis of any comment and the relevant facts upon which it is based. A public hearing may be held if the Regional Office considers the public response significant.

In the event DEP receives written notice of opposition to the draft permit and a request for a public hearing within the comment period previously referenced, a hearing shall be scheduled. Public notice of the public hearing shall be given at least 30 days before the hearing. Any requests for a public hearing accompanied by written opposition to the draft permit should be addressed to John Oren, Waste Management Permits Section Chief at the address below.

When making a determination regarding the issuance of a hazardous waste permit to Enviroite of Pennsylvania, Inc., DEP will consider all written comments received during the comment period, any oral or written testimony received during the public hearing (if requested), the requirements of the hazardous waste regulations at 25 Pa. Code Chapters 260a—270a and 40 CFR 260—270 and the DEP's permitting policies.

At the time that a permit is issued, DEP also will issue a response to comments. This response will specify any provisions of the draft permit which were changed in the final permit decision and the reasons for the change. DEP will prepare a response to all significant comments on the draft permit that are raised during the public comment period or during any hearing. DEP will make the response available to the public as required in 25 Pa. Code § 270a.10(c)(14).

Following the 45-day comment period and/or public hearing, the Department will make a final determination regarding the proposed permit action. Notice of this action will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

Further information on the application and draft permit are available by contacting John Oren, P.E., Permits Section Chief, PA DEP Southcentral Regional Office, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, phone (717) 705-4906. A copy of the permit application, draft permit and fact sheet are available for review at the Department's Southcentral Regional Office. File reviews may be scheduled by calling 717-705-4732. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

RESIDUAL WASTE GENERAL PERMITS

Application(s) Received Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.

Northeast Region: Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

General Permit Application No. WMGR123NE004. Fluid Recovery Services LLC, P.O. Box 232, 5035 Route 110, Creekside, PA 15732. An application for permit modification to increase the storage capacity, improve treated water quality, change operating hours and have spare treatment capacity at this existing oil and gas liquid waste processing facility located in Lenox Township, **Susquehanna County**. The application was received by the Regional Office on May 29, 2018 and deemed administratively complete on May 31, 2018.

Persons interested in obtaining more information about the application may contact Roger Bellas, Environmental Program Manager, Waste Management Program, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915 at 570-826-2511. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

The Department has developed an "integrated" plan approval, State Operating Permit and Title V Operating Permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regulated community and the general public. This approach allows the owner or operator of a facility to submit permitting documents relevant to its application for all sources related to a facility or a proposed project, affords an opportunity for public input, and provides for a decision on the issuance of the necessary permits.

The Department received applications for Plan Approvals or Operating Permits from the following facilities.

Copies of the application, the Department's analysis, all pertinent documents used in the evaluation of the application and subsequently prepared proposed plan approvals/operating permits are available for public review during normal business hours at the appropriate Department Regional Office. Appointments for scheduling a review must be made by calling the appropriate Department Regional Office. The address and phone number of the Regional Office is listed before the application notices.

Persons wishing to file a written protest or provide comments or additional information, which they believe should be considered prior to the issuance of a permit, may submit the information to the Department's Regional Office. A 30-day comment period from the date of this publication will exist for the submission of comments, protests and information. Each submission must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Plan Approval/Operating Permit including the permit number and a concise statement regarding the relevancy of the information or objections to issuance of the permit.

A person wishing to request a hearing may do so during the 30-day comment period. A public hearing may be held, if the Department, in its discretion, decides that a hearing is warranted based on the information received. Persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper, the *Pennsylvania Bulletin* or by telephone, when the Department determines this type of notification is sufficient. Requests for a public

hearing and any relevant information should be directed to the appropriate Department Regional Office.

Permits issued to the owners or operators of sources subject to 25 Pa. Code Chapter 127, Subchapter D or E, or located within a Title V facility or subject to 25 Pa. Code § 129.51(a) or permits issued for sources with limitations on their potential to emit used to avoid otherwise applicable Federal requirements may be submitted to the United States Environmental Protection Agency for review and approval as a revision to the State Implementation Plan. Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the sources are constructed and operating in compliance with applicable requirements in the Air Pollution Control Act (35 P.S. §§ 4001—4015), 25 Pa. Code Chapters 121—145, the Federal Clean Air Act (42 U.S.C.A. §§ 7401—7671q) and regulations adopted under the Federal Clean Air Act.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to participate should contact the regional office listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Intent to Issue Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B. These actions may include the administrative amendments of an associated operating permit.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

24-083W: Mersen USA (1032 Trout Run Road, St. Marys, PA 15857) for the installation of a wet scrubber for existing Excess Air Ovens, the installation of an additional heated paddle mixer, and modifications to the current Title V Permit. This is an existing Title V facility (24-00083) located at 1032 Trout Run Road in City of St. Marys, **Elk County**.

Notice is hereby given pursuant to 25 Pa. Code §§ 127.44(b) and 127.424(b), that the Department of Environmental Protection (DEP) intends to issue Plan Approval 24-083W to Mersen USA for the installation of a wet scrubber for existing Excess Air Ovens, the installation of an additional heated paddle mixer, and modifications to the current Title V permit at their facility in the City of St. Marys, Elk County. The Plan Approval will subsequently be incorporated into the facility's Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval 24-083W includes three (3) different projects:

- Project 1 is for the installation of a wet scrubber for existing Excess Air Ovens (Sources 406, 406A, & 406B) to reduce emissions. The ovens will be controlled by means of three existing thermal oxidizers, and proposed SO₂ wet scrubber. The wet scrubber is proposed as Best Available Technology (BAT). Based on the information provided by the applicant and DEP's own analysis, the proposed project will result in a potential to emit of approximately 1.3 ton per year of sulfur oxides (SO_x), 1.5 ton per year of nitrogen oxides (NO_x), 0.3 ton per year of carbon monoxide (CO), 0.6 ton per year of volatile organic compounds

(VOC), 1.8 ton per year of particulate matter less than 10 microns (PM₁₀), 1.1 ton per year of particulate matter less than 2.5 microns (PM_{2.5}).

- Project 2 is for the installation of an additional heated paddle mixer. Mersen currently operates 21 heated paddle mixers, 1 slug mixer, and 1 lanly oven (Source 129). The equipment is currently controlled by means of a regenerative thermal oxidizer (RTO), and SO₂ Scrubber. The new mixer will use the existing control devices. Based on the information provided by the applicant and DEP's own analysis, the proposed mixer will have a potential to emit approximately 1.4 ton per year of sulfur oxides (SO_x), 0.04 ton per year of nitrogen oxides (NO_x), 0.2 ton per year of particulate matter less than 10 microns (PM₁₀), and 0.1 ton per year of particulate matter less than 2.5 microns (PM_{2.5}). Source 129 permit emission limit will not change.

- Project 3 is for modifications to Title V permit. Source 440 (Batch Graphitizing Furnace # 16) current permit run time limit of 979 hours of operation per 12 month rolling period is replaced by a throughput limit of 1,958.5 tpy per 12 month rolling period. This will not result in an increase of emission because the throughput is not changing. Source 402 (Carbottom Kiln # 1) oxygen percent recording and audio-visual alarm requirement is removed. Sources 1003 & 1004 (Carbon Baking Kilns # 36 & # 37) combined gas flow rate will be recorded instead of individual gas flow rates. Sources 1003, 1004, 145, 146, 147, 148, 402, 403, 403A (Stack 501) SO₂ limit based on 12-month rolling total will be increased by 12 tpy to 41.5 tpy. This change will not affect the short-term emission rate of 13.5 lbs/hour based on 30-day rolling average limit.

The Plan Approval will contain testing, recordkeeping, emission restriction, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements. All conditions from the facility operating permit issued on September 26, 2016 for all affected sources remain in effect unless modified in this plan approval.

Stack testing of Sources 406, 406A, & 406B (Excess Air Ovens) will be required within 180 days of the plan approval's issuance and must be retested a minimum of once each operating permit term.

Public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. In accordance with 25 Pa. Code § 127.44(e)(1), all the pertinent documents regarding this application (applications, review memos, and draft approvals) are also available for review from 8:00 a.m. to 4:00 p.m. at the Meadville Regional DEP office (Air Quality). Appointments for scheduling a review must be made by calling the DEP (814) 332-6340.

In accordance with 25 Pa. Code § 127.44(e)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [24-083W: Mersen USA] and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Eric A. Gustafson, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6819.

In accordance with 25 Pa. Code § 127.45, a person may oppose the proposed plan approval by filing a written protest with the Department's Northwest Region.

43-270K: CCL Container (1 Llodio Drive, Hermitage, PA 16148), for authorization to replace an expired plan approval authorizing existing sources. Emissions from the facility will not increase beyond previously authorized emission rates as result of this project. This existing Synthetic Minor facility is located in Hermitage Township, **Mercer County**. Sources will be re-authorized in a different configuration and grouping. The equipment is considered new sources and is subject to BAT requirements. Public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the Title V operating permit through an administrative amendment at a later date.

The sources' emissions will be captured and controlled via bag house particulate matter filtration and regenerative thermal oxidation. The use of this control equipment achieving the specified emission rates is consistent with current best available technology (BAT).

The source shall comply with conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate Best Available Technology for the source. Emission rates will be verified via stack testing. Actual VOC emissions rates from all sources associated with this project are estimated to be 8.3 tpy. Potential VOC emission rates are estimated to be 13.6 tpy.

The Plan Approval will contain testing, recordkeeping, emission restriction, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

In accordance with 25 Pa. Code § 127.44(e)(1), all the pertinent documents regarding this application (applications, review memos, and draft approvals) are also available for review from 8:00 a.m. to 4:00 p.m. at the Meadville Regional DEP office (Air Quality). Appointments for scheduling a review must be made by calling the DEP (814) 332-6940.

In accordance with 25 Pa. Code § 127.44(e)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [43-270K: CCL Container] and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Eric Gustafson, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6819.

In accordance with 25 Pa. Code § 127.45, a person may oppose the proposed plan approval by filing a written protest with the Department's Northwest Region.

*Department of Public Health, Air Management Services:
321 University Avenue, Philadelphia, PA 19104.*

Contact: Edward Wiener, Chief—Telephone: 215-685-9426.

AMS IP18-000197: Envirowaste LLC, (13 E. Pattison Ave., Philadelphia, PA 19148). The Facility requested an extension for plan approval IP16-000301 because the construction of the project is not complete. Plan approval IP16000301 was issued on January 9, 2017 for installation of Asphalt Grinder and associated units. AMS approved the Plan approval extension on June 4, 2018.

N14-023: IVD, LLC (10101 Roosevelt Boulevard, Philadelphia, PA 19154-2105) administratively amended on May 11, 2018 to incorporate a change of ownership from Delavau LLC to IVD LLC. The Natural Minor Operating Permit (No. N14-023) was originally issued on February 17, 2017.

OP18-00011: St. Christopher's Children Hospital (160 E. Erie Avenue, Philadelphia, PA 19134) administratively amended on April 13, 2018 to incorporate a change of ownership from Tenet Health System St. Christopher LLC to St. Christopher's Healthcare LLC dba as St. Christopher's Children Hospital. The Synthetic Minor Operating Permit (No. S014-10) was originally issued on April 29, 2015.

OPERATING PERMITS

Intent to Issue Title V Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401.

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.

23-00084: FPL Energy MH50, L.P. (100 Green Street, Marcus Hook, PA 19061-0426) for a renewal of the Title V Operating Permit in the Borough of Marcus Hook, **Delaware County**. The facility is primarily used for providing steam to processes at the Sunoco Refinery and electrical energy to the grid. As a result of potential emissions of nitrogen oxides, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The proposed Title V Operating Renewal does not adopt any new regulations and does not reflect any change in air emissions from the facility. The facility is not subject to Compliance Assurance Monitoring (CAM) pursuant to 40 CFR Part 64. The renewal contains all applicable requirements including monitoring, record-keeping and reporting.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.

55-00005: Wood-Mode, Inc. (One 2nd St., Kreamer, PA 17833) a Title V operating permit renewal for the Kreamer facility located in Middlecreek Township, **Snyder County**. In accordance with 25 Pa. Code § 127.521, the Department of Environmental Protection (DEP) has received an application and intends to issue a renewal of an Air Quality Operating Permit for the previously mentioned facility. This renewal will also incorporate the terms and conditions of Plan Approval 55-00005B. The subject facility has the following potential emissions: 334.73 TPY of CO; <100 TPY of NO_x; 4.15 TPY of SO_x; 806.34 TPY of PM/PM₁₀; 214.73 TPY of VOCs; 81.27 TPY of total HAPs; and 55,118 TPY of CO₂e. The facility's sources include two biomass boilers, one natural gas-fired boiler, various wood handling, working and finishing operations, various storage tanks, lumber drying, veneering and gluing operations, various emergency generator engines, all of which have the potential to emit carbon monoxide (CO), particulate matter (PM/PM₁₀), volatile organic compounds (VOCs) and hazardous air pollutant (HAP) emissions above the major emission thresholds. The emission limits and work practice standards along with testing, monitoring, recordkeeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 40 CFR Parts 52, 60, 63, 64, 68, 72, 73, 74, 75, 76, 96, 97, 98 and 25 Pa. Code Chapters 121–145. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

17-00001: NRG REMA LLC (Shawville Generating Station, 250 Power Plant Drive, PO Box F, Shawville, PA 16873) a Title V operating permit renewal for the Shawville Generating Station facility in Bradford Township, **Clearfield County**. In accordance with 25 Pa. Code § 127.521, the Department received an application and intends to issue a renewal of an Air Quality Operating Permit as well as a Phase II Acid Rain permit (TIVOP # 17-00001) for the previously mentioned facility. This facility's key sources are the utility boilers which are currently fired on natural gas. No. 2 oil is also being used as a startup fuel to ignite the gas burners. The air contaminant emissions from utility boilers and other ancillary sources at the facility as reported for the 2016 Air Information Management System (AIMS) submittal are, as follows: 62.17 tons per year (tpy) of carbon monoxide (CO); 101.72 tpy of nitrogen oxides (NO_x, expressed as NO₂); 13.52 tpy of PM₁₀; 11.02 tpy of PM_{2.5}; 7.0 tpy of sulfur oxides (SO_x, expressed as SO₂); and 15.9 tpy of volatile organic compounds (VOCs). Negligible amounts of mercury and acid gas emissions were reported by the facility for the 2016 calendar year. Several physical changes authorized via plan approval have occurred during the permit term. Plan Approval No: 17-00001E authorized construction of a cooling tower and 17-00001G authorized modification to the utility boilers to use natural gas as fuel to operate. These plan approvals are now being incorporated into the renewal Title V permit in lieu of an administrative amendment. Moreover, the

company is required pursuant to Plan Approval 17-00001F to comply with Plantwide Applicability Limits (PALs) established under 40 CFR Section 52.21(aa) and 25 Pa. Code § 127.218. In addition, the applicable PAL requirements (via Plan Approval 17-00001F) are also being incorporated in the renewal Title V permit in lieu of an administrative amendment. The modified utility boilers remain subject to 40 CFR Parts 72 through 77 (the Acid Rain Programs including the sulfur dioxide (SO₂) allowance requirements, the NO_x emission reduction program and the Continuous Emission Monitoring requirements). The utility boilers are fired on natural gas only to assure compliance with the Subpart UUUUU requirement of 40 CFR Part 63. In addition, they are affected units subject to 40 CFR 97.430 through 97.435 (TR NO_x Annual Trading Program), 97.530–97.535 (TR NO_x Ozone Season Trading Program), and 97.630 through 97.635 (TR SO₂ Group 1 Trading Program). As gas-fired units, the boilers are required to meet a presumptive RACT NO_x emission limitation of 0.10 lb NO_x per million Btu heat input pursuant to 25 Pa. Code § 129.97. The emergency and fire pump engines were not modified during permit term and remain subject to provisions for stationary emergency engines in Subpart ZZZZ of 40 CFR Part 63, (related to National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines). Additionally, the startup generators are subject to a limited-use restriction (maximum allowable 100 hours of operation per year) to meet the MACT Subpart ZZZZ requirement. Also, each of these engines is subject to a RACT work practice standard in 25 Pa. Code § 129.97. All applicable Federal and State air quality regulatory requirements including testing, monitoring, recordkeeping, reporting and work practice conditions to verify compliance with the applicable requirements have been included in the renewal permit. The applicable requirements were derived from 25 Pa. Code Chapters 121–145. Based on our findings, the Department intends to issue the renewal Title V Permit No: 17-00001 and a Phase II Acid Rain Permit for the operation of the Shawville Generating Station. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's North Central Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570.327.0550.

Intent to Issue Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401.

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.

09-00062: Oldcastle Precast, Inc. (200 Keystone Drive, Telford, PA 18969) for operation of a concrete casting and coating company located in West Rockhill Township, **Bucks County**. The permit is for a non-Title V (State only) facility. The facility is classified as a Synthetic Minor for Volatile Organic Compound (VOC) emissions and Hazardous Air Pollutant (HAP) emissions. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

46-00121: Main Line Hospitals, Inc. dba Lankenau Hospital (100 East Lancaster Avenue, Wynnewood, PA

19096), for renewal of a State Only, Synthetic Minor Operating Permit in Lower Merion Township, **Montgomery County**. The facility operates four dual-fired (natural gas and no. 2 oil fired) boilers and eight diesel-fired emergency electric generators. There have been no physical changes or modifications to these sources since the operating permit was last issued. The steam boilers are now subject to a fuel oil sulfur content of 500 ppm or 0.05%, by weight. The emergency generator engines are subject to a fuel oil sulfur content of 15 ppm or 0.015%, by weight. Lankenau Hospital is categorized as a synthetic minor facility. The permit includes monitoring, record keeping and reporting requirements designed to address all applicable air quality requirements.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2507.

39-00005: Vorteq Coil Finishers LLC (2233 26th St, Allentown, PA 18103-6601) intends to issue a State Only (Synthetic Minor) Operating Permit for their facility located in the City of Allentown, **Lehigh County**. The facility is currently operating under Title V Operating Permit 39-00005; however, the permittee has current site level emissions which restrict the facility well below Title V emission thresholds. The sources at the facility include a paint baking oven, a coater and clean-up operations, and waste solvent reclaim. The sources at the facility are controlled by a regenerative thermal oxidizer. The proposed permit will contain applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

40-00008: Offset Paperback Manufacturing (2211 Memorial Hwy, Dallas, PA 18612) The Department intends to issue a State-Only (Natural Minor) Operating Permit for operation of a book manufacturing facility located in Dallas Borough, **Luzerne County**. The sources include a paper trim process, a series of printing presses, one emergency generator, one fire pump, and one boiler. The proposed permit will contain applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

58-00012: Blue Ridge School District (5150 School Rd, New Milford, PA 18834) The Department intends to issue a State-Only (Natural Minor) Operating Permit for operation of a school located in New Milford Township, **Susquehanna County**. The sources include a wood-fired boiler controlled by a cyclone, an oil-fired boiler, a hot water heater, two propane-fired emergency generators, and one diesel-fired generator. The proposed permit will contain applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.

14-00014: Glenn O. Hawbaker, Inc. (711 East College Avenue, Bellefonte, PA 16823) for renewal of the State Only (Synthetic Minor) Operating Permits for their Pleas-

ant Gap facility in Spring Township, **Centre County**. The facility is currently operating under Synthetic Minor Operating Permit 14-00014. The facility's main sources include one 560 tons per hour counter flow drum mix asphalt concrete plant, one 350 tons per hour counter flow drum mix asphalt plant, a primary crushing operation, a secondary crushing operation, a limestone conveying system, a railcar loading operation, one 33,000-gallon oil tank, two 30,000 gallon storage tanks, two 4.8 million gallon asphalt liquid tanks, three diesel powered portable crushing and screening plants, three waste oil heaters, two water pumps, one parts washers and site haul roads. The facility's potential emissions are restricted at 50.40 tons per year of carbon monoxide, 37.53 tons per year of nitrogen oxides, 36.14 tons per year of sulfur oxides, 83.24 tons per year of particulate matter with an aerodynamic diameter of less than 10 microns, 13.52 tons per year of volatile organic compounds, and 6.92 tons per year of total hazardous air pollutants. The asphalt concrete operation and the hot mix asphalt plant # 31 are subject to 40 CFR Part 60, Subpart I—Standards of Performance for Hot Mix Asphalt Facilities. Sources at the facility are also subject to 40 CFR Part 60, Subpart OOO—Standards of Performance for Non-Metallic Mineral Processing plant. The asphalt storage tank is subject to 40 CFR Part 60, Subpart kb—Standards of Performance for Volatile Organic Liquid Storage Vessels.

The emission limits and work practice standards along with testing, monitoring, recordkeeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145, as well as 40 CFR Parts 60, 63 and 98.

All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Thomas Joseph, P.E., Facilities Permitting Chief—Telephone: 412-442-4336.

65-00789: The Quikrete Companies, Inc./Latrobe Plant (519 Red Barn Lane, Latrobe, PA 15650) Natural Minor Operating Permit is for a facility that manufactures packaged concrete products and is located in Unity Township, **Westmoreland County**. In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) has received an application and is providing notice that it intends to issue an Air Quality Operating Permit for the previously mentioned facility. Sources of emissions at the site consist of one aggregate dryer and the production area of the plant. Emissions at the facility are primarily particulate matter (PM) emissions. Emissions are controlled by two baghouses, one for the aggregate dryer and one for the production area. There are also bin vents on storage silos and a dry-vacuum truck for further emission controls. Emission estimates were provided by the applicant based on the EPA's AP-42 tables. Emissions are projected to be 4.29 tons per year (TPY) NO_x, 3.61 TPY CO, 0.03 TPY SO_x, 6.10 TPY PM, 0.24 TPY VOC, and zero HAP. The air

quality permit includes operation requirements, monitoring requirements, and recordkeeping requirements for the site.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the State-Only Operating Permit may submit the information to Bradley Spayd, Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA, 15222. Written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (11-00789) and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Mr. Mark Gorog, Regional Air Quality Program Manager, Department of Environmental Protection, Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222. For additional information concerning the permit or the issuance procedure, contact Mr. Bradley Spayd, Air Quality Engineering Trainee, at the same address or phone at (412) 442-5227.

All comments must be received prior to the close of business 30 days after the date of this publication.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Contact: Matt Williams, Facilities Permitting Chief—Telephone: 814-332-6131.

43-00339: Supreme Manufacturing Inc. (327 Billy Boyd Road, Stoneboro, PA 16153-1701), the Department intends to issue the renewal of the Natural Minor State-Only Operating Permit to a facility which manufactures conveyor systems, storage tanks and hoppers, located in New Vernon Township, **Mercer County**. The primary sources at the facility are blasting operations, coating operations, machining operations and welding operations. Potential emissions for the site are below Title V permitting thresholds for all criteria pollutants. The permit contains emission restrictions, along with monitoring, recordkeeping, work practice and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

61-00122: Seneca Hardwood Lumber (212 Seneca Hardwood Rd., Cranberry, PA 16319-2526), the Department intends to issue the renewal of the State-Only Operating Permit of a sawmill facility located in Rockland Township, **Venango County**. Permitted air emission sources at the facility are two (2) wood-fired boilers, miscellaneous woodworking operations, drying kilns, and a parts washer. With PTEs of approximately 49, 40, 22, 2, and 2 TPY for CO, NO_x, PM₁₀, SO_x, and VOC, respectively, all below major source thresholds, the facility is Natural Minor. The wood-fired boilers are subject to 40 CFR 63 Subpart JJJJJJ that pertains to NESHAP for Industrial, Commercial, and Institutional Boilers Area Sources. In this renewal, only minor changes are made in permit conditions, which include update of applicable provisions of 40 CFR 63 Subpart JJJJJJ as amended in 2016.

PLAN APPROVALS

Receipt of Plan Approval Applications and Intent to Issue Plan Approvals, and Intent to Issue Amended Operating Permits under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B And Subchapter F. These actions may include the administrative amendments of an associated operating permit.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Contact: Norman Frederick, P.E., Environmental Engineer—Telephone: 570-826-2409.

Notice is hereby given in accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to **Geo Specialty Chemicals Inc.** (2409 N. Cedar Crest Blvd., Allentown, PA 18104) for their facility located in South Whitehall Twp., **Lehigh County**. This Plan Approval No. 39-00024A will be incorporated into a State Only Permit through an administrative amendment at a later date.

Plan Approval No. 39-00024A is for the installation of a vacuum dryer and conveyor. The company shall be subject to and comply with 25 Pa. Code § 123.41 for Visible emissions. The company shall be subject to and comply with 25 Pa. Code § 123.2 for Fugitive emissions. The facility is subject to 25 Pa. Code § 127.12(a)(5) Best Available Technology (BAT) requirements. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions. Particulate Emissions will be controlled by the use of a baghouse/cyclone. Particulate emissions will not exceed 0.02 grain/dscf.

The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711.

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No.: 39-00024A and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Ray Kempa, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711, Phone 570-826-2511 within 30 days after publication date.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); The Clean Streams Law (35 P.S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.20a). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P.S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department. A copy of the application is available for inspection at the district mining office indicated before each application. Notices of requests for 401 Water Quality Certifications are included in individual application notices, as noted.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application and request for Section 401 water quality certification application may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the address of the district mining office indicated before each application within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

Written comments or objections regarding a mining permit application should contain the name, address and telephone number of persons submitting comments or objections, application number and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based.

A request for an informal conference or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 or § 86.34, must contain the name, address and telephone number of the requestor; the application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

When an NPDES number is listed, the mining activity permit application was accompanied by an application for an individual NPDES permit. A separate notice will be provided after the draft NPDES permit is prepared.

Coal Applications Received

California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100.

30841316 and NPDES No. PA0213535. Consol Pennsylvania Coal Company LLC, (1000 Consol Energy Drive, Canonsburg, PA 15317). To revise the permit for the Bailey Mine & Prep Plant in Richhill Township, **Greene County** and related NPDES Permit for installation of a degas borehole. Surface Acres Proposed 17.3. Application also includes a request for a Section 401 Water Quality Certification. No additional discharges. The application was considered administratively complete on April 17, 2018. Application received: January 17, 2018.

30831303 and NPDES No. PA0013511. Cumberland Contura, LLC, (158 Portal Road, P.O. Box 1020, Waynesburg, PA 15370). To revise the permit for the Cumberland Mine in Wayne Township, **Greene County** and related NPDES Permit for installation of seventeen (17) GOB-Ventilation Boreholes. Surface Acres Proposed 10.35. No additional discharges. The application was considered administratively complete on April 17, 2018. Application received: November 28, 2017.

56841328 and NPDES No. PA0033677. Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). To revise the permit for the Mine 78 in Paint Township, **Somerset County**, Adams and Richland Townships, **Cambria County** and related NPDES Permit. Underground Acres Proposed 2,292.1, Subsidence Control Plan Acres Proposed 2,292.1. No additional discharges. The application was considered administratively complete on April 17, 2018. Application received November 13, 2017.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900.

Permit No. 05070101 and NPDES No. PA0262544, J&J Svonavec Excavating Inc., 110 Windermere Lane, Somerset, PA 15501, commencement, operation and restoration of a bituminous surface mine to add 5.5 acres to the permit area for the modification and utilization of the existing passive treatment system in Broad Top Township, **Bedford County**, affecting 110.0 acres. Receiving stream: East Fork Brewster Hollow Run, classified for the following use: warm water fishes. The first downstream potable water supply intake from the point of discharge is the Saxton Municipal Authority on Raystown Branch Juniata River. Application received: May 25, 2018.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200.

17960108. Corey L. Shawver DBA Hilltop Coal Company (12 Dutchtown Road, Houtzdale, PA 16651). Revision to change postmining land use from "Forestland" to "Pastureland or Land Occasionally Cut for Hay" on a bituminous coal mining permit located in Bigler Township, **Clearfield County** affecting 13.7 acres. Receiving stream(s): UNT to Muddy Run classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: May 23, 2018.

New Stanton District Office: 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

63120105 and NPDES Permit No. PA0252298. Amerikohl Mining, Inc. (1384 State Route 711, Stahlstown, PA 15687). Transfer application of an existing bituminous surface mine permitted by Neiswonger Construction, Inc., located in Somerset Township, **Washington County**, affecting 50.2 acres. Receiving streams: N. Branch Pigeon Creek and Monongahela River, classified for the following use: WWF. Charleroi is the potable water supply intake within 10 miles downstream from the point of discharge. Transfer application received: May 14, 2018.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118.

Permit No. 54850202C27. B-D Mining Company, (10 Gilberton Road, Gilberton, PA 17934), correction to increase the ash placement area of an existing anthracite surface mine, coal refuse reprocessing and refuse disposal operation in Gilberton and Shenandoah Boroughs, Mahanoy and West Mahanoy Townships, **Schuylkill**

County affecting 1,590.0 acres, receiving stream: Mahanoy Creek. Application received: March 30, 2018.

Permit No. 54080201R2. Waste Management & Processors, Inc., (P.O. Box K, Frackville, PA 17931), renewal of an existing anthracite coal refuse reprocessing operation in Mechanicsville, Palo Alto and Port Carbon Boroughs, **Schuylkill County** affecting 162.0 acres, re-

ceiving stream: Little Schuylkill River, classified for the following use: cold water fishes. Application received: May 1, 2018.

Noncoal Applications Received

Effluent Limits—The following effluent limits will apply to NPDES permits issued in conjunction with a noncoal mining permit:

Table 2

Parameter	30-day Average	Daily Maximum	Instantaneous Maximum
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Alkalinity exceeding acidity* pH*		greater than 6.0; less than 9.0	

* The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to surface runoff resulting from a precipitation event of less than or equal to a 10-year 24-hour event. If coal will be extracted incidental to the extraction of noncoal minerals, at a minimum, the technology-based effluent limitations identified under coal applications will apply to discharges of wastewater to streams.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118.

Permit No. 58010301C2 and NPDES No. PA0224171. Pennsy Supply, Inc., (P.O. Box 3331, Harrisburg, PA 17105), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Bridgewater & Dimock Townships, **Susquehanna County** affecting 44.78 acres, receiving stream: unnamed tributary to South Branch Wyalusing Creek, classified for the following uses: warm water fishes and migratory fishes. Application received: May 8, 2018.

Permit No. 58080817. Mark G. Walworth, (589 Cabin Hill East, Hallstead, PA 18822), Stage I & II bond release of a quarry operation in Great Bend Township, **Susquehanna County** affecting 3.0 acres on property owned by William C. Skoronski. Application received: May 14, 2018.

Permit No. 40130801. Piacenti Trucking & Excavating, Inc., (Rear 538 Putnam Street, West Hazleton, PA 18202), Stage I & II bond release of a quarry operation in Sugarloaf Township, **Luzerne County** affecting 0.9 acre on property owned by Gerald Piacenti. Application received: May 9, 2018.

Permit No. 39870302C12 and NPDES No. PA0594326. H & K Group, Inc., (P.O. Box 196, Skippack, PA 19474), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in South Whitehall Township, **Lehigh County** affecting 63.7 acres, receiving stream: Jordan Creek to Little Lehigh Creek to Lehigh River, classified for the following uses: trout stocking, migratory fishes and warm water fishes. Application received: May 25, 2018.

Permit No. 5878SM3C8 and NPDES No. PA0595691. H & K Group, Inc., (P.O. Box 196, Skippack, PA 19474), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Penn Forest Township, **Carbon County** affecting 20.0 acres, receiving stream: Stony Creek to Yellow Run, classified for the following use: exceptional value waters. Application received: May 25, 2018.

MINING ACTIVITY NPDES DRAFT PERMITS

This notice provides information about applications for a new, amended or renewed NPDES permits associated with mining activity (coal or noncoal) permits. The applications concern industrial waste (mining) discharges to surface water and discharges of stormwater associated with mining activities. This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

The Department of Environmental Protection (Department) has prepared a draft NPDES permit and made a tentative determination to issue the NPDES permit in conjunction with the associated mining activity permit.

Effluent Limits for Coal Mining Activities

For coal mining activities, NPDES permits, when issued, will contain effluent limits that are the more stringent of technology-based (BAT) effluent limitations or Water Quality Based Effluent Limits (WQBEL).

The BAT limits for coal mining activities, as provided in 40 CFR Part 434 and 25 Pa. Code Chapters 87—90 are as follows:

Parameter	30-Day Average	Daily Maximum	Instantaneous Maximum
Iron (Total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
Manganese (Total)	2.0 mg/l	4.0 mg/l	5.0 mg/l
Suspended solids	35 mg/l	70 mg/l	90 mg/l
pH*		greater than 6.0; less than 9.0	
Alkalinity greater than acidity*			

*The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applies to: surface runoff (resulting from a precipitation event of less than or equal to a 10-year 24-hour event) from active mining areas; active areas disturbed by coal refuse disposal activities; mined areas backfilled and revegetated; and all other discharges and drainage (resulting from a precipitation event of greater than 1-year 24-hour to less than or equal to a 10-year 24-hour event) from coal refuse disposal piles. Similarly, modified BAT limits apply to iron, manganese and suspended solids in surface runoff, discharges and drainage resulting from these precipitation events and those of greater magnitude in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

Exceptions to BAT effluent limits may be applicable in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

Effluent Limits for Noncoal Mining Activities

The limits for noncoal mining activities as provided in 25 Pa. Code Chapter 77 are pH 6 to 9 and other parameters the Department may require.

Discharges from noncoal mines located in some geologic settings (for example, in the coal fields) may require additional water quality based effluent limits. If additional effluent limits are needed for an NPDES permit associated with a noncoal mining permit, then the permit description specifies the parameters.

In addition to BAT or WQBEL limits, coal and noncoal NPDES permits establish effluent limitations in the form of implemented Best Management Practices (BMPs) identified in the associated Erosion and Sedimentation Plan, the Reclamation Plan and the NPDES permit application. These BMPs restrict the rates and quantities of associated pollutants from being discharged into surface waters in this Commonwealth.

More restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining that may occur are incorporated into an NPDES permit when necessary for compliance with water quality standards and antidegradation requirements (in accordance with 25 Pa. Code Chapters 91–96).

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 563-2112-115, Developing National Pollutant Discharge Elimination System (NPDES) Permits for Mining Activities. Other specific factors to be considered include public comments and Total Maximum Daily Load(s). Additional discharge limitations may apply in the event that unexpected discharges occur.

Discharge rates for surface mining activities are precipitation driven. Discharge rates for proposed discharges associated with underground mining are noted in the permit description.

Persons wishing to comment on an NPDES draft permit should submit a written statement to the Department at the address of the district mining office indicated before each draft permit within 30 days of this public notice. Comments received within the comment period will be considered in the final determinations regarding the NPDES permit applications. Comments must include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests or petitions for a public hearing on NPDES permit applications, as provided in 25 Pa. Code § 92a.82(d). The request or petition for a public hearing shall be filed within 30 days of this public notice and contain the name, address, telephone number and the interest of the party filing the request, and state the reasons why a hearing is warranted. A public hearing may be held if the Department considers the public interest significant. If a hearing is scheduled, a notice of the hearing on the NPDES permit application will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. When a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

Coal NPDES Draft Permits

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118.

NPDES Permit No. PA0123862 on Surface Mining Permit No. 54803203. Rausch Creek Fuel, LLC, (978 Gap Street, Valley View, PA 17983), transfer of an NPDES Permit for an anthracite coal refuse reprocessing operation in Hegins Township, **Schuylkill County**, affecting 76.0 acres. Receiving stream: East Branch Rausch Creek, classified for the following use: cold water and migratory fishes. Application received: December 8, 2017.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are BAT limits described previously for coal mining activities.

The following outfall discharges to East Branch Rauch Creek.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
001	No	Stormwater

The proposed effluent limits for the previously listed outfall are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Total Suspended Solids		35.0	70.0	90.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/L)		0.75	1.5	1.9

¹ The parameter is applicable at all times.

Noncoal NPDES Draft Permits

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118.

NPDES Permit No. PA0020451 on Surface Mining Permit No. 4873SM1. Magnesita Refractories Co., (425 South Salem Church Road, York, PA 17408), renewal of an NPDES Permit for a limestone and dolomite quarry operation in West Manchester Township, **York County**, affecting 457.5 acres. Receiving streams: Honey Run and Codorus Creek, classified for the following uses: trout stocking and warm water fishes. Application received: October 5, 2017.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are BAT limits described previously for noncoal mining activities.

The following outfalls discharge to Honey Run and Codorus Creek.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
004	No	E & S/Groundwater/Pit Sump
008	No	E & S/Groundwater/Pit Sump
009	No	Groundwater/Pit Sump

The proposed effluent limits for the previously listed outfall are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Discharge (MGD)	Outfall 004	1.09	3.70	
	Outfall 008	1.38	4.70 (Not Yet Constructed)	
	Outfall 009	1.44	4.90	
Total Suspended Solids		35.0	70.0	90.0
Oil and Grease (mg/l)		Monitor and Report		

¹ This parameter is applicable at all times.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department. Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the Commonwealth to certify that the involved projects will not violate the sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to approval of a request for certification under section 401 of the FWPCA, the issuance of a Dam Permit or Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment shall submit comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted before an application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Each individual will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between 8 a.m. and 4 p.m. on working days at the office noted before the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Applications Received under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and Requests for Certification under section 401(a) of the FWPCA.

WATER OBSTRUCTIONS AND ENCROACHMENTS

Southeast Region: Waterways and Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401, Telephone 484-250-5900.

E46-1164: Lower Perkiomen Valley Regional Sewer Authority (LPVRS), 110 Station Avenue, P.O. Box 297, Oaks, PA 19456, Collegeville Borough, Lower Providence Township, Upper Providence Township, **Montgomery County**, ACOE Philadelphia District.

To perform the following water obstruction and encroachment activities within the floodway/floodplain of the Perkiomen Creek (WWF) associated with the Lower Perkiomen Valley Regional Sewer Authority's (LPVRS) proposed installation of approximately 17,200 linear feet of sanitary sewer interceptor paralleling existing interceptor:

1. To construct and maintain approximately 5,300-linear feet of 42-inch diameter pipe, 6,300-linear feet of 48-inch diameter pipe, 2,100-linear feet of 54-inch diameter pipe, and 3,500-linear feet of 60-inch diameter pipe.
2. To construct and maintain sixty-five (65) new manholes, and appurtenances in the floodway/floodplain of the stream to facilitate the sewer interceptor installation. Rim elevations for the manholes will be within 6-inches from the existing grade.
3. To construct two temporary crossings across Doe Run (WWF) and an unnamed tributary to Doe Run to facilitate equipment movement and other material transfer associated with the construction of the sewer interceptor.

4. The project includes approximately 20 stream crossings across Perkiomen Creek and unnamed tributary to the Perkiomen Creek (WWF) commencing and ending at various stations and segments as indicated on project design drawings.

5. The project includes approximately 0.19 acre of temporary wetlands (PEM) impacts, and approximately 0.011 acre of permanent wetland impacts at stations 62+14 (crossing L7), 66+87 (crossing C6), and 133+48 (crossing C15) to compliment the sewer installation.

The project site commences at the confluence of the Skippack Creek with the Perkiomen Creek and runs northward ending approximately 1,350 linear feet south of the Germantown Pike Bridge (Perkiomen Bridge, SR 0422) crossing over the Perkiomen Creek (USGS Collegeville, PA Quadrangle Latitude: 40.182421; Longitude: -75.447913).

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone 570-826-2511.

E45-614. Carl Martin, 448 Landfill Road, Millersburg, PA 17061, in Barrett Township, **Monroe County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain two 16-foot long by 4-foot wide docks, a 16-foot long by 10-foot wide boat lift and a rock jetty that has an area of approximately 757 square feet in Brown's Lake (EV, MF). The project is located approximately 0.63 mile east of the Lake Road and Browns Lake Road intersection. (Skytop, PA Quadrangle, Latitude: 41° 12' 41.54"; Longitude: -75° 10' 54.88").

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Ed Muzic, Section Chief, 717.705.4802.

E22-646: Middle Paxton Township, 10 Elizabeth Avenue, Dauphin, PA 17018 in Middle Paxton Township, **Dauphin County**, U.S. Army Corps of Engineers Baltimore District.

To remove existing structures and to 1.) construct and maintain a 53.0-foot long, 29-foot, 4.5-inch wide single span spread box beam bridge having an under clearance of 2.4 feet over Fishing Creek (WWF, MF), permanently impacting 0.09 acre of palustrine forested wetlands; 2.) install and maintain an 8.0-foot by 9.0-foot R-3 riprap apron in the floodway of Fishing Creek (WWF, MF), all for the purpose of providing increased vehicular safety. The project is located approximately 0.13 mile north of the intersection of Fishing Creek Valley Road and Potato Valley Road (Latitude: 40° 21' 54" N; Longitude: 76° 52' 37" W). To compensate for the wetland impacts, the applicant proposes to create 0.18 of palustrine forested wetlands onsite.

E06-729: Schuylkill River Greenway Association, State Route 724, Douglassville, PA, Union Township, **Berks County**, U.S. Army Corps of Engineers Philadelphia District.

To construct a pedestrian trail on an existing bridge, a modular retaining wall and a pedestrian bridge over State Route 724 permanently impacting 1,283 square feet of Sixpenny Creek and its floodway. The project is located at State Route 724 at the intersection with the Schuylkill River Trail in Union Township, Berks County (Latitude 40.2563°, Longitude -75.7695°). All for the purpose of safer crossing of State Route 724.

E22-644: Mr. David Lavery, Hershey Entertainment & Resorts Company, 27 West Chocolate Way,

Suite 100, Hershey, PA in Derry Township, **Dauphin County**, U.S. Army Corps of Engineers Baltimore District.

To 1) construct and maintain stream restoration activities on an approximately 1,200 linear foot reach of Spring Creek (WWF, MF) consisting of grading the stream corridor, stabilizing and seeding the banks, and reconstructing the stream bed with native material, rock boulders, stone deflectors, and rock vane deflectors. 2) install and maintain 68 ride piers each impacting 36 ft² of floodway of Spring Creek (WWF, MF). 3) remove one former roadway and two pedestrian bridges. 4) install and maintain a 40 ft wide by 200 ft long utility corridor consisting of one four-inch (4") steel natural gas line, two electric line duct bank with four (4), four-inch (4") conduits, and one-telecommunications line duct bank crossing with four (4) four-inch (4") conduits. 5) install and maintain access roads impacting 6,043 ft² of floodway of Spring Creek (WWF, MF); all for the purpose of constructing a proposed amusement park attraction and renovating existing facilities. The project property is located at 108 Chocolate World Way (Lat: 40° 17' 11" N, Long: 76° 39' 33" W) and is approximately 367.20 acres in size. No wetlands will be impacted by this project.

Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, Waterways and Wetlands Program Manager, 412-442-4000.

E02-1785, PennDOT District 11-0, 45 Thoms Run Road, Bridgeville, PA 15017, Elizabeth Township, **Allegheny County**, Pittsburgh ACOE.

The applicant is proposing to:

1. Remove the existing 61' long 36" diameter CMP/RCP culvert carrying SR 2025 over an unnamed tributary to the Youghiogheny River (WWF) having a drainage are of 0.13 square mile; construct and maintain a 68' long 48" diameter replacement RCP culvert on an altered alignment. In addition, place and maintain fill in 174' of this same UNT to the Youghiogheny River and construct and maintain a 168' long relocated replacement channel.

2. Remove the existing 89' long, 50.5 SF opening, arch and CMP culvert carrying SR 48 over a second UNT to the Youghiogheny River (WWF) having a drainage area of 0.21 square mile; construct and maintain a replacement 76' long, 10' wide, 7.5' underclearance box culvert on existing alignment.

3. Remove the existing 31' long 18" concrete pipe carrying SR 48 over a third UNT to the Youghiogheny River (WWF) having a drainage area of less than 100 acres; construct and maintain a replacement 55' long 18" diameter concrete pipe on an adjacent alignment.

4. In addition, place and maintain fill in a de minimis 0.049 acre of PEM wetlands, construct and maintain associated stormwater facilities, and temporarily impact 528' of stream for the purpose of constructing these encroachments.

Impacts will be mitigated on site. The project is located at the intersection of SR 2025 (Pierce Road) and SR 48, approximately 0.5 mile from the intersection of SR 48 and Lovedale Road in Elizabeth Township, Allegheny County (McKeesport, PA Quadrangle; Latitude: 40° 17' 24"; Longitude: -79° 50' 09").

E02-1788, Pleasant Hills Authority, 610 Old Clairton Road, Room 100, Pittsburgh, PA 15236, South Park Township and Jefferson Hills Borough, **Allegheny County**, Pittsburgh ACOE District.

The applicant is proposing to:

1. Remove 145 LF of a failed gabion basket streambank retention wall, along the right descending bank of Lick Run, a tributary of Peters Creek (TSF);
2. Construct and maintain a replacement and expansion of the aforementioned wall with 245 LF of new concrete modular block wall and 18 LF of riprap to tie the wall into the streambank;
3. Remove 23 LF of a second 63 LF gabion basket streambank retention wall, along another reach of the right descending bank of Lick Run, a tributary of Peters Creek (TSF);
4. Construct and maintain a replacement and expansion of the aforementioned wall with 130 LF of a second concrete modular block wall, and place and maintain 310 LF of riprap;
5. To temporarily remove and replace a fence within the floodplain, along 217 LF of stream channel;
6. To construct and maintain a temporary stream crossing;

For the purpose of stabilizing the stream bank to prevent impacts to the Pleasant Hills Authority Wastewater Treatment Facility. The project will cumulatively impact 763 LF of stream channel. Mitigation will occur as restoration. The project is located at the Pleasant Hills Authority Wastewater Treatment Facility at 628 Cochran Mill Road, Jefferson Hills, PA 15025, along Cochran Mill Road, approximately 1.6 mile south of intersection with Brownsville Road at Broughton, PA (Glassport USGS Topographic Quadrangle: N: 9.7 inches; W: 14.0 inches; Lat: 40° 18' 0.9"; Long: -79° 58' 57.5"; Sub-basin 19C, Pittsburgh ACOE District), in South Park Township and Jefferson Hills Borough, Allegheny County.

E63-715, Castlewood Fields, L.P., 375 Golfside Drive, Wexford, PA 15090, Nottingham Township, **Washington County**, Pittsburgh ACOE District.

The applicant is proposing to:

1. Place and maintain fill in a deminimus 0.01 acre of PEM Wetland (W001);
2. Construct and maintain a new culvert crossing in a tributary to Peters Creek (aka R002) (WWF). The crossing will consist of a 15-inch corrugated plastic pipe and rip-rap apron with a total length of 115-linear feet;
3. Construct and maintain a new culvert crossing in a tributary to Peters Creek (aka R001D) (WWF). The crossing will consist of a 36-inch corrugated plastic pipe and rip-rap apron with a total length of 186-linear feet;
4. Construct and maintain a new culvert crossing in a tributary to Peters Creek (aka R001 Lower) (WWF). The crossing will consist of a 42-inch concrete pipe and rip-rap apron with a total length of 273-linear feet;
5. Construct and maintain a new culvert crossing in a tributary to Peters Creek (aka R001 Upper) (WWF). The crossing will consist of a 15-inch corrugated plastic pipe and rip-rap apron with a total length of 183-linear feet;
6. Construct and maintain a new culvert crossing in a tributary to Peters Creek (aka R001B) (WWF). The crossing will consist of a 15-inch corrugated plastic pipe and rip-rap apron with a total length of 49-linear feet;
7. Construct and maintain a new culvert crossing in a tributary to Peters Creek (aka R001C) (WWF). The crossing will consist of a 15-inch corrugated plastic pipe and rip-rap apron with a total length of 152-linear feet;

8. Construct and maintain a reestablished tributary to Peters Creek (aka R001) (WWF) through drawn down Impoundment No. 1. The re-established stream channel will have a total length of 700-linear feet;

9. Construct and maintain a utility line crossing of a tributary to Peters Creek (aka R001 Upper) (WWF). The crossing will consist of a 36" storm sewer pipe spanning 6-linear feet;

10. Construct and maintain a utility line crossing of a tributary to Peters Creek (aka R001C) (WWF). The crossing will consist of an 8" sanitary sewer pipe spanning 8-linear feet; and;

11. Construct and maintain a utility line crossing of a tributary to Peters Creek (aka R002) (WWF). The crossing will consist of an 8" sanitary sewer pipe spanning 7-linear feet; and;

12. Construct and maintain four erosion and sediment pond outfalls to a tributary to Peters Creek (aka R002, R001 Upper, R001 Lower and R001) (WWF).

The project will permanently impact 996-linear feet of stream and 0.01-acre of deminimus wetland. 0.41-acre of floodway will permanently be impacted by the proposed activities. Proposed mitigation for the project is the restoration of 700-linear feet of stream channel through the project. The structure and activities are requiring authorization for the Castlewood Fields residential development located north of Venetia Road (SR 1006), east of Thomas Road (SR 1053) and west of the Walnut Ridge Plan in Nottingham Township, Washington County. (Hackett, PA Quadrangle; Latitude: 40° 14' 23.72"; Longitude: -80° 5' 20.71"; Sub-basin: 19C; Pittsburgh Corps District).

E63-718, PennDOT District 12-0, 825 N. Gallatin Avenue Ext., Uniontown, PA 15401, California Borough, **Washington County**, Pittsburgh ACOE District.

The applicant is proposing to:

Remove the existing 14' wide bridge with a minimum underclearance of 6.27' carrying SR 2030 over Gorby Run (TSF) having a drainage area of 1.01 square mile; construct and maintain a 52.8' wide replacement bridge with a minimum underclearance of 5.45' in the same location. In addition, construct and maintain roadway associated stormwater facilities and temporarily impact 502' of Gorby Run for the purpose of constructing these encroachments. Stream mitigation will occur onsite. This project is located approximately 2 miles northwest of California, PA near the intersection of SR 2030 (California Drive) and North California Drive in California Borough, Washington County (California, PA Quadrangle; Latitude: 40° 5' 6.5797"; Longitude: -79° 55' 27.5977").

District Oil & Gas Operations: Eastern Oil & Gas District, 208 West Third Street, Suite 101, Williamsport, PA 17701.

E5829-132: Apolacon Township, Repsol Oil and Gas USA, Inc., 337 Daniel Zenker Drive, Horseheads, NY 14845; Apolacon Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

- 1) a timber mat bridge crossing and channel repair impacting 23 lineal feet of an unnamed tributary to Apalachin Creek (CWF-MF) (Friendsville, PA Quadrangle; Latitude: 41° 58' 42" N, Longitude: 76° 05' 36" W),
- 2) a stream restoration and timber mat bridge crossing impacting 115 lineal feet of an unnamed tributary to

Apalachin Creek (CWF-MF) (Friendsville, PA Quadrangle; Latitude: 41° 58' 34" N, Longitude: 76° 05' 31" W).

The Thorne to Hillis ROW Repair project consists of restoring approximately 138 lineal feet of impacted stream channel in Apolacon Township, Susquehanna County. The project will result in 138 lineal feet of stream impacts to restore aquatic habitat impacted by a slope failure within and adjacent to the Thorne to Hillis Pipeline right of way.

ENVIRONMENTAL ASSESSMENT

Cambria District: Contact Person: Patrick M. Webb, 286 Industrial Park Road, Ebensburg, PA 15931-4119.

EA1709-004. Pennsylvania Department of Environmental Protection, Bureau of Abandoned Mine Rec-

lamation, Cambria Office, 286 Industrial Park Road, Ebensburg, PA 15931. Abandoned Mine Land Reclamation Project, in Boggs Township, **Clearfield County**, Baltimore ACOE District.

The applicant proposes to backfill a 0.84-acre hazardous waterbody that originates from an abandoned alkaline coal mine seep. It is proposed to drain the 0.84-acre discharging alkaline coal mine seep fed hazardous waterbody, relocate and extend the alkaline coal mine seep through an underdrain and backfill the area with the onsite adjacent acidic coal mine spoil materials. There are no associated wetlands on site due to the acidic coal mine spoils and steep to vertical topography. No wetland mitigation is proposed and none is required. (Wallaceton Quadrangle 40° 58' 4" N, 78° 19' 34" W).

ACTIONS

THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Wastes; Discharges to Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

Sections I—VI contain actions regarding industrial, animal or sewage wastes discharges, discharges to groundwater, and discharges associated with MS4, stormwater associated with construction activities and CAFOs. Section VII contains notices for parties who have submitted NOIs for Coverage under General NPDES Permits. The approval for coverage under these General NPDES Permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions in each General Permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions in the respective permit. The permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should contact a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

I. NPDES Renewal Permit Actions.

Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570-826-2511.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0062693 (Industrial)	Moss Glen Water Filtration Plant 375 Valley Street New Philadelphia, PA 17959	Schuylkill County Schuylkill Township	Big Creek (03A)	Yes
PA0012203 (Industrial)	Allen Organ Company, LLC 150 Locust Street Macungie, PA 18062-1165	Lehigh County Macungie Borough	Swabia Creek (2-C)	Yes

Northcentral Regional Office: Clean Water Program Manager, 208 W Third Street, Suite 101, Williamsport, PA 17701-6448. Phone: 570.327.3636.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0114057 (Sewage)	White Deer Run WWTP P.O. Box 97 Allenwood, PA 17810-0097	Union County Gregg Township	White Deer Hole Creek (10-C)	Yes
PA0113824 (Sewage)	Tiadaghton View MHP P.O. Box 677 Morgantown, PA 19543-0677	Lycoming County Upper Fairfield Township	Unnamed Tributary of Loyalsock Creek (10-B)	Yes

Southwest Regional Office: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0001571 (Industrial)	NRG Power Midwest LP Elrama Power Plant (Retired) 30 Duquesne Light Drive Elrama, PA 15038	Washington County Union Township	Monongahela River (19-C)	No
PA0219312 (Industrial)	Brinkerton Treatment Facility P.O. Box 2223 Johnson City, TN 37605-2223	Westmoreland County Mount Pleasant Township	Sewickley Creek (19-D)	No

II. New or Expanded Facility Permits, Renewal of Major Permits and EPA Nonwaived Permit Actions.

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.

NPDES Permit No. PA0266728, CAFO, **Dustin Yoder, Springbrook Farm, LLC**, 13233 Greenwood Road, Huntingdon, PA 16652.

This proposed facility is located in Jackson Township, **Huntingdon County**.

Description of Size and Scope of Proposed Operation/Activity: Authorization to discharge to UNT Standing Stone Creek in Watershed 11-B.

Northcentral Regional Office: Regional Clean Water Program Manager, 208 W Third Street, Suite 101, Williamsport, PA 17701-6448. Phone: 570.327.3636.

NPDES Permit No. PA0232955, Stormwater, SIC Code 4011, 4013, **Wellsboro & Corning RR Inc.**, 400 Meridian Centre Boulevard, Suite 300, Rochester, NY 14618-3991.

This proposed facility is located in Delmar Township, **Tioga County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for discharges of industrial stormwater.

Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

NPDES Permit No. PA0255408, Sewage, SIC Code, **Mr. Sean W Hile**, 419 Patsy Drive, Gibsonia, PA 15044-8939.

This proposed facility is located in Pine Township, **Allegheny County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new discharge of treated Sewage.

NPDES Permit No. PA0253812, Sewage, SIC Code 9999, **Glendale Valley Municipal Authority**, 1800 Beaver Valley Road, Flinton, PA 16640-9000.

This existing facility is located in White Township, **Cambria County**.

Description of Existing Action/Activity: Issuance of an NPDES Permit for an existing discharge of treated Sewage.

Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

NPDES Permit No. PA0271411, Sewage, SIC Code 4952, 8800, **Wanda Kesner**, 198 McBride Road, Slippery Rock, PA 16057.

This proposed facility is located in Brady Township, **Butler County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new discharge of treated Sewage.

NPDES Permit No. PA0265616, Sewage, SIC Code 4952, 8800, **Tonya Gebauer**, P.O. Box 74, Eldred, PA 16731.

This proposed facility is located in Otto Township, **McKean County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new discharge of treated Sewage.

NPDES Permit No. PA0265721, Sewage, SIC Code 5399, **Union City DPP LLC**, 9010 Overlook Boulevard, Brentwood, TN 37027.

This proposed facility is located in Bloomfield Township, **Crawford County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new discharge of treated Sewage.

NPDES Permit No. PA0265764, Sewage, SIC Code 8800, **Randy Boyles**, 567 Smalls Ferry Road, New Castle, PA 16102.

This proposed facility is located in North Beaver Township, **Lawrence County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new discharge of treated Sewage.

III. WQM Industrial Waste and Sewerage Actions under The Clean Streams Law.

Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570-826-2511.

WQM Permit No. 3517408, Sewage, SIC Code 4952, **Pennsylvania American Water Company**, 800 West Hershey Park Drive, Hershey, PA 17033.

This existing facility is located in Scranton City, **Lackawanna County**.

Description of Proposed Action/Activity: The project is for improvements to the hydraulic and Biological Nutrient Removal (BNR) process capacity of the wastewater treatment plant. The permitted hydraulic and organic capacities will not be expanded as a result of the project.

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.

WQM Permit No. 0181201 A-2 Industrial Waste, **Knouse Foods Cooperative, Inc.**, 800 Peach Glen-Idaville Road, Biglerville, PA 17375-0001.

This proposed facility is located in Biglerville Borough, **Adams County**.

Description of Proposed Action/Activity:

This amendment approves the construction/operation of industrial wastewater facilities consisting of:

A new disinfection system with 22% Peroxyacetic Acid (PAA) will be installed that will include PAA storage tank and feed pump.

WQM Permit No. 5618400 CAFO, **Pennwood Farms**, 262 Sugar Grove School Road, Berlin, PA 15530.

This proposed facility is located in Brothersvalley Township, **Somerset County**.

Description of Proposed Action/Activity:

This permit approves the construction and operation of manure storage facilities consisting of:

- HDPE-lined lagoon
- Manure reception pit
- Associated transfer lines and leak detection systems

WQM Permit No. 2802201 A-1, CAFO, **Mercer Vu Farms Inc.**, 12275 Mount Pleasant Road, Mercersburg, PA 17236-8705.

This proposed facility is located in Montgomery Township, **Franklin County**.

Description of Proposed Action/Activity:

This amendment approves the construction and operation of manure storage facilities consisting of:

- Proposed HDPE-lined silage runoff lagoon
- Proposed runoff collection and settling basin
- Associated pumps and transfer pipelines

WQM Permit No.0618401, Sewerage, **City of Reading**, 815 Washington Street, Reading, PA 19601-3615.

This proposed facility is located in Reading City, **Berks County**.

Description of Proposed Action/Activity:

This permit approves the construction/modification/operation of sewage facilities consisting of:

- Modifications to the existing pump station rated for 11.9 MGD (average) and 46.6 MGD (peak instantaneous)
- Replacing the existing 43.75 MGD mechanical bar screens (2) with new 60 MGD mechanical bar screens (2).
 - Replacing the existing grit system mechanical devices including a grit pump rated for 500 GPM at TDH 40 ft. and vacuum priming systems.
 - Replacing the existing grit system ancillary equipment.
 - Replacing existing screw conveyors.
 - Installing a new above-ground 6,000-gallon diesel fuel tank (the existing tank will be demolished).
 - All other minor modifications/appurtenances associated with this project.

WQM Permit No. 0618402, Sewerage, **Muhlenberg Township Authority Berks County**, 2840 Kutztown Road, Reading, PA 19605-2655.

This proposed facility is located in Muhlenberg Township, **Berks County**.

Description of Proposed Action/Activity:

This permit approves the construction of sewage facilities consisting of:

- (a) Pump Station: The pump station is comprised of the wet well, the pump room, and the control room.
A total of two (2) influent sludge grinders with a capacity of 980 gpm.
A total of three (3) centrifugal pumps will be installed as influent sludge pumps. Two of the pumps will be in operation while the remaining pump will be used as a spare. Each pump has a capacity of 570 gpm at 90 TDH.
- (b) Gravity Sewer: A new 12-Inch gravity line will be constructed from the Manhole 101A to the new South Temple Pump Station.

Force Main: A 6" ductile iron force main from the South Temple Pumping Station to Manhole 180.

WQM Permit No. 0518401, Sewerage, **Bedford Township Municipal Authority**, P.O. Box 371, 1007 Shed Road, Bedford, PA 15522-0371.

This proposed facility is located in Bedford Township, **Bedford County**.

Description of Proposed Action/Activity:

The proposed upgrades for the pump station facility include the following:

- (a) Wet Well: A 10 ft × 10 ft (inside dimensions) wet well is proposed to be constructed and used as the pumping station as a replacement for the existing Old Bedford Village pump station. The wet well would house two new submersible pumps, pump guide bars, and a trash basket with rails. The height of the wet well is 24.33'.
- (b) Valve Vault; A 12 ft × 8 ft (inside dimensions) precast concrete valve vault is proposed to be installed next to the wet well. The vault valve will also house a 6" magnetic flowmeter to measure the flow rate of all pumped sewage leaving the pump station.
- (c) Submersible Pump: Two (2) new Flygt Model NP3171.095 (or equivalent) submersible centrifugal pumps are proposed to be installed in the new pump station. The proposed pumps are rated for a flow of 560 GPM at 122' TDH and have a 4" discharge into a 6" force main.
- (d) Aeration System Installation: To treat F.O.G and hydrogen sulfide buildup, 2 aerators, a blower, a blower enclosure, and air piping are proposed for installation.
- (e) Pump Control System Installation: A new control system enclosure and components have been proposed for installation.

(f) Manhole Replacement: A total of three manholes will be either installed or replaced (i.e. one new (1) manhole upstream of the proposed wet well and two (2) manhole replacements downstream).

Northcentral Regional Office: Regional Clean Water Program Manager, 208 W Third Street, Suite 101, Williamsport, PA 17701-6448. Phone: 570.327.3636.

WQM Permit No. 0800402 A-1, Sewage, SIC Code 4952, **Troy Borough**, 49 Elmira Street, Troy, PA 16947-1230.

This existing facility is located in Troy Borough, **Bradford County**.

Description of Proposed Action/Activity: Installation of a new gas-injected sulfur dioxide dechlorination system and upgrades to the existing chlorination system.

Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

WQM Permit No. WQG01631801, Sewage, SIC Code 8811, **Zachary & Courtney Acampora**, 220 McClay Road, Washington, PA 15301.

This proposed facility is located in Canton Township, **Washington County**.

Description of Proposed Action/Activity: construction of a single residence sewage treatment plant.

WQM Permit No. 6318402, Sewage, **McConnell Trails LLC**, 375 Southpointe Boulevard, Suite 350, Canonsburg, PA 15317-8587.

This proposed facility is located in Cecil Township, **Washington County**.

Description of Proposed Action/Activity: Sewage line to convey flow from proposed 269 lot residential development along McConnell Road.

WQM Permit No. 2677401-A1, Sewage, **Linden Hall Corp**, 432 Linden Hall Road, Dawson, PA 15428.

This proposed facility is located in Lower Tyrone Township, **Fayette County**.

Description of Proposed Action/Activity: Installation of tablet dechlorination system.

WQM Permit No. 0218402, Sewage, SIC Code, **Sean W Hile**, 419 Patsy Drive, Gibsonia, PA 15044-8939.

This proposed facility is located in Pine Township, **Allegheny County**.

Description of Proposed Action/Activity: The applicant is proposing to construct a SRSTP to replace a failed on lot system that serves an existing 3-bedroom.

Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

WQM Permit No. 1018403, Sewage, **Wanda Kesner**, 198 McBride Road, Slippery Rock, PA 16057.

This proposed facility is located in Brady Township, **Butler County**.

Description of Proposed Action/Activity: Single Residence Sewage Treatment Plant.

WQM Permit No. 4217408, Sewage, **Tonya Gebauer**, P.O. Box 74, Eldred, PA 16731.

This proposed facility is located in Otto Township, **McKean County**.

Description of Proposed Action/Activity: Single Residence Sewage Treatment Plant.

WQM Permit No. 2018401, Sewage, **Union City DPP LLC**, 9010 Overlook Boulevard, Brentwood, TN 37027.

This proposed facility is located in Bloomfield Township, **Crawford County**.

Description of Proposed Action/Activity: Small Flow Treatment Facility.

WQM Permit No. 3718403, Sewage, **Randy Boyles**, 567 Smalls Ferry Road, New Castle, PA 16102.

This proposed facility is located in North Beaver Township, **Lawrence County**.

Description of Proposed Action/Activity: Single Residence Sewage Treatment Plant.

NPDES Permit No. PA0271390, Sewage, SIC Code 4952, 8800, **William Murrin**, 71 Church Road, Greenville, PA 16125.

This proposed facility is located in West Salem Township, **Mercer County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new discharge of treated Sewage.

WQM Permit No. 4318404, Sewage, **William Murrin**, 71 Church Road, Greenville, PA 16125.

This proposed facility is located in West Salem Township, **Mercer County**.

Description of Proposed Action/Activity: Single Residence Sewage Treatment Plant.

V. NPDES Waiver Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4) Actions.

Southwest Regional Office: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

The following waiver applications have been approved for a 5-year period. The Department is issuing waivers for the following MS4s instead of NPDES permit coverage.

NPDES

Waiver No.	Applicant Name & Address	Municipality, County	Receiving Water(s)/Use(s)
PAI132278	Lower Mt Bethel Township P.O. Box 257, Martins Creek, PA 18063	Lower Mount Bethel Township, Northampton	Martins Creek/HQ-CWF and MF
PAG136375	McKees Rocks Borough 340 Bell Avenue McKees Rocks, PA 15136	McKees Rocks Borough, Allegheny	Ohio River/WWF

VI. NPDES Discharges of Stormwater Associated with Construction Activities Individual Permit Actions.

Southeast Region: Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5160.

NPDES

Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAD090006	LifeQuest 2460 John Fries Highway Quakertown, PA 18954-2259	Bucks	Milford Township	Unami Creek HQ-MF-TSF

NPDES

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD150066	Landhope Realty Company 101 East Street Road Kennett Square, PA 19348	Chester	Lower Oxford Township	Unnamed Tributary to West Branch Big Elk Creek HQ-TSF-MF
PAD150065	Elmer Beiler 2077 Compass Road Honey Brook, PA 19344	Chester	Honey Brook Township	West Branch Brandywine Creek HQ-TSF-MF
PAD230022	WV—PP Towne Center, LP 940 West Sproul Road Suite 301 Springfield, PA 19064-1255	Delaware	Middletown Township	Unnamed Tributary to Chester Creek TSF-MF Unnamed Tributary to Rocky Run HQ-CWF-MF

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Lehigh County Conservation District, 4184 Dorney Park Road, Suite 105, Allentown, PA 18401.

NPDES

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD390053	Upper Macungie Twp 8330 Schantz Rd Breinigsville, PA 18031	Lehigh	Upper Macungie Twp	Little Lehigh Creek (HQ-CWF, MF)

Northampton County Conservation District, 14 Gracedale Ave., Greystone Building, Nazareth, PA 18064-9211.

NPDES

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD480055	Wind-Drift Development LTD Lewis D Ronca 693 Clearfield Rd Nazareth, PA 18064	Northampton	Lower Nazareth & Bethlehem Twp	Unnamed Tributary to Bushkill Creek (HQ-CWF, MF)

Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, Waterways and Wetlands Program Manager, 412-442-4000.

NPDES

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD110004	Borough of Westmont 1000 Luzerne Street Johnstown, PA 15905	Cambria County	Borough of Westmont	Mill Creek (HQ-CWF); Cheney Run (WWF); St. Clair Run (CWF); Elk Run (CWF); Stony Creek (WWF); Little Conemaugh River (WWF)

VII. Approvals to Use NPDES and/or Other General Permits.

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

List of NPDES and/or Other General Permit Types.

PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges from Small Flow Treatment Facilities
PAG-5	General Permit for Discharges from Petroleum Product Contaminated Groundwater Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site

PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharges from Hydrostatic Testing of Tanks and Pipelines
PAG-11	General Permit for Discharges from Aquatic Animal Production Facilities
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)
PAG-14	(To Be Announced)
PAG-15	General Permit for Discharges from the Application of Pesticides

General Permit Type—PAG-02

Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5160.

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Newtown Township Bucks County	PAC090126	Newtown Family Partnership 3690 Airport Boulevard Doylestown, PA 18901	Newtown Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Warrington Township Bucks County	PAC090114	Warrington Township 852 Easton Road Warrington, PA 18976	Mill Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Richland Township Bucks County	PAC090138	Bible Baptist Church of Upper Bucks County 50 South 3rd Street Perkasie, PA 18944	Tohickon Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAC510064	City of Philadelphia—Parks and Recreation 1515 Arch Street 10th Floor Philadelphia, PA 19102	Delaware River WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAC510065	University of Pennsylvania 3101 Walnut Street Philadelphia, PA 19104	Lower Schuylkill River WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Upper Saucon Twp Lehigh County	PAC390051	US Home Corp dba Lennar Corp 2465 Kuser Rd, Fl 3 Hamilton, NJ 08690	UNT to Laurel Run (CWF, MF)	Lehigh County Conservation District 610-391-9583
South Whitehall Twp Lehigh County	PAC390047	Mary Sibley 4376 Farmington Circle Allentown, PA 18104	Jordan Creek (TSF, MF)	Lehigh County Conservation District 610-391-9583
Washington Twp Bangor Borough Northampton County	PAC480044	Kenneth A Snyder DT Development Company Inc 3312 7th St Whitehall, PA 18052-3443	Martins Creek (TSF, MF)	Northampton County Conservation District 610-829-6276
Allen Twp Northampton County	PAC480050	Tim Livengood Towpath Estates, LLC 745 Almond Rd Walnutport, PA 18088	Lehigh River (WWF, MF)	Northampton County Conservation District 610-829-6276
Orwigs Borough North Manheim Twp Schuylkill Twp	PAC540028	Colleen Kester PPL Electric Utilities Corp 2 N 9th St GENN 4 Allentown, PA 18101	Mahannon Creek (CWF, MF) Schuylkill River (CWF, MF) Mahonney Creek (CWF, MF)	Schuylkill County Conservation District 570-622-3742

Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, Nathan Phillips, Section Chief, 717.705.4802.

Facility Location:

<i>Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Bedford Township Bedford County Issued	PAC050022	Clark Contractors, Inc. 145 Clark Building Road Suite 7 Bedford, PA 15522	Raystown Branch of Juniata River (TSF, MF)	Bedford County Conservation District 702 West Pitt Street Suite 4 Bedford, PA 15522 814.623.7900, ext. 4
Mechanicsburg Borough & Upper Allen Township Cumberland County Issued	PAC210062	Mechanicsburg Area School District 100 East Elmwood Avenue 2nd Floor Mechanicsburg, PA 17055	UNT Cedar Run (CWF-MF)	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013-9101 717.240.7812
North Middleton Township Cumberland County Issued	PAC210077	Fred A. Gettys, LLP 3425 Market Street Camp Hill, PA 17011	Cornman Run (WWF) Wertz Run (WWF)	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013-9101 717.240.7812
Brown Township Mifflin County Issued	PAC440010	Walter Schmidt 1309 Eastwood Road Alden, NY 14004	Coffee Run (CWF)	Mifflin County Conservation District 20 Windmill Hill Suite 4 Burnham, PA 17009-1837 717.248.4695

Northcentral Region: Watershed Management Program Manager, 208 West Third Street, Williamsport, PA 17701.

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Leroy Twp, Bradford Cnty	PAC080023	Pennsylvania Department of Transportation Engineering District 3-0 715 Jordan Avenue Montoursville, PA 17754-0218	UNT to Towanda Cr—CWF	Bradford County Conservation District Stoll Natural Resource Ctr 200 Lake Rd Ste E Towanda, PA 18848 (570) 265-5539, X 6
Bald Eagle Twp, Clinton Cnty	PAC180005	Croda, Inc. 8 Croda Way Mill Hall, PA 17751	UNT Bald Eagle Creek—CWF, MF	Clinton County Conservation District 45 Cooperation Ln Mill Hall, PA 17751 (570) 726-3798
Limestone Twp, Montour Cnty	PAC470010	Denis Beachel 396 Fairview Road Danville, PA 17821	UNT to West Branch of Chillisquaque Creek—WWF, MF	Montour County Conservation District 14 E Mahoning St Danville, PA 17821 (570) 271-1140

Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, Waterways and Wetlands Program Manager, 412-442-4000.

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office and Phone No.</i>
East Taylor Township; Jackson Township	PAC110034	Peoples Gas Company, LLC 205 North Main Street Butler, PA 16001	UNTs to Hinckston Run (WWF and CWF); Hinckston Run (CWF); UNT to Little Conemaugh River (CWF); Little Conemaugh River (WWF)	Cambria County Conservation District 401 Candlelight Drive Suite 229 Ebensburg, PA 15931 (814) 472-2120

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office and Phone No.</i>
Brush Valley Township	PAC320025	Pennsylvania Department of Conservation and Natural Resources, Bureau of State Parks Rachel Carson State Office Building P.O. Box 8551 Harrisburg, PA 17105	Yellow Creek Lake (CWF)	Indiana County Conservation District 625 Kolter Drive Suite 8 Indiana, PA 15701 (724) 471-4751
Elk Lick Township	PAC560018	YMCA of Greater Pittsburgh 254 Deer Valley Road Fort Hill, PA 15540	Cove Run (CWF)	Somerset County Conservation District Somerset County Ag Center 6024 Glades Pike Suite 103 Somerset, PA 15501 (814) 445-4652

Northwest Region: Waterways & Wetlands Program, 230 Chestnut Street, Meadville, PA 16335-3481.

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Lancaster Township, Butler County	PAC100063	Arden Woods, LLC 215 Executive Drive Suite 300 Cranberry Township, PA 16066	UNT to Scholars Run WWF UNT to Little Connoquenessing Creek CWF	Butler County Conservation District 122 McCune Drive Butler, PA 16001 724-284-5270
Marion Township & Mercer Township, Butler County	PAC100092	Columbia Gas of PA 2021 West State Street New Castle, PA 16101	N Branch Slippery Rock Creek CWF McMurray Creek CWF	Butler County Conservation District 122 McCune Drive Butler, PA 16001 724-284-5270
Barkeyville Borough & Irwin Township, Venango County				
LeBoeuf Township, Erie County	PAC250046	Russell Standard Corporation 285 Kappa Drive Suite 300 Pittsburgh, PA 15238	Wheeler Creek WWF	Erie County Conservation District 1927 Wager Road Erie, PA 16509 814-825-6403
Butler Township & Center Township, Butler County	PAC100089	Duffy Highlands LP 800 South Washington Street Evans City, PA 16033	Sullivan Run WWF	Butler County Conservation District 122 McCune Drive Butler, PA 16001 724-284-5270
Cranberry Township, Butler County	PAC100094	Cranberry Township Mr. Lorin F Meeder 2525 Rochester Road Suite 400 Cranberry Township, PA 16066	UNT to Wolfe Creek WWF UNT to Brush Creek WWF	Butler County Conservation District 122 McCune Drive Butler, PA 16001 724-284-5270

Cambria District: Environmental Program Manager, 286 Industrial Park Road, Ebensburg, PA 15931-4119.

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Venango Township, Butler County	PAC680012	Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	Three Separate Unnamed Tributaries to Seaton Creek (CWF)	Attention: Patrick M. Webb PA DEP Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 814-472-1800

General Permit Type—PAG-8 (NOI)

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
Schuylkill Haven Borough Schuylkill County	PAG 08 2225	Schuylkill Haven Municipal Authority	Schuylkill Haven WWTP	Northeast Region: Clean Water Program 2 Public Square Wilkes-Barre, PA 18701-1915. Telephone: 570-826-2511

General Permit Type—PAG-8 (SSN)

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
Jim Williams Farm 1498 Oak Grove Road Breezewood, PA 15533	PAG080002 PAG080003 PAG080004 PAG080005 PAG080006 PAG080008	Synagro 1605 Dooley Road P.O. Box B Whiteford, MD 21160	Jim Williams Farm 1498 Oak Grove Road Breezewood, PA 15533	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
East Providence Township/ Bedford County	PAG080011 PAG080016 PAG080018 PAG080021 PAG080022 PAG080023 PAG082203 PAG082211 PAG082219 PAG082223 PAG082224 PAG083501 PAG083506 PAG083510 PAG083515 PAG083518 PAG083522 PAG083535 PAG083540 PAG083547 PAG083551 PAG083556 PAG083565 PAG083567 PAG083568 PAG083573 PAG083596 PAG083597 PAG083600 PAG083605 PAG083610 PAG083611 PAG083614 PAG053825 PAG089903 PAG089904 PAG089905 PAG089909 PAG089910 PAG070003 PAG070005 PAG073508 PABIG9903 WMGR099			

*General Permit Type—PAG-9**Facility Location:
Municipality &
County*Washington
Township,
Lycoming County*Permit No.*
PAG094840*Applicant Name &
Address*
James D. Foresman, Jr.
7902 Sulphur Springs
Road
Montgomery, PA 17752*Site Name &
Location*
Jim Foresman Farm
Washington
Township,
Lycoming County*Contact Office &
Phone No.*
DEP Northcentral
Regional Office
Clean Water Program
208 W Third Street
Suite 101
Williamsport, PA
17701-6448
570.327.3636*General Permit Type—PAG-9 (SSN)**Facility Location:
Municipality &
County*Warsaw Township
Jefferson County*Permit No.*
PAG098301*Applicant Name &
Address*
John Williams
Williams & Sons Services,
Inc.
411 Williams Road
Hazen, PA 15851*Site Name &
Location*
Williams Farm
Fields 5 & 6
411 Williams Road
Hazen, PA 15851*Contact Office &
Phone No.*
DEP
NWRO
Water Management
230 Chestnut Street
Meadville, PA 16335-3481
814/332-6942*General Permit Type—PAG-10**Facility Location
Municipality &
County*Springville
Township
Susquehanna
County*Permit No.*
PAG102362*Applicant Name &
Address*
Williams Field Services
Company LLC
(Diaz M. P1 WC Pipeline
Project)
400 1st Center
Suite 404
Horseheads, NY 14845*Receiving
Water / Use*
Monroe Creek—4-F*Contact Office &
Phone No.*
DEP Northeast
Regional Office
Clean Water Program
2 Public Square
Wilkes-Barre, PA
18701-1915
570.826.2511*General Permit Type—PAG-12**Facility Location &
Municipality*York County/
Washington
Township*Permit No.*
PAG123651*Applicant Name &
Address*
Lawrence Z. Nolt
(Bermudian Valley
Pullets CAFO)
94 Creek Road
East Berlin, PA
17316-9119*Receiving
Water / Use*
Bermudian Creek/
WWF*Contact Office &
Phone No.*
DEP—SCRO—CW
909 Elmerton Avenue
Harrisburg, PA 17110
717-705-4707*General Permit Type—PAG-13**Facility Location
Municipality &
County*Munhall Borough
Allegheny County*Permit No.*
PAG136142*Applicant Name &
Address*
Munhall Borough
Allegheny County
1900 West Street
Munhall, PA 15120*Receiving
Water / Use*
Homestead Run,
West Run, and
Monongahela
River—19-A*Contact Office &
Phone No.*
DEP Southwest
Regional Office
Clean Water Program
400 Waterfront Drive
Pittsburgh, PA 15222-4745
412.442.4000**PUBLIC WATER SUPPLY PERMITS**

The Department has taken the following actions on applications received under the Pennsylvania Safe Drinking Water Act (35 P.S. §§ 721.1—721.17) for the construction, substantial modification or operation of a public water system.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2

Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of

practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this document to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act.

Northeast Region: Safe Drinking Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Permit No. 2406258, Operations Permit, Public Water Supply.

Applicant	Silver Springs Ranch, LLC 5148 Nuangola Rd. Mountain Top, PA 18707
[Borough or Township]	Monroe Township
County	Luzerne
Type of Facility	Finished Bulk Water Hauling
Consulting Engineer	Joseph Stachokus, P.E. Land Development Engineering, LLC 62 W. Union St. Kingston, PA 18704
Permit to Operate Issued	5/7/2018

Southcentral Region: Safe Drinking Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Operation Permit No. 6717507 MA issued to: **The York Water Company (PWS ID No. 7670100)**, Hellam Township, **York County** on 5/29/2018 for facilities approved under Construction Permit No. 6717507 MA.

Transferred Comprehensive Operation Permit No. 7010048 issued to: **Kunj Harrisburg LLC (PWS ID No. 7010048)**, Cumberland Township, **Adams County** on 5/30/2018. Action is for a Change in Ownership for Eisenhower Water Supply, Adams County for the operation of facilities previously issued to Timeless Towns of Americas, Inc.

Source Water Protection Program Approval issued to **Fleetwood Borough Water System**, 110 West Arch Street, **PWSID 3060029**, Fleetwood Borough, **Berks County** on June 4, 2018.

Northcentral Region: Safe Drinking Water Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

Permit No. 1718502MA—Construction—Public Water Supply.

Applicant	Covington-Karthus-Girard Area Authority
Township/Borough	Covington Township

County	Clearfield County
Responsible Official	Mr. Stanley Hugney, Vice-Chairman Covington-Karthus-Girard Area Authority 777 Frenchville Road P.O. Box 104 Frenchville, PA 16836
Type of Facility	Public Water Supply-Construction
Consulting Engineer	Mr. Steve Sewalk, P.E. The EADS Group, Inc. 227 Franklin Street Johnstown, PA 15901
Permit Issued	May 29, 2018
Description of Action	Authorizes Covington-Karthus-Girard Area Authority to replace a solution of calcium hypochlorite granules and water with a 2.5% solution of sodium hypochlorite for disinfection.

Southwest Region: Water Supply Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Permit No. 0217550. Public Water Supply.

Applicant	Pittsburgh Water & Sewer Authority 1200 Penn Avenue Pittsburgh, PA 15222
[Borough or Township]	City of Pittsburgh
County	Allegheny
Type of Facility	Bruecken pump station
Consulting Engineer	Pittsburgh Water & Sewer Authority 1200 Penn Avenue Pittsburgh, PA 15222
Permit to Construct Issued	May 31, 2018

Operations Permit issued to: **West View Water Authority**, 210 Perry Highway, Pittsburgh, PA 15229, **(PWSID # 5020043)** Ross Township, **Allegheny County** on May 29, 2018 for the operation of facilities approved under Construction Permit # 0217535.

Operations Permit issued to: **West View Water Authority**, 210 Perry Highway, Pittsburgh, PA 15229, **(PWSID # 5020043)** Pine Township, **Allegheny County** on May 29, 2018 for the operation of facilities approved under Construction Permit # 0217536.

Operations Permit issued to: **West View Water Authority**, 210 Perry Highway, Pittsburgh, PA 15229, **(PWSID # 5020043)** Franklin Park Borough, **Allegheny County** on May 29, 2018 for the operation of facilities approved under Construction Permit # 0217537.

Permit No. 3217521MA-1, Minor Amendment. Public Water Supply.

Applicant	Indiana County Municipal Services Authority 602 Kolter Drive Indiana, PA 15701
[Borough or Township]	Conemaugh Township

County	Indiana
Type of Facility	Saltsburg Road/Tunnelton Road project
Consulting Engineer	Gibson-Thomas Engineering Co., Inc. 1004 Ligonier Street P.O. Box 853 Latrobe, PA 15650
Permit to Construct Issued	May 29, 2018

Northwest Region: Safe Drinking Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

Operation Permit issued to **Greenville Borough Municipal Authority, PWSID No. 6430037**, Greenville Borough, **Mercer County**. Permit Number Water 4303504-MA1 for the operation of the Liquid Ammonium Sulfate (LAS) feed system. This permit is issued in response to the Certificate of Construction/Modification Completion received on March 19, 2018, and a pre-operation inspection conducted by Department of Environmental Protection personnel on April 17, 2018.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 2

The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907).

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

For further information concerning plans or reports, contact the environmental cleanup program manager in the Department regional office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative

form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

Northeast Region: Eric Supey, Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Kahler's Farm, 106 Kahler's Farm Lane, Bushkill Township, **Northampton County**. MEA, Inc., 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Roslyn Kahler, 375 Nolf Road, Nazareth, PA 18064, submitted a Final Report concerning remediation of releases of gasoline and diesel fuel from two underground storage tanks to site soils and groundwater. The report is intended to document remediation of the site to meet a combination of Statewide Health and Site-Specific Standards.

Friedland Farms Pad 1, 2229 Glenwood Road, **Susquehanna County**. Resource Environmental Management, 50 Maple Street, Montrose, PA 18801, on behalf of Cabot Oil & Gas Corporation, 2000 Park Lane, Suite 300, Pittsburgh, PA 15275, has submitted a Final Report concerning remediation of releases of brine to the soil. The report is intended to document remediation of the site to meet a combination of Statewide Health and Background Standards.

Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone 717.705.4705.

Former Domestic Casting Co., 275 North Queen Street, Shippensburg, PA 17257, Shippensburg Township, **Cumberland County**. August Mack Environmental, Inc., 941 Wheatland Avenue, Suite 202, Lancaster, PA 17603, on behalf of Cumberland Area Economic Development Corporation, REC DC LLC, 53 West South Street, Suite 1, Carlisle, PA 17013, submitted a Risk Assessment concerning remediation of site soil contaminated with arsenic. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Walker Elementary School, 7864 William Penn Highway, Mifflintown, PA 17059, Walker Township, **Juniata County**. P. Joseph Lehman, Inc., Olde Farm Office Centre, P.O. Box 419, Hollidaysburg, PA 16648, on behalf of Juniata County School District, 7864 William Penn Highway, Mifflintown, PA 17059, submitted a Final Report concerning remediation of groundwater contaminated with # 2 fuel oil. The Report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

New Enterprise Stone & Lime Co., Inc.—Tyrone Quarry, 855 Birmingham Pike, Tyrone, PA 16686, Warriors Mark Township, **Huntingdon County**. DMS Environmental Services, LLC, 103 South Spring Street, Bellefonte, PA 16823, on behalf of New Enterprise Stone & Lime Co, Inc., P.O. Box 77, New Enterprise, PA 16664, submitted a Final Report concerning remediation of site soil contaminated with diesel fuel. The report is intended to document remediation of the site to meet the Nonresidential Statewide Health Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995
PREAMBLE 3

The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907).

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department regional office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

Northeast Region: Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Wolf Property, 303 South Arch Street, Allentown City, **Lehigh County**. APTIM, 200 Horizon Center Boulevard, Trenton, NJ 08691, on behalf of Petro Oil Company, 6330 Farm Bureau Road, Allentown, PA 18106, submitted a Final Report concerning remediation of soil contaminated

by releases of No. 2 Fuel Oil associated with an aboveground storage tank. The report documented remediation of the site to meet Statewide Health Standards and was approved by the Department on May 31, 2018.

Varkony Property, 1711 Independence Court, South Whitehall Township, **Lehigh County**. Marshall Geoscience, Inc., 170 East First Avenue, Collegetown, PA 19426, on behalf of Pamela Varkony, 203 Wimby Place, Sun City Center, FL 33573, submitted a Final Report concerning remediation of soil contaminated as the result of a release of heating oil from an underground storage tank. The report documented remediation of the site to meet Statewide Health Standards and was approved by the Department on June 5, 2018.

Northcentral Region: Environmental Cleanup Program Manager, 208 West Third Street, Williamsport, PA 17701.

Penelec-Former Sayre District Office, 238 Spring Street, Sayre Borough, **Bradford County**. SE Technologies, LLC, 96 Vanadium Road, Bridgeville, PA 15017, on behalf of Penelec/First Energy Corp., 1900 Centre Ave., Reading, PA 19601, has submitted a Remedial Investigation Report concerning remediation of site soil contaminated with lead and pentachlorophenol and groundwater contaminated with trichloroethylene. The report was approved by the Department on May 29, 2018.

FedEx Freight Diesel Spill at I-80W MM 190, Loganton, Greene Township, **Clinton County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of FedEx Freight, 6900 Alcoa Road, Benton, AR 72015, has submitted a Final Report concerning site soils contaminated with diesel fuel. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on May 30, 2018.

Northwest Region: Environmental Cleanup & Brownfields Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

United Brass Works, Inc., 944 West 12th Street, City of Erie, **Erie County**. ECS Mid-Atlantic, LLC, 56 Grumbacher Road, Suite D, York, PA 27317, on behalf of United Brass Works, Inc., 714 South Main Street, Randleman, NC 27317 submitted a Remedial Investigation Report/Risk Assessment Report/Cleanup Plan/Final Report concerning the remediation of site soil contaminated with Antimony, Cadmium, Lead, Tetrachloroethylene and site groundwater contaminated with Arsenic, Benzo[a]pyrene, Benzo[g,h,i]perylene, Lead, Tetrachloroethylene, and Vinyl Chloride. The Remedial Investigation Report/Risk Assessment Report/Cleanup Plan/Final Report demonstrated attainment of the Site-Specific Standard and was approved by the Department on May 30, 2018.

Therma-Fab, Inc. (Fmr. Rogers Steel), 256 Eagle Street, City of Corry, **Erie County**. Wood Environment & Infrastructure Solutions, Inc., Mark West Building, 4600 J Barry Court, Suite 210, Canonsburg, PA 15317, on behalf of Redevelopment Authority in the City of Corry, 1524 Enterprise Road, Corry, PA 16407 submitted a Baseline Environmental Report (BER Final Report) concerning the remediation of site soil contaminated with 2-butanone (MEK), acetone, 1,1-biphenyl, 2-methylnaphthalene, acenaphthene, acenaphthylene, anthracene, benzo[a]anthracene, benzo[a]pyrene, benzo[b]fluoranthene, benzo[g,h,i]perylene, benzo[k]fluoranthene, carbazole, chrysene, dibenz[a,h]anthracene, dibenzofuran, di-n-octyl phthalate, fluoranthene, fluorene, indeno[1,2,3-cd]pyrene, naphthalene, phenanthrene, pyrene, alumi-

num, antimony, arsenic, barium, beryllium, cadmium, calcium, chromium, cobalt, copper, iron, lead, magnesium, manganese, nickel, potassium, sodium, vanadium, zinc, mercury, silver, thallium, selenium, PCB-1254, pentachlorophenol; site groundwater contaminated with methylene chloride, diethyl phthalate, PCB-1248, arsenic, barium, calcium, chromium, cobalt, copper, iron, magnesium, manganese, nickel, potassium, sodium, and zinc. The BER Final Report demonstrated attainment of the Special Industrial Area Standard and was approved by the Department on May 30, 2018.

Marathon New Castle Site (MPC No. 3670), 718 East Washington Street, City of New Castle, **Lawrence County**. ARCADIS U.S., Inc., 6041 Wallace Road Extension, Suite 300, Wexford, PA 15090, on behalf of Marathon Petroleum Company, LP, 539 South Main Street, Findlay, OH 45840, submitted a Cleanup Plan concerning the remediation of site soil and groundwater contaminated with benzene, toluene, ethylbenzene, xylenes, cumene, naphthalene, 1-methylnaphthalene, 2-methylnaphthalene, 1,2,4-trimethylbenzene (TMB), 1,3,5-TMB, 1,2-dibromoethane, 1,2-dichloroethane, anthracene, acenaphthene, benzo[a]anthracene, benzo[a]pyrene, benzo[b]fluoranthene, benzo[k]fluoranthene, benzo[g,h,i]perylene, chrysene, dibenzo[a,h]anthracene, indeno[1,2,3-cd]pyrene, acenaphthylene, fluoranthene, fluorene, phenanthrene, pyrene, and lead. The Plan was disapproved by the Department on June 5, 2018.

HAZARDOUS WASTE TRANSPORTER LICENSE

Actions on applications for Hazardous Waste Transporter License received under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003) and regulations to transport hazardous waste.

Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P.O. Box 69170, Harrisburg, PA 17106-9170.

New Applications Received

AWT Environmental Services, P.O. Box 8766, Harrisburg, PA 17105. License No. PA-AH 0871. Effective Jun. 04, 2018. (P. Arnt).

Renewal Applications Received

Basin Transportation LLC, P.O. Box 1917, McAlester, OK 74502. License No. PA-AH 0848. Effective Jun. 01, 2018. (P. Arnt).

J&J Environmental, Inc., P.O. Box 370, Blue Bell, PA 19422. License No. PA-AH 0800. Effective Jun. 01, 2018. (P. Arnt).

Med-Flex, Inc., P.O. Box 365, Hainesport, NJ 08036. License No. PA-AH 0847. Effective Jun. 01, 2018. (P. Arnt).

Radiac Research Corp., 261 Kent Avenue, Brooklyn, NY 11211. License No. PA-AH S007. Effective Jun. 01, 2018. (P. Arnt).

Stericycle Specialty Waste Solutions, Inc., 2337 North Penn Road, Hatfield, PA 19440. License No. PA-AH 0770. Effective Jun. 01, 2018. (P. Arnt).

U.S. Industrial Technologies, Inc., 12000 Globe Street, Livonia, MI 48150. License No. PA-AH 0747. Effective Jun. 01, 2018. (P. Arnt).

Hazardous Waste Transporter License Reissued

Stericycle Specialty Waste Solutions, Inc., 2337 North Penn Road, Hatfield, PA 19440. License No. PA-AH 0770. Effective Jun. 04, 2018. (P. Arnt).

Hazardous Waste Transporter License Expired

Moran Environmental Recovery, LLC, 75D York Avenue, Randolph, MA 02368. License No. PA-AH 0744. Effective May 31, 2018. (P. Arnt).

R&R Trucking, Incorporated, P.O. Box 545, Duenweg, MO 64841. License No. PA-AH 0592. Effective May 31, 2018. (P. Arnt).

REGULATED MEDICAL AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSES

Actions on applications for Regulated Medical and Chemotherapeutic Waste Transporter License received under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003) and Act 93 of June 28, 1988 (P.L. 525, No. 93) and regulations to transport regulated medical and chemotherapeutic waste.

Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P.O. Box 69170, Harrisburg, PA 17106-9170.

Renewal Applications Received

Advant-Edge Solutions of Middle Atlantic, Inc., 1 Shea Way, Newark, DE 19713. License No. PA-HC 0220. Effective Jun. 01, 2018. (P. Arnt).

AIR QUALITY

General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Contact: Norman Frederick, P.E., Environmental Engineer Manager—Telephone: 570-826-2409.

GP3-58-052: F.S. Lopke Contracting Inc (3430 State Route 434, Apalachin, NY 13732) on May 29, 2018 for the construction and operation of a Portable Crushing Operation with watersprays at Lenoxe Quarry the site located in Lenox Twp., **Susquehanna County**.

GP9-58-052: F.S. Lopke Contracting Inc (3430 State Route 434, Apalachin, NY 13732) on May 29, 2018 for the construction and operation of diesel engines at Lenox Quarry site located in Lenox Twp., **Susquehanna County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Alan Binder, P.E., Environmental Engineer Manager—Telephone: 412-442-4168.

GP5-03-00258A: MDS Gathering (409 Butler Road, Kittanning, PA 16201) on May 25, 2018, to allow the continued operation of one natural gas-fired compressor engine rated at 330 bhp and controlled by a catalyst, one TEG dehydrator, one natural gas-fired reboiler, and four storage tanks at the Gilpin Compressor Station, located in Gilpin Township, **Armstrong County**.

GP14-65-01034B: Professional Cremation Service, LLC (515 North 7th Street, Youngwood, PA 15697) on May 7, 2018, received authorization under GP-14 for construction and operation of one (1) proposed B&L N-20AA natural gas-fired human crematory incinerator

and for operation of one (1) previously authorized and installed B&L N-20AA natural gas-fired human crematory incinerator at its facility located in Youngwood Borough, **Westmoreland County**.

GP5-11-00526B: Alliance Petroleum Corporation (4150 Belden Village Ave NW, Canton, OH 44718) on May 15, 2018, received authorization under GP-5 for construction and/or operation of sources and controls associated with a natural gas production facility at its Bessie 8 Compressor Station located in Jackson Township, **Cambria County**.

GP5-65-01011C: CONE Midstream Partners, LP (1000 Consol Energy Drive, Canonsburg, PA 15317) on June 5, 2018, to allow the continued operation of the Mamont Compressor Station located in Washington Township, **Westmoreland County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

GP14-61-214c: Reinsel Funeral Home and Crematory (116 Bissell Ave., Oil City, PA 16301) on May 24, 2018, for the authority to continue operation of a human crematory (BAQ-GPS/GP14) located at their facility in Oil City, **Venango County**.

Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401.

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.

23-0223: LCP Generation Partners, LLC (170 North Radnor Chester Road, Suite 101, Radnor, PA 19087) On May 10, 2018, for installation of a 2-MW Combined Heat and Power System at Villanova University, in Radnor Township, **Delaware County**.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.

Contact: Norman Frederick, P.E., Environmental Engineer Manager—Telephone: 570-826-2409.

58-00021A: Xpress Natural Gas, LLC (160 State Street, Boston, MA 02109) on May 11, 2018 for a Liquefied Natural Gas (LNG) processing and distribution facility located in Forest Lake Township, **Susquehanna County**.

39-00004C: Mack Trucks, Inc. (700 Alburtis Road, Macungie, PA 18062) on May 23, 2018 for a production increase to a monthly average of 130 chassis per day on their "G" line Chassis spray booth and oven for their facility in Lower Macungie Township, **Lehigh County**.

54-00089A: Louis D. Truskowsky Funeral Home and Crematory Inc. (300 West Center Street, Mahanoy City, PA 17948) on May 30, 2018 for the installation and operation of one (1) human remains incinerator at their facility in Mahanoy Township, **Schuylkill County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, or William Weaver, Regional Air Quality Manager, 717-705-4702.

36-05025A: Texas Eastern Transmission LP (P.O. Box 1642, Houston, TX 77251-1642) on May 29, 2018, for the installation of two (2) new 7,700 HP natural gas-fired turbines equipped with dry low NO_x technology and oxidation catalysts to replace six (6) existing 1,760 HP compressor engines at the Marietta natural gas compressor station located in East Donegal Township, **Lancaster County**.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, or William Weaver, Regional Air Quality Manager, 717-705-4702.

36-05076A: Penn Medicine Lancaster General Hospital (555 North Duke Street, Lancaster, PA 17604) on May 30, 2018, for the installation of a 3.5 MW Solar Turbines Centaur 40-4700S natural gas fired combustion turbine and two (2) 2,937 bhp Caterpillar 3526C diesel fired emergency engines in the City of Lancaster, **Lancaster County**. The turbine will be equipped with a heat recovery steam generator (HRSG), low NO_x option mode (SoLoNO_x) and a BASF Corporation CAMET oxidation catalyst. The plan approval was extended.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.

08-00048A: Beaver Dam Energy, LLC (North Shore Place I, 358 North Shore Drive, Suite 201, Pittsburgh, PA 15212) on May 22, 2018, to extend the plan approval expiration date to November 20, 2018 to allow continued operation of five natural gas-fired reciprocating engines at their electric generating facility in Canton Township, **Bradford County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Alan Binder, P.E., Environmental Engineer Manager—Telephone: 412-442-4168.

04-00704B: Buckeye Pipeline Company LP (469 Moon Clinton Road, Coraopolis, PA 15108-3833) plan approval issuance effective May 31, 2018, to construct: one (1) aboveground storage tanks (AST), crude condensate or gasoline storage, 4,200,000-gallon capacity; controlled by internal floating roofs (IFR); one (1) Aereon (Jordan), Model No. JT-VCU-0846 (or equivalent), VCU, 468 scfm and 3,500 gpm capacity controlling crude condensate and gasoline loadout; three (3) underground spill tanks, 40,000 gallon capacity each. Reactivate of two (2) ASTs, crude condensate storage or gasoline, 1,415,400 and 2,003,400-gallon capacities respectively; controlled by IFR. Permitting of one (1) AST, distillate oil storage, 2,490,600-gallon capacity, vertical fixed roof; two (2) ASTs (Tanks 212 and 2), crude condensate or gasoline storage, 2,490,600-gallon capacity each, and controlled by IFR; permitting of crude condensate and gasoline loadout; 100,000,000-gallon per year total; rail only; controlled by a vacuum assisted vapor combustion unit ("VCU"); permitting of miscellaneous components in liquid service; controlled by leak detection and repair ("LDAR"); permitting of positive pressure propane and butane loadout; 40,333,000 gallons per year, truck or rail; permitting of

paved and unpaved roadway vehicle traffic; and Utilization of twenty-six (26) horizontal pressurized storage tanks, propane and butane storage, 90,000-gallon capacity each authorized under PA-04-00704B until November 30, 2019, at Midland Breakout Station/Midland Terminal located in Midland and Industry Boroughs, **Beaver County**.

30-00072H: Consol Pennsylvania Coal Company, LLC (1000 Consol Energy Drive, Canonsburg, PA 15317) plan approval extension effective on May 28, 2018, with expiration date of November 28, 2018, to extend the period of temporary operation of sources and controls associated with the Bailey Prep Plant expansion located in Richhill Township, **Greene County**.

30-00072I: Consol Pennsylvania Coal Company, LLC (1000 Consol Energy Drive, Canonsburg, PA 15317) plan approval extension effective on May 28, 2018, with expiration date of November 28, 2018, to extend the period of temporary operation of sources and controls associated with the Enlow Fork Overland Conveyor located in Richhill Township, **Greene County** and East Finley Township, **Washington County**.

26-00575A: Green Ridge Cemeteries, Inc. (2901 Memorial Blvd., Connellsville, PA 15425) Plan Approval Extension effective on May 28, 2017, with expiration date of November 28, 2018, to extend the period of temporary operation of the crematory at the referenced facility in Bullskin Township, **Fayette County**.

32-00394A: Teawood, Inc. DBA Bowser Minich Pet Crematory (498 Ben Franklin Road South, Indiana, PA 15701) Plan Approval Extension effective on May 28, 2018, with expiration date of November 28, 2018, to extend the period of temporary operation of the crematory at the referenced facility in White Township, **Indiana County**.

32-00438A: Rairigh-Bence Funeral Home, Inc. (965 Philadelphia Street, Indiana, PA 15701) Plan Approval Extension effective on May 28, 2018, with expiration date of November 28, 2018, to extend the period of temporary operation of the crematory at the referenced facility in Indiana Borough, **Indiana County**.

30-00195: Equitrans, LP (625 Liberty Avenue, Suite 1700 EQT Plaza, Pittsburgh, PA 15222) Plan Approval Extension effective on May 28, 2018, with expiration date of November 28, 2018, to extend the period of temporary operation of sources and controls at the Jefferson Compressor Station located in Jefferson Township, **Greene County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

10-368D: Markwest Liberty Bluestone, Bluestone Plant (1515 Arapahoe St. Tower 1, Suite 1600, Denver, CO 80202) on May 31, 2018, effective May 31, 2018, will issue a plan approval extension for the construction of two (2) 200 MMCF/day capacity cryogenic natural gas processing plants, a deethanizer, fractionator, associated process heaters and storage tanks, and three (3) additional emergency generators along with removing one existing process heater, modify an additional existing process heater, replace the existing flare, remove ten (10) existing natural gas-fired compressor engines, and replace them with electrically driven compression at their facility in **Butler County**. This will expire on November 30, 2018. This is a State Only facility.

Title V Operating Permits Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, or William Weaver, Regional Air Quality Manager, 717-705-4702.

28-05002: Letterkenny Army Depot—US Department of Defense (AMLD-EN, One Overcash Avenue, Chambersburg, PA 17201) on May 24, 2018, for the renewal of the Title V permit for the Letterkenny Army Depot in Greene/Letterkenny Townships, **Franklin County**. The Title V permit renewal also incorporated approval of a Reasonably Available Control Technology 2 (RACT 2) plan to partially supersede the existing RACT 1 plan for the facility. These RACT changes will be submitted to US EPA for approval and incorporation into Pennsylvania's State Implementation Plan (SIP). Requirements that are not part of the RACT approval will be excluded from the SIP submittal.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401.

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.

46-00059: Handelok Bag Co. (701A West Fifth Street, Lansdale, PA 19446) On June 1, 2018 for the renewal of a State Only, Synthetic Minor Operating Permit for their paper bag manufacturing facility in Lansdale Borough, **Montgomery County**.

23-00069: Trustees of the Univ. of PA (3160 Chestnut St., Philadelphia, PA 19104-6287) On June 1, 2018 for the renewal of a State Only Operating Permit for their laboratory facility located at 500 S. Ridgeway Ave. in Glenolden Borough, **Delaware County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, or William Weaver, Regional Air Quality Manager, 717-705-4702.

36-05022A: Bird-In-Hand Woodworks, Inc. (3031 Industry Drive, Lancaster, PA 17603-4025) on May 29, 2018, for the wood furniture manufacturing facility located in East Hempfield Township, **Lancaster County**. The State-only permit was renewed.

22-03037: Consolidated Scrap Resources, Inc. (P.O. Box 1761, Harrisburg, PA 17105-1761) on May 29, 2018, for the car shredding and scrap metal recovery facility located in Harrisburg City, **Dauphin County**. The State-only permit was renewed.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Contact: Matt Williams, Facilities Permitting Chief at Telephone: 814-332-6940.

16-00134: Car Mate Trailers, Inc. (32591 Route 66, Leeper, PA 16233), on June 4, 2018, the Department issued the renewal of the Natural Minor State-Only Operating Permit to a trailer manufacturing facility located in Farmington Township, **Clarion County**. Per-

mitted sources at the facility are surface coating operations, welding and plasma cutting operations, a boiler, a heating furnace, and various natural gas combustion units. Since the issuance of its operating permit in 2003, the facility has been subject to a VOC restriction of 20 tons per 12-month rolling period. Starting with this renewal, the two paint booths utilized in spray coating operations are subject to 25 Pa. Code § 129.52d. Miscellaneous natural gas combustion units are included as a permitted source subject to PM and SO_x emission limits of 25 Pa. Code §§ 123.11 and 123.22, respectively. Previously a permitted source, the oxy-acetylene cutting operation is now considered a trivial activity because it is used for maintenance purposes only.

Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA 19104-4543, Contact: Edward Wiener, Chief, Source Registration at 215-685-9476.

OP18-000002: Liberty Coca-Cola Beverages LLC (725 E Erie Avenue, Philadelphia, PA 19134) for a soft drink manufacturing and packaging facility in the City of Philadelphia, **Philadelphia County**. The facility's air emissions' sources include three (3) natural gas fired bottle warmers each rated at 3 MMBtu/hr, one (1) # 2 fuel oil fired boiler rated at 10.5 MMBtu/hr, one (1) # 2 fuel oil fired boiler rated at 3 MMBtu/hr, two (2) natural gas/# 2 fuel oil fired boilers each rated at 9 MMBtu/hr, one (1) spray paint booth for automotive parts with a 1.2 MMBtu/hr natural gas fired heater, and one (1) diesel fire pump rated at 125 hp.

OP17-000013: SEPTA Southern Bus Facility (20th and Johnson Streets, Philadelphia, PA 19145) for a transportation/bus facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include four (4) natural gas/No. 2 oil fired boilers, each rated at less than 9 MMBtu/hr, one (1) 0.72 MMBtu/hr natural gas pressure washer, one (1) 2.228 MMBtu/hr natural gas paint booth burner, three (3) solvent parts washers, one (1) Stage 2/gasoline dispensing facility, and one (1) spray booth.

Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401.

Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.

46-00264: JNA Materials LLC (7147 Camp Hill Road, Whitmarsh, PA 19034) On June 1, 2018 for an administrative amendment to change the ownership from Cad-dick Construction Co, Inc to JNA Materials LLC for their facility located in Whitmarsh Township, **Montgomery County**.

23-00037: Sunoco Partners Mkt & Term, L.P. (Fort Mifflin Terminal) (4 Hog Island Rd, Philadelphia, PA 19153) On June 1, 2018 located in Tincum Township, **Delaware County**. This minor permit modification is to address the following, concerning the boiler, Source 033: Removal of requirements from 40 CFR 63, Subpart DDDDD and incorporating applicable requirements found in 40 CFR 63, Subpart JJJJJJ. There will be no change in operation of the boilers at this facility and no change in emission limits. This change is permitted by the EPA's

change in their "Once in, Always in" rule. Permit modification of the Title V Operating Permit issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code § 127.462.

46-00044: Glasgow, Inc. (Church & Flint Hill Roads, King of Prussia, PA 19406) On June 5, 2018 for an Administrative Amendment to State Only (Synthetic Minor) Operating Permit No. 46-00044 for its McCoy facility, which is located in Upper Merion Township, **Montgomery County**. The Administrative Amendment incorporates the requirements of Plan Approval No. 46-0044C for the following modifications to the requirements in the State Only Operating Permit for the batch HMA plant and associated baghouse:

- Revisions to the hourly and annual particulate matter (PM)/PM less than 10 µm in aerodynamic diameter (PM₁₀) emission rate restrictions for the batch hot mix asphalt (HMA) plant to correspond with the best available technology (BAT) PM emission concentration restrictions of 0.016 grains per dry standard cubic foot (gr/dscf) for filterable PM and 0.021 gr/dscf for PM₁₀ (filterable plus condensable).

- A revision to the source description for the baghouse associated with the batch HMA plant to reflect the correct the type, manufacturer, rated exhaust gas flow, and quantity of filter bags used. (The physical baghouse has not been modified.)

The Administrative Amendment is issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code § 127.450.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, or William Weaver, Regional Air Quality Manager, 717-705-4702.

38-05019: Helix Ironwood LLC (305 Prescott Road, Lebanon, PA 17042-9178) on May 30, 2018, for Ironwood electrical generating facility located in South Lebanon Township, **Lebanon County**. The Title V permit underwent a minor modification addressing the installation of Siemens NextGEN ultra low-NO_x combustors on turbines No. 1 and No. 2.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.

Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.

41-00001: Transcontinental Gas Pipe Line Company, LLC (P.O. Box 1396, Houston, TX 77251-1396) on May 29, 2018, was issued a revised Title V operating permit for their Salladasburg Compressor Station located in Mifflin Township, **Lycoming County** for incorporation of the terms and conditions of Plan Approval 41-00001A as well as establishing operational parameters for the oxidation catalyst associated with the Solar Titan 130S combustion turbine approved for construction under the Plan Approval. The facility's main sources include five natural gas-fired reciprocating compressor engines and three combustion turbines. The Title V operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

08-00021: Masco Cabinetry, LLC (217 Lamoka Road, P.O. Box 158, Sayre, PA 18840) on May 29, 2018, was issued an amended State only operating permit to update the responsible official and permit contact person for their

Athens Township Plant, which is located in Athens Township, **Bradford County**. The facility's main sources include two wood-fired boilers (with natural gas backup), various woodworking operations, and a surface coating operation. The amended State only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Thomas Joseph, P.E., Facilities Permitting Chief—Telephone: 412-442-4336.

30-00177: Coresco, LLC/Dooley Run Terminal (536 Bald Hill Church Road, Dilliner, PA 15327). Administrative Amendment, issued on May 29, 2018, to change the mailing address on the permit. The facility processes coal for further distribution and transportation. The Coresco, LLC Dooley Run Terminal is located in Dunkard Township, **Greene County**.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); The Clean Streams Law; the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.20a). The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to applications will also address the application permitting requirements of the following statutes: the Air Quality Pollution Act (35 P.S. §§ 4001—4014); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1002).

Coal Permits Issued

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900.

Permit No. 32803053 and NPDES Permit No. PA0124770, A&T Coal Co., Inc., 730 Route 22 Highway, Blairsville, PA 15717, renewal of NPDES Permit, located in Banks Township, **Indiana County**. Receiving stream: unnamed tributary to Branch Bear Run, classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: September 25, 2017. Permit issued: June 1, 2018.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200.

17980104 and NPDES PA0237922. Swisher Contracting, Inc. (P.O. Box 1223, Clearfield, PA 16830). Permit renewal for reclamation only of a bituminous surface coal and auger mine located in Lawrence Township, **Clearfield County** affecting 84.0 acres. Receiving stream(s): Moose Creek classified for the following use(s): CWF, MF. There are no potable water supply intakes within 10 miles downstream. Application received: December 4, 2017. Permit issued: May 23, 2018.

17110112. Waroquier Coal Company (P.O. Box 128, Clearfield, PA 16830). Permit renewal for reclamation only of a bituminous surface coal mine located in Lawrence Township, **Clearfield County** affecting 26.0 acres. Receiving stream(s): UNT to Lick Run classified for the following use(s): HQ-CWF and UNT to West Branch Susquehanna River classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: February 23, 2018. Permit issued: May 24, 2018.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118.

Permit No. 49870202R6 and NPDES Permit No. PA0593834. Susquehanna Coal Company, (P.O. Box 27, Nanticoke, PA 18634), renewal of an existing anthracite coal refuse reprocessing and surface mine operation in Mt. Carmel and Coal Townships, **Northumberland County** affecting 788.0 acres, receiving stream: Coal Run. Applications received: March 30, 2017. Renewals issued: June 4, 2018.

Permit No. 54070102R2. Gilberton Coal Company, (10 Gilberton Road, Gilberton, PA 17934), renewal of an existing anthracite surface mine, coal refuse reprocessing and refuse disposal operation in Butler Township, **Schuylkill County**, affecting 149.7, receiving stream: Big Mine Run tributary to North Mahanoy Creek. Application received: November 8, 2017. Renewed issued: June 4, 2018.

Permit No. PAM112081R. Gilberton Coal Company, (10 Gilberton Road, Gilberton, PA 17934), renewal of General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 54070102 in Butler Township, **Schuylkill County**, receiving stream: Big Mine Run tributary to North Mahanoy Creek. Application received: November 8, 2017. Renewed issued: June 4, 2018.

Noncoal Permits Issued

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200.

PAM218013, BC Crushing, Inc., 833 Picket Road, Laceyville, PA 18623 hereby approves the Notice of Intent (NOI) submitted for coverage to discharge storm water associated with Small Noncoal Permit 08102802 to the following surface water(s) in Stevens Township, **Bradford County**. Receiving stream(s): UNT to Wolf Creek. Application received: April 23, 2018. Permit Issued: May 2, 2018.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118.

Permit No. PAM118016. Delaware Valley Landscape Stone, Inc., (P.O. Box 778, New Hope, PA 18938), General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 09830301 in Tinicum Township, **Bucks County**, receiving stream: Delaware River. Application received: April 11, 2018. Permit issued: May 30, 2018.

Permit No. PAM118005. Watsonstown Brick Company, (88 Port May Road, Watsonstown, PA 17777), General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 5677SM1 in Delaware Township, **Northumberland County**, receiving stream: Susquehanna River. Application received: February 26, 2018. Permit issued: May 30, 2018.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Blasting Permits Issued

New Stanton District Office: 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

02184007. Senex Explosives Inc (710 Millers Run Road, Cuddy, PA 15031). Blasting Plan for demolition at landfill, located in Findlay Township, **Allegheny County** with an expiration date of May 30, 2020. Blasting permit issued: June 4, 2018.

02184008. Wampum Hardware Co (636 Paden Road New Galilee, PA 16141). Blasting Plan for construction, located in Findlay Township, **Allegheny County** with an expiration date of August 1, 2018. Blasting permit issued: June 4, 2018.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118.

Permit No. 64184103. Holbert Explosives, Inc., (237 Mast Hope Plank Road, Suite A, Lackawaxen, PA 18435), construction blasting for Vinny Fiorella dwelling in Preston Township, **Wayne County** with an expiration date of May 20, 2019. Permit issued: May 29, 2018.

Permit No. 36184120. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Wabash Landing in East Cocalico Township, **Lancaster County** with an expiration date of May 31, 2019. Permit issued: May 30, 2018,

Permit No. 38184110. J Roy's, Inc., (P.O. Box 125, Bowmansville, PA 17507), construction blasting for Meadows in South Lebanon Township, **Lebanon County** with an expiration date of May 21, 2019. Permit issued: May 30, 2018.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of

publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

Southeast Region: Waterway and Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401, Telephone 484-250-5900.

E15-895. Bondsville Road Realty Venture, LLC, 2298 Horseshoe Pike, Honey Brook, PA 19344, Caln Township, **Chester County**, ACOE Philadelphia District.

To construct and maintain 20 feet long by 51.5 feet wide by 7.87 feet high ConSpan arch bridge located in and along the Beaver Creek (CWF, MF), associated with the construction of a new 57 units senior living facility. The proposed project will also include additional utility crossing to provide water, electrical, cable, sewer, as well as a parking facility with an outfall structure.

The site is located approximately 1,200 linear feet south the intersection of SR 0030 Bypass and Bondsville Road exit. (Downingtown, PA USGS map; Latitude: 40.005072; Longitude: -75.744682).

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

E46-1163. Upper Merion Transportation Authority, 175 West Valley Forge Road, King of Prussia, PA 19406, Upper Merion Township, **Montgomery County**, ACOE Philadelphia District.

Upper Merion Transportation Authority is proposing to perform the following water obstruction and encroachment activities associated with roadway improvements and bridge replacement for Church Road Bridge over SEPTA Route 100 Rail Line:

1. To remove two (2) existing 36-inch CMP and one (1) 74-inch by 78-inch arch culverts and in their place, construct and maintain a 77-foot long, prestressed concrete 12-foot by 9.83-foot arch culvert which will carry Frog Run (WWF) under Church Road.

2. To remove the existing 30.3-foot clear span Church Road Bridge over SEPTA Route 100 and in its place, construct and maintain a 55.5-foot clear span prestressed concrete spread box beam bridge located within the 100-year floodplain of Frog Run (WWF).

Approximately 294 square feet of permanent and 1,312 square feet of temporary floodway impacts are anticipated for the culvert replacement. There will be 90 cubic feet of fill placed across 0.35 acre within the 100-year floodplain. The project proposes to impact 100 linear feet (0.03 acre) of temporary and 20 linear feet (0.0006 acre) of permanent impact to a UNT to Schuylkill River (Frog Run). The proposed project is located approximately 1,500 feet east of Henderson Road (S.R. 3029)/Church Road (T-801) intersection within Upper Merion Township, Montgomery County (USGS Norristown, PA Quadrangle—Latitude: 40.086908 N; Longitude: 75.352866 W).

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

E51-280. City of Philadelphia and Glen Foerd on the Delaware, 5001 Grant Avenue, Philadelphia, PA 19114, Philadelphia City, **Philadelphia County**, ACOE Philadelphia District.

To perform the below listed water obstruction and encroachment activities associated with the Glen Foerd Kayak Dock. To construct a floating kayak launch pad/dock in Poquessing Creek. The proposed project will have 0.1 acre temporary impact and approximately 1,335 SF permanent minor floodway impact. The project located in the floodplain.

The site is approximately at the intersection of State Road North and Grant Avenue (Philadelphia Latitude 40° 3' 9"; Longitude 74° 58' 42").

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

Northeast Regional Office, Waterways and Wetlands Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone 570-826-2511.

E48-447. Vertek Construction Management, LLC, 7171 Airport Road, Suite 200, Bath, PA 18014, Bushkill Township, **Northampton County**, Army Corps of Engineers Philadelphia District.

To construct and maintain the following water obstructions and encroachments associated with the development of the Wind Gap Business Center Project:

1. An 8-foot wide pedestrian bridge with a steel truss and hardwood deck across a UNT to Sobers Run (EV, MF), having a 30-foot span and a 3.6-foot underclearance;

2. A 3-inch diameter PVC pipe supplying a spray field for a stormwater irrigation system located within the floodway of a UNT to Sobers Run (EV, MF);

3. A 6-foot wide paved pedestrian trail within the floodway of a UNT to Sobers Run (EV, MF), resulting in approximately 0.44 acre of floodway impact;

4. A 3-inch diameter PVC pipe utility line crossing impacting approximately 200 square feet of EV wetlands for the purpose of supplying stormwater to a spray field for an irrigation system;

5. Filling approximately 0.09 acre of other wetlands for the purpose of a warehouse/parking lot;

6. A grass-lined stormwater outfall channel within the floodway of an unnamed intermittent stream channel tributary to Sobers Run (EV, MF);

7. A 3-inch diameter PVC pipe utility line crossing of an unnamed intermittent stream channel tributary to Sobers Run (EV, MF) for the purpose of supplying stormwater to a spray field for an irrigation system;

8. Grading in approximately 1.99 acre of the floodway of an unnamed intermittent stream channel tributary to Sobers Run (EV, MF) for the purpose of cut/fill to construct two stormwater detention basins, parking lots, access roads, and other improvements;

9. A roadway and utility crossing of an unnamed intermittent stream channel tributary to Sobers Run (EV, MF), consisting of two 42-inch HDPE pipes with concrete headwalls and endwalls along with water and sanitary sewer lines placed adjacent to the upstream end of the culvert and gas and electric lines installed in the backfill above the culvert;

10. A roadway and utility crossing of an unnamed intermittent stream channel tributary to Sobers Run (EV, MF), consisting of two 42-inch HDPE pipes with concrete headwalls and endwalls and water, gas, electric, stormwater, and sanitary sewage lines installed in the backfill above the culvert;

11. A roadway crossing of an unnamed intermittent stream channel tributary to Sobers Run (EV, MF), consisting of cable concrete matting for emergency access;

12. A utility crossing of an unnamed intermittent stream channel tributary to Sobers Run (EV, MF) consisting of water, gas, electric, stormwater, and sanitary sewage lines installed under the channel;

13. An 8-foot wide pedestrian bridge with a steel truss and hardwood deck across EV wetlands, having a 30-foot span and a 3.6-foot underclearance;

14. Filling approximately 0.02 acre of EV wetlands for the purpose of roadway widening as required by PennDOT.

The project will permanently impact approximately 0.12 acre of wetlands and 302 linear feet of intermittent stream channel. Wetland impacts will require onsite mitigation equal to 0.12 acre.

The project is located along Moorestown Road (S.R. 512), approximately 0.5 mile west of S.R. 33 (Wind Gap, PA Quadrangle Latitude: 40.8273; Longitude: -75.3081) in Bushkill Township, Northampton County.

District Oil and Gas Operations: Eastern Oil & Gas District, 208 West Third Street, Suite 101, Williamsport, PA.

E5829-129: Middletown Township, Cabot Oil and Gas Corporation, 2000 Park Lane Drive, Suite 300, Pittsburgh, PA 15275-1121; Middletown Township, Susquehanna County, ACOE Baltimore District.

To construct, operate, and maintain:

1) a permanent fill impacting 1,470 square feet (0.03 acre) of a palustrine emergent wetland (PEM) (Lawton, PA Quadrangle; Latitude: 41° 51' 04" N, Longitude: 76° 02' 51" W).

The well site project consists of constructing a well pad and associated supportive appurtenances within Middletown Township, Susquehanna County. The project will result in 1,470 square feet (0.03 acre) of permanent wetland impacts to produce Marcellus Shale natural gas for distribution.

E5829-130: Forest Lake and Middletown Townships, Williams Field Services Company, LLC, 310 State Route 92 North, Tunkhannock, PA 18657; Forest Lake and Middletown Townships, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a 10-inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 320 square feet (0.01 acre) of a palustrine emergent wetlands (PEM) (Lawton, PA Quadrangle; Latitude: 41° 50' 36", Longitude: -76° 02' 01"),

2) a 10-inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 690 square feet (0.02 acre) of a palustrine emergent wetlands (PEM) (Lawton, PA Quadrangle; Latitude: 41° 50' 37", Longitude: -76° 02' 11"),

3) a 10-inch diameter steel natural gas gathering pipeline and temporary timber bridge impacting 19 lineal feet of an unnamed tributary to Middle Branch Wyalusing Creek (CWF, MF) (Lawton, PA Quadrangle; Latitude: 41° 50' 37", Longitude: -76° 02' 11"),

4) a 10-inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 3,803 square feet (0.09 acre) of a palustrine emergent wetlands (PEM) (Lawton, PA Quadrangle; Latitude: 41° 50' 31", Longitude: -76° 02' 36"),

5) a 10-inch diameter steel natural gas gathering pipeline and temporary timber bridge impacting 19 lineal feet of an unnamed tributary to Middle Branch Wyalusing Creek (CWF, MF) (Lawton, PA Quadrangle; Latitude: 41° 50' 29", Longitude: -76° 02' 40"),

6) a 10-inch diameter steel natural gas gathering pipeline and temporary timber bridge impacting 03 lineal feet of an unnamed tributary to Middle Branch Wyalusing Creek (CWF, MF) (Lawton, PA Quadrangle; Latitude: 41° 50' 28", Longitude: -76° 02' 41"),

7) a permanent access road impacting 3,327 square feet (0.08 acre) of a palustrine emergent wetlands (PEM) (Lawton, PA Quadrangle; Latitude: 41° 50' 32", Longitude: -76° 02' 40"),

8) a temporary work space and temporary timber mats impacting 1,006 square feet (0.02 acre) of a palustrine emergent wetlands (PEM) (Lawton, PA Quadrangle; Latitude: 41° 50' 27", Longitude: -76° 02' 43"),

9) a 10-inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 10,931 square feet (0.25 acre) of a palustrine emergent wetlands (PEM) (Lawton, PA Quadrangle; Latitude: 41° 50' 38", Longitude: -76° 03' 04"),

10) a 10-inch diameter steel natural gas gathering pipeline and temporary timber bridge impacting 03 lineal feet of an unnamed tributary to Middle Branch Wyalusing Creek (CWF, MF) (Lawton, PA Quadrangle; Latitude: 41° 50' 38", Longitude: -76° 03' 06"),

11) temporary timber mat crossing impacting 910 square feet (0.02 acre) of a palustrine emergent wetlands (PEM) (Lawton, PA Quadrangle; Latitude: 41° 50' 38", Longitude: -76° 03' 14"),

12) a 10-inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 1,497 square feet (0.03 acre) of a palustrine emergent wetlands (PEM) (Lawton, PA Quadrangle; Latitude: 41° 50' 36", Longitude: -76° 03' 15").

The natural gas gathering pipeline project consists of constructing approximately 7,921 lineal feet (1.5 mile) of 10-inch steel natural gas gathering pipelines located Forest Lake and Middletown Townships, Susquehanna County. The project will result in 227 lineal feet of temporary stream impacts, 19,157 square feet (0.44 acre) of temporary emergent wetland impacts, and 3,727 square feet (0.09 acre) of permanent emergent wetland impacts to provide safe reliable conveyance of Marcellus Shale natural gas to market.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

Southwest District: Oil & Gas Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222.

ESCGP-2 # ESX12-125-0019 Renewal
Applicant Name Rice Drilling B, LLC
Contact Person Todd Klaner
Address 2200 Energy Drive
City, State, Zip Canonsburg, PA 15317
County Washington County
Township(s) West Pike Run Township
Receiving Stream(s) and Classification(s) UNTs to Tributary 39912 to Pike Run (TSF), Tributary 39912 to Pike Run (TSF), Tributary 39913 to Pike Run (TSF)

ESCGP-2 # ESG14-059-0012 Renewal
Applicant Name Rice Drilling B, LLC
Contact Person Todd Klaner
Address 2200 Energy Drive
City, State, Zip Canonsburg, PA 15317
County Greene County
Township(s) Morris Township
Receiving Stream(s) and Classification(s) UNT to Browns Creek (HQ-WWF) & UNT to Bates Fork (HQ-WWF)

ESCGP-2 # ESX18-007-0002
Applicant Name ETC Northeast Field Services, LLC
Contact Person Tom Glisson
Address 6051 Wallace Road Ext, 3rd Floor

City, State, Zip Wexford, PA 15090
 County Beaver County
 Township(s) Marion Township
 Receiving Stream(s) and Classification(s) Tributary 34900
 to Connoquenessing Creek (WWF), UNT to Con-
 noquenessing Creek (WWF), Tributary 68322 to
 Muntz Run (WWF)

*Eastern Region: Oil & Gas Management Program Man-
 ager, 208 West Third Street, Williamsport, PA 17701.*

ESCGP-2 # ESX29-117-17-0008(01)
 Applicant Name SWEPI LP
 Contact Person Jason Shoemaker
 Address 150 N Dairy Ashford, E1296-E
 City, State, Zip Houston, TX 77079
 County Tioga
 Township(s) Richmond
 Receiving Stream(s) and Classification(s) Canoe Camp Ck
 (CWF)

ESCGP-2 # ESG29-081-18-0014
 Applicant Name Rockdale Marcellus Inc
 Contact Person Sean Wainwright
 Address 4600 J Barry Court, Suite 120
 City, State, Zip Canonsburg, PA 15317
 County Lycoming

Township(s) Jackson
 Receiving Stream(s) and Classification(s) UNT to Block-
 house Ck (CWF)
 Secondary—Blockhouse Ck (CWF)

ESCGP-2 # ESX29-015-18-0009
 Applicant Name Chief Oil & Gas LLC
 Contact Person Jeffrey Deegan
 Address 1720 Sycamore Rd
 City, State, Zip Montoursville, PA 17754
 County Bradford
 Township(s) Monroe
 Receiving Stream(s) and Classification(s) UNT to S
 Branch Towanda Ck (CWF-MF); UNT to Ellis Ck
 (WWF-MF); UNT to Bennetts Ck (WWF-MF)
 Secondary—S Branch Towanda Ck; Ellis Ck;
 Bennetts Ck

ESCGP-2 # ESG29-117-18-0010
 Applicant Name Seneca Resources Corp
 Contact Person Doug Keplar
 Address 5800 Corporate Dr, Suite 300
 City, State, Zip Pittsburgh, PA 15237
 County Tioga
 Township(s) Bloss
 Receiving Stream(s) and Classification(s) Sand Run (EV);
 Red Run (CWF); Boone Run (CWF)

STORAGE TANKS

SITE-SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permits, under the authority of the Storage Tank Spill Prevention Act (35 P.S. §§ 6021.304, 6021.504, 6021.1101—6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C, have been issued by the Bureau of Environmental Cleanup and Brownfields, Director, P.O. Box 8763, Harrisburg, PA 17105-8763.

SSIP Permit No.	Applicant Name & Address	County	Municipality	Tank Type	Tank Capacity
18-02-042	911 Airlift Wing USAF 2475 Defense Avenue Coraopolis, PA 15108 Attn: Kristi Cavanaugh	Allegheny	Moon Township	1 AST storing jet fuel A	210,000 gallons

SPECIAL NOTICES

Notice of Certification to Perform Radon-Related Activities in Pennsylvania

In the month of May 2018 the Department of Environmental, under the authority contained in the Radon Certification Act (63 P.S. §§ 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the following persons to perform radon-related activities in this Commonwealth. The period of certification is 2 years. (For a complete list of persons currently certified to perform radon-related activities in this Commonwealth and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P.O. Box 8469, Harrisburg, PA 17105-8469, (1-800-23RADON).

Name	Address	Type of Certification
A 1 House Prep	340 Freed Road Harleysville, PA 19438	Testing
Robert Beattie	219 E. 2nd Street Wind Gap, PA 18091	Testing
Thomas Bimson	14501 George Carter Way # 110 Chantilly, VA 20151	Testing
Patrick Borkowski	1011 S. 24th Street Philadelphia, PA 19146	Testing
Jason Cramer	1771 Zinfandel Court West Easton, PA 18045	Testing

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<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Victor Delfi	1923 Hawk Drive Stroudsburg, PA 18360	Testing
Tony Domingues Integra Environmental	1038 Trexlertown Road Breinigsville, PA 18031	Mitigation
Gary Drenning	P.O. Box 237 Hollidaysburg, PA 16648	Testing
Enviroquest, Inc.	1738 N. 3rd Street, Suite A Harrisburg, PA 17102	Mitigation
Adam Ginocchi	407 Jenny Lane New Castle, PA 16101	Testing
Bryan Griest	207 S. Duffy Road Butler, PA 16001	Testing
Thomas Hatton Clean Vapor, LLC	P.O. Box 688 Blairstown, NJ 07825	Mitigation
Robert Hewlett	P.O. Box 1942 Cranberry Township, PA 16066	Mitigation
Stephen Hill	412 Bedford Street Windber, PA 15963	Testing
Craig Hopkin	2625 Conway Wallrose Road Freedom, PA 15042	Testing
Daniel Kostenbader	772 Golden Eagle Drive Nazareth, PA 18064	Testing
Oleg Lapko	14501 George Carter Way, # 110 Chantilly, VA 20151	Testing
Thomas McArdle Seitz Brothers	83 Claremont Avenue Tamaqua, PA 18252	Mitigation
Brian Mishler Homestudy, Inc.	212 W. Grant Street Latrobe, PA 15650	Testing
Oak Leaf Field Services, Inc.	535 Derr Hill Road Lock Haven, PA 17745	Mitigation
Michael Parenti	1120 Candy Lane Erie, PA 16505	Mitigation
Celia Rajkovich	122 W. 5th Avenue Derry, PA 15627	Laboratory Analysis
David Roberts	92 White Rock Terrace Courtdale, PA 18704	Testing
James Rossi	18 Nut Grove Road Pine Grove, PA 17963	Mitigation
S.A.F.E. Inspection Services, LLC	P.O. Box 343 East Berlin, PA 17316	Testing
Edward Schluth	18 Farview Road Telford, PA 18969	Testing
Malissa Sears	1576 N. Commerce Parkway Weston, FL 33326	Laboratory Analysis
Brian Seitz Seitz Brothers	83 Claremont Avenue Tamaqua, PA 18252	Testing
Jon Shaffer	1115 Cornell Street Pittsburgh, PA 15212	Mitigation
Martin Viale	30 Ashley Road Gibsonia, PA 15044	Mitigation

**Intent to Renew NPDES Permit No. PA0029912;
Public Meeting/Hearing**

Notice is hereby given under 25 Pa. Code § 92a.83 that the Department of Environmental Protection (Department) will hold a public meeting/public hearing on July 17, 2018, starting at 6 p.m. to 8:30 p.m. at Marshallton United Methodist Church located at 1282 W. Strasburg Rd., West Chester, PA 19382.

The purpose of the public meeting/public hearing is to take testimony concerning the Department's intent to renew NPDES Permit No. PA0029912 to Embreeville Redevelopment GP, LLC for the discharge of treated sewage from Embreeville Complex STP to West Branch Brandywine Creek located in Newlin Township, Chester County.

In accordance with 25 Pa. Code § 92a.82, the Department published notice of the draft NPDES permit in the *Pennsylvania Bulletin* on March 17, 2018, to allow for public comment regarding this proposal. Appointments may be made to review the Department's files on this case by calling the File Review Coordinator at (484) 250-5910.

The Department will accept and record testimony concerning Embreeville application. Persons wishing to present testimony at the hearing should contact the Department's Community Relations Coordinator at (484) 250-5808 on or before July 17, 2018. Organizations are encouraged to designate one witness to present testimony on behalf of the organization. Persons unable to attend the hearing may submit three copies of a written statement and exhibits within 10 days thereafter to the Department of Environmental Protection, Clean Water Program, 2 E Main Street, Norristown, PA 19401. Written submittals must contain the name, address and telephone number of the person submitting the comments; identification of the proposed draft NPDES Permit No. (PA0029912); and concise statements regarding the relevancy of the information or objections to issuance of the NPDES Permit.

Individuals in need of an accommodation as provided for in the Americans with Disabilities Act of 1990 should contact the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

**Final Water Quality Certification Required by
Section 401 of the Federal Clean Water Act for the
Transcontinental Gas Pipe Line Company, LLC—
Northeast Supply Enhancement Expansion Project;
DEP File No. WQ03-001**

*Southcentral Region: Waterways & Wetlands Program,
909 Elmerton Avenue, Harrisburg, PA 17110-8200, Scott
Williamson (717) 705-4802.*

WQ03-001. Transcontinental Gas Pipe Line Company, LLC (Transco), 2800 Post Oak Boulevard, Suite 900, Houston, TX 77056, Northeast Supply Enhancement Project (Project) in Drumore, East Drumore and Eden Townships, **Lancaster County** and East Whiteland Township, **Chester County** (Holtwood, Wakefield and Quarryville, PA Quadrangles, pipeline centered near Lat: 39° 51' 26.55"; Long: -76° 12' 42.87" and compressor station located at Lat: 40° 02' 56.16"; Long: -75° 35' 15.33") United States Army Corps of Engineers Baltimore District.

On March 27, 2017, Applicant filed an application with the Federal Energy Regulatory Commission (FERC) in Docket No. CP-17-101 under section 7 of the Natural Gas

Act (NGA) for the purpose of obtaining a Certificate of Public Convenience and Necessity (Certificate) to construct, own and operate its Project (FERC Docket No. CP-17-101). The FERC draft Environmental Impact Statement (Draft EIS) for the Project, (dated 03/23/2018) may be viewed on FERC's web site at www.ferc.gov (search eLibrary; Docket Search; CP-17-101).

The Project facilities in this Commonwealth would consist of approximately 10.17 miles of new 42-inch diameter natural gas pipeline in Drumore, East Drumore, and Eden Townships, Lancaster County and the addition of one 21,902 horsepower motor-driven compressor at the existing Compressor Station 200 in East Whiteland Twp., Chester County, PA. The Project, as proposed, will require approximately 212.2 acres of earth disturbance in this Commonwealth, permanent impacts to 25 linear feet of Wissler Run (HQ-WWF, MF), 10 linear feet of Fishing Creek (HQ-CWF, MF), 4 linear feet of an unnamed tributary to Fishing Creek (HQ-CWF, MF), 2 linear feet of an unnamed tributary to Conowingo Creek (HQ-CWF, MF), 44 linear feet of Conowingo Creek (HQ-CWF, MF), 27 linear feet of an unnamed tributary to Conowingo Creek, 18 linear feet of an unnamed tributary to Conowingo Creek (HQ-CWF, MF), 2 linear feet of an unnamed tributary to Stewart Run (HQ-CWF, MF), 15 feet of an unnamed tributary to Stewart Run (HQ-CWF, MF), 6 linear feet of Bowery Run (HQ-CWF, MF), 0.33 acre of temporary impacts to floodway, 1.73 acre of permanent impacts to floodway and; 1.99 acre of permanent impacts and 0.50 acre of temporary impacts to wetlands.

On June 16, 2017, Applicant submitted a request for Water Quality Certification under section 401 of the Federal Clean Water Act (33 U.S.C.A. § 1341) for the Northeast Supply Enhancement Project to the Department of Environmental Protection (Department).

The purpose of the Project is to provide 400,000 Dekatherms per day of incremental capacity to National Grid at Applicant's existing Rockaway Delivery Point offshore in Queens County, NY.

The Project also includes various aboveground facilities, including pig launchers, piping and valves that would be constructed to support the pipeline system expansion and compressor station modification in this Commonwealth.

The Department hereby issues section 401 Water Quality Certification to Transco for the Northeast Supply Enhancement Project and certifies that Transco's construction, operation and maintenance of the Project complies with the applicable provisions of sections 301—303, 306 and 307 of the Federal Clean Water Act (33 U.S.C.A. §§ 1311—1313, 1316 and 1317). The Department further certifies that Transco's construction, operation and maintenance of the Project will not violate applicable State water quality standards, provided that Transco complies with the applicable laws, permitting programs, criteria and conditions established under State law and as part of the Water Quality Certification as follows:

1. *Discharge Permit*—Transco shall obtain and comply with a Department National Pollutant Discharge Elimination System (NPDES) permit for the discharge of water from the hydrostatic testing of the Project pipeline under Pennsylvania's Clean Streams Law (35 P.S. §§ 691.1—691.1001) and all applicable implementing regulations (25 Pa. Code Chapter 92a).

2. *Erosion and Sediment Control Permit*—Transco shall obtain and comply with the Department's Chapter 102 Erosion and Sediment Control General Permit for Earth

Disturbance Associated with Oil and Gas Exploration, Production, Processing or Treatment (ESCGP-2 permit) for the Project issued under Pennsylvania's Clean Streams Law and Storm Water Management Act (32 P.S. §§ 680.1—680.17) and all applicable implementing regulations (25 Pa. Code Chapter 102).

3. *Water Obstruction and Encroachment Permits*—Transco shall obtain and comply with a Department Chapter 105 Water Obstruction and Encroachment Permits for the construction, operation and maintenance of all water obstructions and encroachments associated with the Project under Pennsylvania's Clean Streams Law, Dam Safety and Encroachments Act (32 P.S. §§ 673.1—693.27), and Flood Plain Management Act (32 P.S. §§ 679.101—679.601.) and all applicable implementing regulations (25 Pa. Code Chapter 105).

4. *Water Quality Monitoring*—The Department retains the right to specify additional studies or monitoring to ensure that the receiving water quality is not adversely impacted by any operational and construction process that may be employed by Transco.

5. *Operation*—For the Project under this certification, Transco shall at all times properly operate and maintain all Project facilities and systems of treatment and control (and related appurtenances) which are installed to achieve compliance with the terms and conditions of this Certification and all required permits. Proper operation and maintenance includes adequate laboratory controls, appropriate quality assurance procedures, and the operation of backup or auxiliary facilities or similar systems installed by Transco.

6. *Incidents Causing or Threatening Pollution*—In compliance with 25 Pa. Code § 91.33, in the event of a spill or discharge of a polluting substance that may endanger downstream users of waters of this Commonwealth or would otherwise result in pollution or create the danger of pollution to waters of this Commonwealth, Transco shall contact the Department immediately by telephone, immediately implement their Spill Plan for Oil and Hazardous Materials and take other steps or measures to abate the polluting discharge or danger thereof to waters of this Commonwealth and users of waters of this Commonwealth. Transco shall otherwise fully comply with 25 Pa. Code § 91.33.

7. *Inspection*—The Project, including all relevant records, are subject to inspection at reasonable hours and intervals by an authorized representative of the Department to determine compliance with this Certification, including all required permits required, and Pennsylvania's Water Quality Standards. A copy of this Certification shall be available for inspection by the Department during such inspections of the Project.

8. *Transfer of Projects*—If Transco intends to transfer any legal or equitable interest in the Project which is affected by this Certification, Transco shall serve a copy of this Certification upon the prospective transferee of the legal and equitable interest at least 30 days prior to the contemplated transfer and shall simultaneously inform the applicable Department Regional Office of such intent. Notice to the Department shall include a transfer agreement signed by the existing and new owners containing a specific date for transfer of responsibility, coverage and liability under the Certification and any permits, authorizations and approvals obtained to comply with the Certification. The new owner shall submit to the Department a new application form for the Certification and any permits, authorizations and approvals required to comply with the Certification signed by the new owner.

9. *Correspondence*—All correspondence with and submittals to the Department concerning this Certification shall be addressed to the Department of Environmental Protection, South-central Regional Office, Waterways and Wetlands Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.

10. *Reservation of Rights*—The Department may suspend or revoke this Certification if (i) the Department becomes aware of new facts about the Project that warrant such action; or (ii) the Department determines that Transco has not complied with the terms and conditions of this certification. The Department may require additional measures to achieve compliance with any applicable law or regulation.

11. *Other Laws*—Nothing in this Certification shall be construed to preclude the institution of any legal action or relieve Transco from any responsibilities, liabilities, or penalties established pursuant to any applicable Federal or State law or regulation.

12. *Severability*—The provisions of this Certification are severable and should any provision of this Certification be declared invalid or unenforceable, the remainder of the Certification shall not be affected thereby.

Any person aggrieved by this action may file a petition for review under section 19(d) of the Natural Gas Act (15 U.S.C.A. § 717r(d)), with the Office of the Clerk, United States Court of Appeals for the Third Circuit, 21400 United States Courthouse, 601 Market Street, Philadelphia, PA 19106-1790 as provided by law. Important legal rights are at stake, so you should show this document to a lawyer promptly.

General NPDES Permit for Stormwater Discharges

New Stanton District Office: 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

PAG-02 256517001. Stream Restoration, Inc. (434 Spring Street Extension, Mars, PA 16046). General NPDES permit for stormwater discharges associated with the reclamation of the Hostetter AMD Treatment Project, located in Unity Township, **Westmoreland County**, affecting 92.5 acres. Receiving streams: Ninemile Run. Application received: April 21, 2017. Permit issued: May 30, 2018.

[Pa.B. Doc. No. 18-926. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Aggregate Advisory Board Meeting

The Aggregate Advisory Board will meet on Wednesday, August 8, 2018, from 10 a.m. to 12 p.m. at Pennsy Supply, Thomasville Quarry Office, 55 South Biesecker Road, Thomasville, PA 17364. The meeting will also be offered in a conference call format.

Questions concerning the meeting can be directed to Daniel E. Snowden, DEd, at dsnowden@pa.gov or (717) 783-8846. The agenda and meeting materials for the meeting will be available 2 weeks prior to the meeting date through the Public Participation tab on the Department of Environmental Protection's web site at www.dep.pa.gov (select "Public Participation," then "Advisory Com-

mittees,” then “Mining Advisory Committees,” then “Aggregate Advisory Board”).

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Daniel E. Snowden, DEd, at (717) 783-8846 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 18-927. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Agricultural Advisory Board Meeting Cancellation

The Agricultural Advisory Board (Board) meeting scheduled for Thursday, June 28, 2018, has been cancelled. The next Board meeting is scheduled for Thursday, August 16, 2018, at 10:30 a.m. on location at Ag Progress Days, 2710 West Pine Grove Road, Pennsylvania Furnace, PA 16865.

Questions concerning the August 16, 2018, meeting should be directed to Jay Braund, Bureau of Clean Water, at jbraund@pa.gov or (717) 772-5636. The agenda and materials will be available through the Department of Environmental Protection’s (Department) web site at www.dep.pa.gov/publicparticipation (select “Advisory Committees,” then “Water Advisory Committees,” then “Agricultural Advisory Board”).

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 772-5636 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 18-928. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Availability of Technical Guidance

Technical guidance documents are available on the Department of Environmental Protection’s (Department) web site at www.elibrary.dep.state.pa.us. The “Technical Guidance Final Documents” heading is the link to a menu of the various Department bureaus where each bureau’s final technical guidance documents are posted. The “Technical Guidance Draft Documents” heading is the link to the Department’s draft technical guidance documents.

Ordering Paper Copies of Department Technical Guidance

The Department encourages the use of the Internet to view and download technical guidance documents. When

this option is not available, persons can order a paper copy of any of the Department’s draft or final technical guidance documents by contacting the Department at (717) 783-8727.

In addition, bound copies of some of the Department’s documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes to Technical Guidance Documents

Following is the current list of recent changes. Persons who have questions or comments about a particular document should call the contact person whose name and phone number is listed with each document.

Rescission of Technical Guidance

DEP ID: 383-3500-105. *Title:* Vulnerability Assessment Summary. *Description:* This guidance document is obsolete. Instructions for applying for and receiving waivers for synthetic organic chemicals (SOC) are included in forms 3930-FM-BSDW0020a, b, e, f, g and h on the Department’s eLibrary at <http://www.depgreenport.state.pa.us/elibrary/>.

Contact: Questions should be directed to Jeff Allgyer at jallgyer@pa.gov or (717) 772-4015.

Effective Date: June 26, 2018

DEP ID: 383-0810-105. *Title:* Summary of Key Requirements for the Phase II and Phase V Wellhead Protection Rules. *Description:* This guidance document is obsolete. Monitoring and reporting requirements for inorganic chemicals, SOCs and volatile synthetic organic chemicals are now contained in the technical guidance document 383-3301-105 “Laboratory Reporting Instructions for Chemical Contaminants in Drinking Water Distribution Systems” and waiver information is contained in forms 3930-FM-BSDW0020a—h on the Department’s eLibrary at <http://www.depgreenport.state.pa.us/elibrary/>.

Contact: Questions should be directed to Jeff Allgyer at jallgyer@pa.gov or (717) 772-4015.

Effective Date: June 26, 2018

DEP ID: 383-0810-303. *Title:* Summary of Key Requirements for Vended Water Systems. *Description:* This guidance document is obsolete. Monitoring and reporting requirements are now contained in the following technical guidance documents: 383-3301-105 “Laboratory Reporting Instructions for Chemical Contaminants in Drinking Water Distribution Systems,” 383-3301-102 “Laboratory Reporting Instructions for Total and Fecal Coliform Bacteria” and 383-3301-306 “Disinfectant Residuals, Disinfection Byproducts and Precursors.” These documents can be found on the Department’s eLibrary at <http://www.depgreenport.state.pa.us/elibrary/>.

Contact: Questions should be directed to Jeff Allgyer at jallgyer@pa.gov or (717) 772-4015.

Effective Date: June 26, 2018

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 18-929. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Mining and Reclamation Advisory Board Meeting

The Mining and Reclamation Advisory Board will meet on Thursday, July 19, 2018, from 9 a.m. to 12 p.m. at the New Stanton District Mining Office, 131 Broadview Road, New Stanton, PA 15672. The meeting will also be offered in a conference call format.

Questions concerning the meeting can be directed to Daniel E. Snowden, DEd, at dsnowden@pa.gov or (717) 783-8846. The agenda and meeting materials for the meeting will be available 2 weeks prior to the meeting date through the Department of Environmental Protection's (Department) web site at www.dep.pa.gov (select "Public Participation," then "Advisory Committees," then "Mining Advisory Committees," then "Mining and Reclamation Advisory Board (MRAB)").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Daniel E. Snowden, DEd, at (717) 783-8846 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 18-930. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notice of Availability for Public Comment of Draft Water Quality Assessment Methodologies

The Department of Environmental Protection (Department) is requesting public comment for its draft additions to the Assessment and Listing Methodology (assessment methodology) for the 2018 Integrated Water Quality Monitoring and Assessment Report (Integrated Report). Sections 303(d), 305(b) and 314 of the Federal Clean Water Act (33 U.S.C.A. §§ 1313(d), 1315(b) and 1324 require states to report on the condition of all surface waters in the biennial Integrated Report. The methodologies referred to in this public notice will be used, when finalized, to assess the quality of the Commonwealth's waters under this legal mandate.

The assessment methodology is a compilation of multiple methods used to assess waters that may appear in the Integrated Report. For the 2018 Integrated Report, the assessment methodology is being updated to reflect three newly developed methodologies.

The Department will accept comments on the new methods including: Semi-Wadeable Large River Macroinvertebrate Assessment Method; Continuous Physicochemical Assessment Method; and Eutrophication Cause Determination Method. The Department will consider all public comments regarding the data analyses protocols contained in these three methodologies.

The draft methods are available on the Department's eComment System <http://www.ahs.dep.pa.gov/eComment>.

Because of the large number of pages, the methods will not be available in hard copy.

Interested persons may submit written comments on the draft water quality assessment methodologies by Monday, July 30, 2018. Comments submitted by facsimile will not be accepted. All comments, including comments submitted by e-mail, must include the originator's name and address. Commentators are encouraged to submit comments using the Department's online eComment System at www.ahs.dep.pa.gov/eComment. Written comments should be submitted by e-mail to ecomment@pa.gov or to the Department of Environmental Protection, Policy Office, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Gary Walters at (717) 787-9637 or through the Pennsylvania AT&T Relay Service at (800) 654-5894 (TTD) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 18-931. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Pennsylvania's 2018 Annual Ambient Air Monitoring Network Plan

The Department of Environmental Protection (Department) is seeking public comment on Pennsylvania's 2018 Annual Ambient Air Monitoring Network Plan (Plan). The Plan has been updated to address changes that have been made in the Commonwealth's ambient air monitoring network and to identify changes that are anticipated to occur in the remainder of 2018 and in 2019.

On October 17, 2006, the United States Environmental Protection Agency (EPA) promulgated final amendments to the National ambient air monitoring requirements for criteria pollutants in 40 CFR Parts 53 and 58 (relating to ambient air monitoring reference and equivalent methods; and ambient air quality surveillance). See 71 FR 61236 (October 17, 2006). The EPA's final rule requires state and local agencies to enhance air monitoring to "improve public health protection and better inform the public about air quality in their communities." Under 40 CFR 58.10 (relating to annual monitoring network plan and periodic network assessment), air quality state and local monitoring agencies must adopt an annual air monitoring network plan and make the plan available for public inspection for at least 30 days prior to final submission to the EPA Regional Administrator. The Plan, which is due July 1, 2018, must include a statement of purpose for each monitor and evidence that siting and operation of each monitor meets Federal requirements. The EPA may also provide an opportunity for review and comment prior to approving or disapproving a state's monitoring network plan.

The Plan is available on the Department's web site at www.ahs.dep.pa.gov/eComment or by contacting Nick Lazor at nlazor@pa.gov or (717) 783-9268.

The Department must receive comments no later than July 16, 2018. Commentators are encouraged to submit

comments using the Department's eComment system at www.ahs.dep.pa.gov/eComment or by e-mail to ecomment@pa.gov. Written comments can be submitted to the Policy Office, Department of Environmental Protection, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063. Use "2018 Annual Monitoring Network Plan" as the subject line in written communication.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 18-932. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Proposed State Implementation Plan Revision; Certification of Reasonably Available Control Technology for Control Techniques Guidelines under the 2008 8-hour Ozone National Ambient Air Quality Standards; Incorporation of 25 Pa. Code Chapter 122 into the Commonwealth's State Implementation Plan Public Hearings

The Department of Environmental Protection (Department) is proposing to submit a State Implementation Plan (SIP) revision to the United States Environmental Protection Agency (EPA) as required by the Clean Air Act (CAA) (42 U.S.C.A. §§ 7401—7671q) and the implementing regulations under the 2008 ozone National Ambient Air Quality Standards (NAAQS). This proposed SIP revision certifies that the Department is implementing regulations that meet reasonably available control technology (RACT) based on the EPA's Control Techniques Guidelines (CTG) for the 2008 ozone NAAQS. The Department is also requesting that the EPA include as part of this SIP revision 25 Pa. Code Chapter 122 (relating to National standards of performance for new stationary sources), which incorporates by reference the Federal New Source Performance Standards (NSPS) in 40 CFR Part 60 (relating to standards of performance for new stationary sources) to address RACT for certain CTG source categories.

Section 172(c)(1) of the CAA (42 U.S.C.A. § 7502(c)(1)) provides that SIPs or SIP revisions for areas in nonattainment of a NAAQS must include plan provisions to provide for the implementation of all reasonably available control measures as expeditiously as practicable (including reductions in emissions from existing sources in the area as may be obtained through the adoption, at a minimum, of RACT) and must provide for attainment of the NAAQS. Section 182(b)(2) of the CAA (42 U.S.C.A. § 7511a(b)(2)) provides that for certain nonattainment areas, states must revise their SIPs to include provisions to require the implementation of RACT under section 172(c)(1) of the CAA with respect to each category of volatile organic compound (VOC) emissions covered by a CTG document issued before or after November 15, 1990.

Under section 184(b)(1)(B) of the CAA (42 U.S.C.A. § 7511c(b)(1)(B)), in accordance with section 110 of the CAA (42 U.S.C.A. § 7410), each state included within a transport region established for ozone must submit a SIP revision which, among other things, requires the implementation of RACT with respect to all sources of VOCs in the state covered by a CTG issued before or after November 15, 1990.

The Department is including the following items as part of this SIP revision:

- CTG RACT Certifications under the 2008 8-hour ozone NAAQS
- Certification of Negative Declarations for RACT Purposes
- Incorporation of 25 Pa. Code Chapter 122:
 - a. Document A1—Final Annex A the Department's NSPS Rule Chapter 122
 - b. Document A2—1978 *Pennsylvania Bulletin* Notice—Proposed Chapter 122 Rulemaking and Public Comment Notice
 - c. Document A3—1979 April *Pennsylvania Bulletin* Notice—Final Chapter 122 Rulemaking
 - d. Document A4—1979 May *Pennsylvania Bulletin* Notice—Final Chapter 122 Rulemaking
 - e. Document A5—1997 *Pennsylvania Bulletin* Notice—Final Chapter 122 Rulemaking
- Incorporation into the SIP of unredacted language in the following permits:
 - a. Document B1—Permit 25-00930 Donjon Shipbuilding as redacted
 - b. Document B2—Permit No. 26-00545 Heartland Fabrication (Formerly Brownsville Marine) as redacted
 - c. Document E1—Permit No. 39-00024 Geo Specialty Chem Trimet Div as redacted

The following items, with exception of the documents previously referenced, are not being submitted for incorporation into the Commonwealth's SIP and are only included as supporting reference documents:

- Appendix A: Natural Gas Processing Facilities
- Appendix B: Shipbuilding Cover Sheet
- Appendix C: Large Petroleum Dry Cleaners
- Appendix D: SOCM I Distillation and Reactor Processes
- Appendix E: SOCM I Air Oxidation Processes
- Appendix F: CTG and NSPS Subpart KKK

The Department is seeking public comment on this SIP revision that proposes to: certify that the Department's regulations to control VOC emissions have been implemented in this Commonwealth and address RACT based on the EPA's CTG for the 2008 ozone NAAQS; incorporate 25 Pa. Code Chapter 122 and source-specific permit limits into the Commonwealth's SIP; and submit negative declarations for RACT purposes under the 2008 ozone NAAQS where there are no existing sources in this Commonwealth.

The proposed SIP revision and supporting documents are available on the Department's web site at <http://www.ahs.dep.pa.gov/eComment> or by contacting Amanda Rodriguez at amarodrigu@pa.gov or (717) 787-9702.

The Department will provide the opportunity for three public hearings to receive comments on the proposed SIP revision. The hearings will be held on Monday, July 16, 2018, at 1 p.m. in the Southwest Regional Office, Waterfront A Conference Room, 400 Waterfront Drive, Pittsburgh, PA 15222-4745; the Southeast Regional Office, Delaware Conference Room, 2 East Main Street, Norristown, PA 19401; and the Rachel Carson State Office Building, 12th Floor, Conference Room, 400 Market Street, Harrisburg, PA 17105.

Persons wishing to present testimony should contact Randy Bordner, P.O. Box 8468, Harrisburg, PA 17105, or Amanda Rodriguez at (717) 787-9702 or amarodrigu@pa.gov to reserve a time. Witnesses will be limited to 10 minutes and should provide two written copies of their testimony.

If by July 13, 2018, no person has expressed an interest in testifying at a hearing, the hearing will be cancelled. The Department will provide public notice on the Bureau of Air Quality webpage at <http://www.dep.pa.gov/Business/Air/BAQ/Pages/default.aspx> if the hearing is cancelled. Persons may also contact the Department to find out if the hearing is cancelled by contacting Amanda Rodriguez at amarodrigu@pa.gov or (717) 787-9702.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Amanda Rodriguez at (717) 787-9702 or through the

Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

The Department must receive comments no later than July 17, 2018. Commentators are encouraged to submit comments using the Department's eComment system at www.ahs.dep.pa.gov/eComment or by e-mail to ecomment@pa.gov. Written comments can be submitted to the Policy Office, Department of Environmental Protection, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063. Use "CTG RACT Certification SIP" as the subject line in written communication.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 18-933. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Stream Redesignation Evaluations

Under 25 Pa. Code § 93.4d (relating to processing of petitions, evaluations and assessments to change a designated use) the Department of Environmental Protection (Department) gives notice that an evaluation will be conducted on the following stream sections to determine the proper water use designation in the Commonwealth's Water Quality Standards.

<i>Stream Name</i>	<i>Tributary to</i>	<i>County</i>
Bear Creek	Schuylkill River	Schuylkill
Beaver Run	West Branch Susquehanna River	Clearfield
Bellman Run	Johnson Creek	Tioga
Bender Run	West Branch Susquehanna River	Lycoming
Big Run	Mahoning Creek	Jefferson
Boal Gap Run	Sinking Creek	Centre
Boiling Spring Run	Beaverdam Creek	Blair
Bradley Run	Clearfield Creek	Cambria
Brooder Hollow Brook	North Branch Cole Creek	McKean
Campbell Hollow Run	Lillibridge Creek	McKean
Cush Creek	West Branch Susquehanna River	Indiana
Dale Run	Moravian Run	Clearfield
Earl Hollow Run	Allegheny River	Potter
Elk Creek Park Run	Elk Creek	Erie
Elm Flat Run	Allegheny River	Potter
Fishing Creek	Bald Eagle Creek	Clinton
Fisk Hollow Run	Fishing Creek	Potter
Flanigans River	Little Chest Creek	Cambria
Husband Run	Oil Creek	Venango
Kishacoquillas Creek	Juniata River	Mifflin
Laurel Run	Mill Creek	Luzerne
Little Chest Creek	Chest Creek	Cambria
Little Juniata River	Juniata River	Huntingdon
Little Sandy Run	North Fork Beech Creek	Centre
Long Run	Lehigh River	Carbon
Martins Creek	Delaware River	Northampton
McElhattan Creek	West Branch Susquehanna River	Clinton
Mill Creek	Aquashicola Creek	Carbon
Mill Creek	North Branch Susquehanna River	Luzerne

<i>Stream Name</i>	<i>Tributary to</i>	<i>County</i>
Mountain Lick Creek	Mountain Run	Clearfield, Elk
Moyers Mill Run	Walker Lake	Snyder
Obenhoffers Creek	North Branch Susquehanna River	Luzerne
Orson Run	Muddy Creek	York
Penns Creek	Susquehanna River	Centre
Penns Creek	Susquehanna River	Centre
Pohopoco Creek	Lehigh River	Carbon
Poplar Run	Bell Run	Clearfield
Pump Station Hollow Run	Allegheny River	Potter
Roaring Run	Slab Cabin Run	Centre
Sawmill Run	West Branch Susquehanna River	Clearfield
Smoke Hole Run	South Fork Powell Creek	Dauphin
Snyder Run	Allegheny River	Venango
Spring Creek	Blue Marsh Lake	Berks
Sugar Hollow Creek	Pohopoco Creek	Monroe
Teed Hollow	Cowanesque River	Potter
Unnamed Tributary (UNT) to Allegheny River (River Mile 107.57)	Allegheny River	Venango
UNT to Bear Run (River Mile 2.92)	Bear Run	Clearfield, Indiana
UNT to Bell Run (River Mile 4.62)	Bell Run	Clearfield
UNT to Bell Run (River Mile 7.6)	Bell Run	Clearfield
UNT to Chest Creek	Chest Creek	Cambria
UNT to Clearfield Creek	Clearfield Creek	Cambria
UNT to Curry Run (River Mile 4.78)	Curry Run	Clearfield
UNT to Dale Run (River Mile 0.36)	Dale Run	Clearfield
UNT to Gap Run (River Mile 1.39)	Gap Run	Centre
UNT to Lehigh Canal (River Mile 2.18)	Lehigh Canal	Northampton
UNT to Lehigh River (River Mile 3.45)	Lehigh River	Northampton
UNT to Lizard Creek (River Mile 11.35)	Lizard Creek	Schuylkill
UNT to Lizard Creek (River Mile 13.64)	Lizard Creek	Schuylkill
UNT to Pine Creek (River Mile 1.09)	Pine Creek	Crawford
UNT to Spring Creek (River Mile 1.31)	Spring Creek	Centre
UNT to Tionesta Creek (River Mile 25.85)	Tionesta Creek	Forest
UNT to UNT to Middle Creek (River Mile 15.05)	UNT to Middle Creek	Snyder

Each of these streams has been classified by the Fish and Boat Commission as a Class A Wild Trout stream. The Department is seeking information concerning the water quality of the waters listed to supplement any evaluations or assessments that have been or are being performed for potential redesignation as High Quality or Exceptional Value Waters.

Persons who have technical data concerning the water quality, instream habitat or biological condition of these stream sections are encouraged to make it available to the Department for consideration in the assessment. These assessments may lead to recommendations to the Environmental Quality Board for redesignation.

Data should be submitted to Mark Brickner, Division of Water Quality, Bureau of Clean Water, P.O. Box 8774, Harrisburg, PA 17105-8774 or mbrickner@pa.gov. Data should be submitted within 30 days of this notice. Questions concerning this evaluation can be directed to Mark Brickner at (717) 787-9637.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Mark Brickner directly at (717) 783-9719 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 18-934. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF HEALTH

Ambulatory Surgical Facilities; Requests for Exceptions

The following ambulatory surgical facilities (ASF) have filed requests for exceptions under 28 Pa. Code § 51.33 (relating to requests for exceptions) with the Department of Health (Department), which has authority to license ASFs under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b). The following requests for exceptions relate to regulations governing ASF licensure in 28 Pa. Code Chapters 51 and 551—571 (relating to general information; and ambulatory surgical facilities).

<i>Facility Name</i>	<i>Regulation</i>
Asplundh Surgery Center	28 Pa. Code § 551.21(d)(1)—(3) (relating to criteria for ambulatory surgery)
Memorial Hospital Outpatient Endoscopy Center	28 Pa. Code § 551.3 (relating to definitions)
	28 Pa. Code § 553.1 (relating to principle)
	28 Pa. Code § 553.3 (relating to governing body responsibilities)
	28 Pa. Code § 553.31(a) and (b) (relating to administrative responsibilities)
	28 Pa. Code § 553.4 (relating to other functions)
	28 Pa. Code § 555.1 (relating to principle)
	28 Pa. Code § 555.2 (relating to medical staff membership)
	28 Pa. Code § 555.3 (relating to requirements for membership and privileges)
	28 Pa. Code § 555.4 (relating to clinical activities and duties of physician assistants and certified registered nurse practitioners)
	28 Pa. Code § 557.1 (relating to policy)
	28 Pa. Code § 557.2 (relating to plan)
	28 Pa. Code § 557.3 (relating to Quality Assurance and Improvement Program)
	28 Pa. Code § 557.4 (relating to Quality Assurance and Improvement Committee)
	28 Pa. Code § 563.1 (relating to principle)
	28 Pa. Code § 563.2 (relating to organization and staffing)
	28 Pa. Code § 567.2(1) (relating to committee responsibilities)
	28 Pa. Code § 569.1 (relating to principle)
Memorial Hospital Outpatient Surgery Center	28 Pa. Code § 553.1
	28 Pa. Code § 553.3
	28 Pa. Code § 553.31(a) and (b)
	28 Pa. Code § 553.4
	28 Pa. Code § 555.1
	28 Pa. Code § 555.2
	28 Pa. Code § 555.3
	28 Pa. Code § 555.4
	28 Pa. Code § 557.1
	28 Pa. Code § 557.2
	28 Pa. Code § 557.3
	28 Pa. Code § 557.4
	28 Pa. Code § 563.1
	28 Pa. Code § 563.2
	28 Pa. Code § 567.2(1)
	28 Pa. Code § 569.1

All previously listed requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov. Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address. Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 18-935. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF HEALTH

Hospitals; Requests for Exceptions

The following hospitals have filed requests for exceptions under 28 Pa. Code § 51.33 (relating to requests for exceptions) with the Department of Health (Department), which has authority to license hospitals under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b). The following requests for exceptions relate to regulations governing hospital licensure in 28 Pa. Code Chapters 51 and 101—158 (relating to general information; and general and special hospitals), with the exception of 28 Pa. Code § 153.1 (relating to minimum standards) which are listed separately in this notice.

<i>Facility Name</i>	<i>Regulation</i>
Moses Taylor Hospital	28 Pa. Code § 51.23 (relating to positron emission tomography)
Wills Eye Hospital	28 Pa. Code § 101.31(7) (relating to hospital requirements)
Bradford Regional Medical Center	28 Pa. Code § 103.1 (relating to principle)
	28 Pa. Code § 103.3 (relating to governing body bylaws)
	28 Pa. Code § 103.31 (relating to the chief executive officer)
	28 Pa. Code § 103.4 (relating to functions)
	28 Pa. Code § 107.1 (relating to principle)
	28 Pa. Code § 107.11 (relating to principle)
	28 Pa. Code § 107.25 (relating to medical staff executive committee)
	28 Pa. Code § 107.31 (relating to medical staff meetings)
	28 Pa. Code § 146.1 (relating to principle)
Muncy Valley Hospital	28 Pa. Code § 117.58 (relating to exemption for hospitals providing limited emergency services)
Advanced Surgical Hospital, LLC	28 Pa. Code § 138.18(b) (relating to EPS studies)
Nazareth Hospital	28 Pa. Code § 146.1

The following hospital has filed a request for exception under 28 Pa. Code § 153.1. Requests for exceptions under this section relate to minimum standards that hospitals must comply with under the *Guidelines for Design and Construction of Hospitals and Outpatient Facilities—2014 Edition (Guidelines)*. The following list includes the citation to the section under the *Guidelines* that the hospital is seeking an exception.

<i>Facility Name</i>	<i>Guidelines Section</i>
Allegheny General Hospital	2.1-3.2.1.3(3) (relating to Table 2.1-4 (Station Outlets for Oxygen, Vacuum and Medical Air Systems in Hospitals)—2.1-3.2)
Coordinated Health Orthopedic Hospital, LLC	2.2-2.16.2.2(2) (relating to clearances (bariatric care units))
	2.2-2.16.2.2(3) (relating to renovations)
	2.2-2.16.2.9(2) (relating to patient lift systems)
	2.2-2.16.9.1(1) (relating to door openings)
Jefferson Hospital—Brentwood Diagnostic Center	2.2-3.4.6.10(2) (relating to soiled holding (hand-washing stations))
Jefferson Hospital—JMA Building	2.2-3.6.2.3 (relating to hand-washing stations)
	2.1-2.6.1.1(2) (relating to hand-washing stations (control desk reception areas))
	2.2-3.6.6.10(1) (relating to soiled workrooms)
	2.2-3.6.6.10(2) (relating to soiled holding rooms)
	2.2-3.6.8.1(1) (relating to patient waiting areas)

<i>Facility Name</i>	<i>Guidelines Section</i>
Jefferson Hospital—Waterfront Diagnostic Center	2.2-3.4.7.1 (relating to staff lounges)
	2.2-3.4.7.2 (relating to staff toilets)
Jefferson Hospital—Waterfront Diagnostic Center (EKG room)	3.1-3.2.3.2(1) (relating to area)
Jefferson Hospital—Waterfront Diagnostic Center (PFT room)	3.1-3.2.3.2(1) (relating to area)
Penn Highlands DuBois	3.1-3.8.2 (relating to toilet room(s) for patient use)
Pennsylvania Hospital of the University of PA Health System—Spruce Street Crisis Response Center	3.1-5.5.1.1 (relating to number (environmental services rooms))
West Penn Hospital	2.1-3.2.1.3(3)

All previously listed requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov. Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address. Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or for speech and/or hearing impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 18-936. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF HEALTH

Long-Term Care Nursing Facilities; Requests for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 211.9(g) (relating to pharmacy services):

Grandview Nursing and Rehabilitation
78 Woodbine Lane
Danville, PA 17821
FAC ID # 591602

The request is on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or

hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 18-937. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF HEALTH

Medical Marijuana Advisory Board 2018 and 2019 Meeting Schedule

The Department of Health (Department) gives notice that the Medical Marijuana Advisory Board (Board) will meet from 10 a.m. to 12 p.m. on the following dates: Wednesday, August 22, 2018; Thursday, November 15, 2018; Friday, February 1, 2019; Wednesday, May 15, 2019; Wednesday, August 14, 2019; and Wednesday, November 13, 2019.

The location for all previously listed meetings will be in the Forest Room, Keystone Building Meeting Center, Keystone Building, 400 North Street, Suite 114 East, Harrisburg, PA. Check the medical marijuana tab on the Department's web site at www.health.pa.gov the day prior to each meeting to see the agenda.

For additional information, including an alternative format of this notice (for example, large print, audiotape, Braille) or for persons with a disability who wish to attend the meeting who require an auxiliary aid, service

or other accommodation to do so, contact Holli Senior, Special Assistant, Office of Medical Marijuana, 625 Forster Street, Room 628, Health and Welfare Building, Harrisburg, PA 17120, (717) 547-3047, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). A meeting is subject to cancellation without notice.

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 18-938. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Additional Class of Disproportionate Share Payments to Critical Access and Qualifying Rural Hospitals

The Department of Human Services (Department) is providing final notice of its funding allocation for Fiscal Year (FY) 2017-2018 disproportionate share hospital payments to qualifying Medical Assistance enrolled critical access hospitals and qualifying rural hospitals. The Department is not otherwise changing the qualifying criteria or payment methodology for these payments.

The Department published notice of its intent to allocate funding for these payments at 47 Pa.B. 7772 (December 23, 2017). The Department received no comments during the 30-day comment period and will implement the change as described in the notice of intent.

Fiscal Impact

The FY 2017-2018 impact, as a result of the funding allocation for these payments, is \$21.165 million (\$10.197 million in State general funds and \$10.968 million in Federal funds).

TERESA D. MILLER,
Secretary

Fiscal Note: 14-NOT-1238. (1) General Fund; (2) Implementing Year 2017-18 is \$10,197,000; (3) 1st Succeeding Year 2018-19 through 5th Succeeding Year 2022-23 are \$0; (4) 2016-17 Program—\$6,997,000; 2015-16 Program—\$5,676,000; 2014-15 Program—\$3,876,000; (7) Medical Assistance—Critical Access Hospitals; (8) recommends adoption. Funds have been included in this budget to cover this increase.

[Pa.B. Doc. No. 18-939. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Current Prevailing Wage Act Debarments

The following contractors have been determined to have intentionally violated the Pennsylvania Prevailing Wage Act (act) (43 P.S. §§ 165-1—165-17). This notice is published for the information and convenience of public bodies subject to the act. Under section 11(e) of the act

(43 P.S. § 165-11(e)), no contracts for public work shall be awarded to these contractors, or either one of them, or any firms, corporations or partnerships in which either one of these contractors has an interest, for 3 years after the date listed.

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
Elcon, LLC and Paul Hudson, Carla Hudson and Michal Murphy, individually EIN # 26-1904105	1236 Willowbrook Drive Washington, PA 15301	5/23/2018

W. GERARD OLEKSIK,
Secretary

[Pa.B. Doc. No. 18-940. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Ca\$htastic Crossword Instant Lottery Game 1348

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Ca\$htastic Crossword (hereinafter “Ca\$htastic Crossword”). The game number is PA-1348.

2. *Price:* The price of a Ca\$htastic Crossword instant lottery game ticket is \$5.

3. *Play Symbols:* Each Ca\$htastic Crossword instant lottery game ticket will feature a “YOUR LETTERS” area and two crossword puzzle play grids known as “GRID 1” and “GRID 2” respectively, and a “BONUS” area. “GRID 1” and “GRID 2” are played separately. The “BONUS” area is also played separately.

(a) The play symbols located in the “YOUR LETTERS” area are: the letters A through and including Z. The play symbols located in “GRID 1” and “GRID 2” are: the letters A through and including Z. The play symbols and their captions located in the “BONUS” area are: Bracelet (TRY AGAIN) symbol, Stack of Coins (NO BONUS) symbol, Star (TRY AGAIN) symbol, Diamond (NO BONUS) symbol, Gold Bar (TRY AGAIN) symbol, Emerald (NO BONUS) symbol, Stack of Cash (TRY AGAIN) symbol, Briefcase (NO BONUS) symbol, Keys (TRY AGAIN) symbol, Coin Bag (NO BONUS) symbol, \$5 Bill (WIN5) symbol, \$10 Bill (WIN10) symbol, \$20 Bill (WIN20) symbol and a \$50 Bill (WIN50) symbol.

4. *Prizes:* The prizes that can be won in “GRID 1” are: \$5, \$10, \$20, \$40, \$100, \$200, \$400, \$1,000 and \$10,000. The prizes that can be won in “GRID 2” are: \$5, \$10, \$25, \$50, \$100, \$500, \$1,000, \$10,000 and \$100,000. The prizes that can be won in the “BONUS” area are: \$5, \$10, \$20 and \$50. A player can win up to 7 times on a ticket.

5. *Approximate Number of Tickets Printed For the Game:* Approximately 15,600,000 tickets will be printed for the Ca\$htastic Crossword instant lottery game.

6. *Determination of Prize Winners:*

(a) Holders of tickets where the player completely matches ten words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$100,000.

(b) Holders of tickets where the player completely matches ten words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$10,000.

(c) Holders of tickets where the player completely matches nine words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$10,000.

(d) Holders of tickets where the player completely matches nine words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets where the player completely matches eight words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets where the player completely matches seven words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$500.

(g) Holders of tickets where the player completely matches eight words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$400.

(h) Holders of tickets where the player completely matches seven words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$200.

(i) Holders of tickets where the player completely matches six words in "GRID 1" or "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$100.

(j) Holders of tickets where the player completely matches five words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$50.

(k) Holders of tickets with a \$50 Bill (WIN50) symbol in the "BONUS" area, on a single ticket, shall be entitled to a prize of \$50.

(l) Holders of tickets where the player completely matches five words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$40.

(m) Holders of tickets where the player completely matches four words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$25.

(n) Holders of tickets where the player completely matches four words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$20.

(o) Holders of tickets with a \$20 Bill (WIN20) symbol in the "BONUS" area, on a single ticket, shall be entitled to a prize of \$20.

(p) Holders of tickets where the player completely matches three words in "GRID 1" or "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$10.

(q) Holders of tickets with a \$10 Bill (WIN10) symbol in the "BONUS" area, on a single ticket, shall be entitled to a prize of \$10.

(r) Holders of tickets where the player completely matches two words in "GRID 1" or "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$5.

(s) Holders of tickets with a \$5 Bill (WIN5) symbol in the "BONUS" area, on a single ticket, shall be entitled to a prize of \$5.

7. *Game Play Instructions for the Ca\$htrastic Crossword Game are:*

(a) The player shall scratch the "YOUR LETTERS" area to reveal 18 letters. For each of the 18 letters revealed in the "YOUR LETTERS" area, the player shall rub the same letter each time it is found in "GRID 1" and "GRID 2."

(b) When a player reveals two or more entire words in "GRID 1" or "GRID 2," the player is entitled to win a prize as described in Section 6.

(c) Only the highest prize won in each "GRID" will be paid.

(d) A prize will only be paid if the ticket meets the criteria established in 61 Pa. Code § 819.213 (relating to ticket validation and requirements).

(e) For purposes of this game, a word must contain at least three letters and cannot be formed by linking letters diagonally or by reading the letters from the bottom to the top.

(f) Every single letter square of a word must be matched and letters combined to form a word must appear in an unbroken horizontal or vertical string of letters in "GRID 1" and "GRID 2." There will only be one word in an unbroken horizontal or vertical string of letters.

(g) Every single letter in the unbroken string must be revealed in the "YOUR LETTERS" area and must be included to form a word.

(h) The possible complete words for each ticket in the game are shown on the "GRID 1" and "GRID 2" play areas. The player must match all of the letters in a possible complete word in order to complete the word.

(i) After the player has scratched "GRID 1" and "GRID 2," the player shall scratch the "BONUS" area. If the player reveals a \$5 Bill (WIN5) symbol, a \$10 Bill (WIN10) symbol, a \$20 Bill (WIN20) symbol, or a \$50 Bill (WIN50) symbol in the "BONUS" area, the player is entitled to win a prize as described in Section 6.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>GRID 1 Win With:</i>	<i>GRID 2 Win With:</i>	<i>BONUS Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 15,600,000 Tickets:</i>
		\$5 w/ \$5 BILL	\$5	20	780,000
	2 WORDS		\$5	30	520,000
2 WORDS			\$5	30	520,000
		\$10 w/ \$10 BILL	\$10	60	260,000
2 WORDS	2 WORDS		\$10	60	260,000
	3 WORDS		\$10	60	260,000
3 WORDS			\$10	60	260,000
		\$20 w/ \$20 BILL	\$20	300	52,000
	3 WORDS	\$10 w/ \$10 BILL	\$20	100	156,000
3 WORDS	3 WORDS		\$20	120	130,000
4 WORDS			\$20	120	130,000
2 WORDS		\$20 w/ \$20 BILL	\$25	300	52,000
2 WORDS	3 WORDS	\$10 w/ \$10 BILL	\$25	300	52,000
4 WORDS	2 WORDS		\$25	600	26,000
3 WORDS	2 WORDS	\$10 w/ \$10 BILL	\$25	300	52,000
	4 WORDS		\$25	600	26,000
4 WORDS	3 WORDS	\$10 w/ \$10 BILL	\$40	300	52,000
3 WORDS	3 WORDS	\$20 w/ \$20 BILL	\$40	300	52,000
5 WORDS			\$40	300	52,000
		\$50 w/ \$50 BILL	\$50	600	26,000
4 WORDS	3 WORDS	\$20 w/ \$20 BILL	\$50	300	52,000
5 WORDS	3 WORDS		\$50	600	26,000
2 WORDS	4 WORDS	\$20 w/ \$20 BILL	\$50	600	26,000
	5 WORDS		\$50	600	26,000
		(\$50 w/ \$50 BILL) × 2	\$100	2,000	7,800
5 WORDS	3 WORDS	\$50 w/ \$50 BILL	\$100	2,000	7,800
	5 WORDS	\$50 w/ \$50 BILL	\$100	2,182	7,150
	6 WORDS		\$100	2,400	6,500
6 WORDS			\$100	2,400	6,500
6 WORDS		(\$50 w/ \$50 BILL) × 2	\$200	17,143	910
	6 WORDS	(\$50 w/ \$50 BILL) × 2	\$200	17,143	910
6 WORDS	6 WORDS		\$200	17,143	910
7 WORDS			\$200	17,143	910
6 WORDS	5 WORDS	(\$50 w/ \$50 BILL) × 5	\$400	24,000	650
7 WORDS	6 WORDS	(\$50 w/ \$50 BILL) × 2	\$400	24,000	650
8 WORDS			\$400	24,000	650
8 WORDS		(\$50 w/ \$50 BILL) × 2	\$500	60,000	260
8 WORDS	6 WORDS		\$500	40,000	390
	7 WORDS		\$500	24,000	650
8 WORDS	7 WORDS	(\$50 w/ \$50 BILL) × 2	\$1,000	120,000	130
	8 WORDS		\$1,000	120,000	130
9 WORDS			\$1,000	120,000	130
	9 WORDS		\$10,000	1,560,000	10
10 WORDS			\$10,000	1,560,000	10
	10 WORDS		\$100,000	1,560,000	10

BONUS: Reveal a "\$5 BILL" (WIN5) symbol, win \$5 instantly. Reveal a "\$10 BILL" (WIN10) symbol, win \$10 instantly. Reveal a "\$20 BILL" (WIN20) symbol, win \$20 instantly. Reveal a "\$50 BILL" (WIN50) symbol, win \$50 instantly. BONUS is played separately.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Ca\$hhtastic Crossword instant lottery game tickets.

10. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Ca\$hhtastic Crossword, prize money from winning Ca\$hhtastic Crossword instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Ca\$hhtastic Crossword instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Ca\$hhtastic Crossword or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 18-941. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania It Takes 2 Instant Lottery Game 1350

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania It Takes 2 (hereinafter “It Takes 2”). The game number is 1350.

2. *Price:* The price of an It Takes 2 instant lottery game ticket is \$2.

3. *Play Symbols:* Each It Takes 2 instant lottery game ticket will contain one play area consisting of “GAME 1,” “GAME 2,” “GAME 3,” “GAME 4,” “GAME 5,” “GAME 6,” “GAME 7,” “GAME 8,” “GAME 9” and “GAME 10.” Each “GAME” is played separately. The play symbols and their captions located in the play area are: 1 (ONE), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 31 (THYONE), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORTY), 41 (FRYONE), 43 (FRYTHR), 44 (FRYFOR), 45 (FRYFIV), 46 (FRYSIX), 47 (FRYSVN), 48 (FRYEGT), 49 (FRYNIN) and a 2 (DOUBLE) symbol.

4. *Prize Symbols:* The prize symbols and their captions, located in the play area are: \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$1,000 (ONE THO) and \$20,000 (TWY THO).

5. *Prizes:* The prizes that can be won in this game are: \$2, \$4, \$5, \$10, \$20, \$50, \$100, \$200, \$1,000 and \$20,000. The player can win up to ten times on the ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 9,600,000 tickets will be printed for the It Takes 2 instant lottery game.

7. Determination of Prize Winners:

(a) Holders of tickets with two like numbers in the same “GAME,” and a prize symbol of \$20,000 (TWY THO) appears in the “Prize” area under that “GAME,” on a single ticket, shall be entitled to a prize of \$20,000.

(b) Holders of tickets with two like numbers in the same “GAME,” and a prize symbol of \$1,000 (ONE THO) appears in the “Prize” area under that “GAME,” on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets with two like numbers in the same “GAME,” and a prize symbol of \$200 (TWO HUN) appears in the “Prize” area under that “GAME,” on a single ticket, shall be entitled to a prize of \$200.

(d) Holders of tickets with a 2 (DOUBLE) symbol in any “GAME,” and a prize symbol of \$100 (ONE HUN) appears in the “Prize” area under that “GAME,” on a single ticket, shall be entitled to a prize of \$200.

(e) Holders of tickets with two like numbers in the same “GAME,” and a prize symbol of \$100 (ONE HUN) appears in the “Prize” area under that “GAME,” on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets with a 2 (DOUBLE) symbol in any “GAME,” and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “Prize” area under that “GAME,” on a single ticket, shall be entitled to a prize of \$100.

(g) Holders of tickets with two like numbers in the same “GAME,” and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “Prize” area under that “GAME,” on a single ticket, shall be entitled to a prize of \$50.

(h) Holders of tickets with two like numbers in the same “GAME,” and a prize symbol of \$20⁰⁰ (TWENTY)

appears in the "Prize" area under that "GAME," on a single ticket, shall be entitled to a prize of \$20.

(i) Holders of tickets with a 2 (DOUBLE) symbol in any "GAME," and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the "Prize" area under that "GAME," on a single ticket, shall be entitled to a prize of \$20.

(j) Holders of tickets with two like numbers in the same "GAME," and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the "Prize" area under that "GAME," on a single ticket, shall be entitled to a prize of \$10.

(k) Holders of tickets with a 2 (DOUBLE) symbol in any "GAME," and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the "Prize" area under that "GAME," on a single ticket, shall be entitled to a prize of \$10.

(l) Holders of tickets with a 2 (DOUBLE) symbol in any "GAME," and a prize symbol of \$4⁰⁰ (FOR DOL) appears in the "Prize" area under that "GAME," on a single ticket, shall be entitled to a prize of \$8.

(m) Holders of tickets with two like numbers in the same "GAME," and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the "Prize" area under that "GAME," on a single ticket, shall be entitled to a prize of \$5.

(n) Holders of tickets with two like numbers in the same "GAME," and a prize symbol of \$4⁰⁰ (FOR DOL) appears in the "Prize" area under that "GAME," on a single ticket, shall be entitled to a prize of \$4.

(o) Holders of tickets with a 2 (DOUBLE) symbol in any "GAME," and a prize symbol of \$2⁰⁰ (TWO DOL) appears in the "Prize" area under that "GAME," on a single ticket, shall be entitled to a prize of \$4.

(p) Holders of tickets with two like numbers in the same "GAME," and a prize symbol of \$2⁰⁰ (TWO DOL) appears in the "Prize" area under that "GAME," on a single ticket, shall be entitled to a prize of \$2.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>Reveal Two Like Numbers In The Same Game, Win Prize Shown For That Game. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 9,600,000 Tickets</i>
\$2	\$2	10	960,000
\$2 × 2	\$4	75	128,000
\$2 w/ 2 SYMBOL	\$4	50	192,000
\$4	\$4	75	128,000
\$5	\$5	25	384,000
\$5 × 2	\$10	750	12,800
(\$4 w/ 2 SYMBOL) + \$2	\$10	150	64,000
\$5 w/ 2 SYMBOL	\$10	375	25,600
\$10	\$10	750	12,800
\$2 × 10	\$20	750	12,800
\$5 × 4	\$20	750	12,800
(\$5 w/ 2 SYMBOL) × 2	\$20	214.29	44,800
\$10 w/ 2 SYMBOL	\$20	214.29	44,800
\$20	\$20	750	12,800
\$5 × 10	\$50	1,500	6,400
(\$20 × 2) + \$10	\$50	1,500	6,400
(((\$10 w/ 2 SYMBOL) × 2) + \$10	\$50	1,500	6,400
\$50	\$50	1,500	6,400
\$10 × 10	\$100	4,000	2,400
(\$5 w/ 2 SYMBOL) × 10	\$100	4,000	2,400
(\$10 w/ 2 SYMBOL) × 5	\$100	6,000	1,600
\$50 w/ 2 SYMBOL	\$100	2,400	4,000
\$100	\$100	6,000	1,600
\$20 × 10	\$200	12,000	800
\$50 × 4	\$200	12,000	800
(\$50 w/ 2 SYMBOL) × 2	\$200	24,000	400
\$100 w/ 2 SYMBOL	\$200	24,000	400
\$200	\$200	13,333	720
\$100 × 10	\$1,000	960,000	10

<i>Reveal Two Like Numbers In The Same Game, Win Prize Shown For That Game. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 9,600,000 Tickets</i>
(\$50 w/ 2 SYMBOL) × 10	\$1,000	960,000	10
\$1,000	\$1,000	960,000	10
\$20,000	\$20,000	960,000	10

Reveal a “2” (DOUBLE) symbol, win double the prize shown for that “GAME”. Each “GAME” is played separately.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell It Takes 2 instant lottery game tickets.

10. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed Prize Money:* For a period of 1 year from the announced close of It Takes 2, prize money from winning It Takes 2 instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the It Takes 2 instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote It Takes 2 or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 18-942. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Lucky Win Instant Lottery Game 1351

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Lucky Win (hereinafter referred to as “Lucky Win”). The game number is PA-1351.

2. *Price:* The price of a Lucky Win instant lottery game ticket is \$1.

3. *Play Symbols:* Each Lucky Win instant lottery game ticket will contain one play area featuring a “WINNING NUMBER” area and a “YOUR NUMBERS” area. The play symbols and their captions located in the “WINNING NUMBER” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20 (TWENT). The play symbols and their captions located in the “YOUR NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT) and a Horseshoe (SHOE) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the “YOUR NUMBERS” area are: FREE (TICKET), \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$3⁰⁰ (THR DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$30⁰⁰ (THIRTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$500 (FIV HUN) and \$5,000 (FIV THO).

5. *Prizes:* The prizes that can be won in this game are: Free \$1 ticket, \$1, \$2, \$3, \$5, \$10, \$20, \$30, \$50, \$100, \$500 and \$5,000. A player can win up to five times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 10,800,000 tickets will be printed for the Lucky Win instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches the “WINNING NUMBER” play symbol and a prize symbol of \$5,000 (FIV THO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(b) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches the “WINNING NUMBER” play symbol and a prize symbol of \$500

(FIV HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$500.

(c) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Horseshoe (SHOE) symbol and a prize symbol of \$500 (FIV HUN) appears in the “prize” area under that Horseshoe (SHOE) symbol, on a single ticket, shall be entitled to a prize of \$500.

(d) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches the “WINNING NUMBER” play symbol and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100.

(e) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Horseshoe (SHOE) symbol and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under that Horseshoe (SHOE) symbol, on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches the “WINNING NUMBER” play symbol and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$50.

(g) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Horseshoe (SHOE) symbol and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “prize” area under that Horseshoe (SHOE) symbol, on a single ticket, shall be entitled to a prize of \$50.

(h) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches the “WINNING NUMBER” play symbol and a prize symbol of \$30⁰⁰ (THIRTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$30.

(i) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Horseshoe (SHOE) symbol and a prize symbol of \$30⁰⁰ (THIRTY) appears in the “prize” area under that Horseshoe (SHOE) symbol, on a single ticket, shall be entitled to a prize of \$30.

(j) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches the “WINNING NUMBER” play symbol and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(k) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Horseshoe (SHOE) symbol and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area under that Horseshoe (SHOE) symbol, on a single ticket, shall be entitled to a prize of \$20.

(l) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches the “WINNING NUMBER” play symbol and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(m) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Horseshoe (SHOE)

symbol and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under that Horseshoe (SHOE) symbol, on a single ticket, shall be entitled to a prize of \$10.

(n) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches the “WINNING NUMBER” play symbol and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$5.

(o) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Horseshoe (SHOE) symbol and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “prize” area under that Horseshoe (SHOE) symbol, on a single ticket, shall be entitled to a prize of \$5.

(p) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches the “WINNING NUMBER” play symbol and a prize symbol of \$3⁰⁰ (THR DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$3.

(q) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Horseshoe (SHOE) symbol and a prize symbol of \$3⁰⁰ (THR DOL) appears in the “prize” area under that Horseshoe (SHOE) symbol, on a single ticket, shall be entitled to a prize of \$3.

(r) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches the “WINNING NUMBER” play symbol and a prize symbol of \$2⁰⁰ (TWO DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$2.

(s) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Horseshoe (SHOE) symbol and a prize symbol of \$2⁰⁰ (TWO DOL) appears in the “prize” area under that Horseshoe (SHOE) symbol, on a single ticket, shall be entitled to a prize of \$2.

(t) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches the “WINNING NUMBER” play symbol and a prize symbol of \$1⁰⁰ (ONE DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1.

(u) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Horseshoe (SHOE) symbol and a prize symbol of \$1⁰⁰ (ONE DOL) appears in the “prize” area under that Horseshoe (SHOE) symbol, on a single ticket, shall be entitled to a prize of \$1.

(v) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches the “WINNING NUMBER” play symbol and a prize symbol of FREE (TICKET) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of one Lucky Win instant lottery game ticket or one Pennsylvania Lottery instant lottery game ticket of equivalent sale price which is currently on sale.

8. Number and Description of Prizes and Approximate Odds: The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

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<i>When Any Of Your Numbers Match The Winning Number, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 10,800,000 Tickets</i>
FREE	FREE \$1 TICKET	10	1,080,000
\$1 w/ HORSESHOE	\$1	300	36,000
\$1	\$1	300	36,000
\$1 × 2	\$2	300	36,000
(\$1 w/ HORSESHOE) × 2	\$2	37.5	288,000
\$2 w/ HORSESHOE	\$2	37.5	288,000
\$2	\$2	300	36,000
\$1 × 3	\$3	300	36,000
(\$1 w/ HORSESHOE) × 3	\$3	150	72,000
\$3 w/ HORSESHOE	\$3	150	72,000
\$3	\$3	300	36,000
\$1 × 5	\$5	750	14,400
(\$2 × 2) + \$1	\$5	750	14,400
\$5 w/ HORSESHOE	\$5	375	28,800
\$5	\$5	750	14,400
\$2 × 5	\$10	750	14,400
(\$2 w/ HORSESHOE) × 5	\$10	272.73	39,600
(\$5 w/ HORSESHOE) × 2	\$10	300	36,000
\$10 w/ HORSESHOE	\$10	272.73	39,600
\$10	\$10	750	14,400
\$10 × 2	\$20	3,000	3,600
(\$10 w/ HORSESHOE) × 2	\$20	1,500	7,200
\$20 w/ HORSESHOE	\$20	1,000	10,800
\$20	\$20	3,000	3,600
\$10 × 3	\$30	2,667	4,050
\$20 + \$10	\$30	2,526	4,275
\$30 w/ HORSESHOE	\$30	685.71	15,750
\$30	\$30	2,667	4,050
\$10 × 5	\$50	6,000	1,800
(\$10 × 3) + \$20	\$50	12,000	900
(\$20 × 2) + \$10	\$50	12,000	900
(\$30 w/ HORSESHOE) + (\$20 w/ HORSESHOE)	\$50	3,429	3,150
\$50 w/ HORSESHOE	\$50	3,000	3,600
\$50	\$50	12,000	900
\$20 × 5	\$100	24,000	450
\$100 w/ HORSESHOE	\$100	24,000	450
\$100	\$100	24,000	450
\$100 × 5	\$500	1,080,000	10
\$500 w/ HORSESHOE	\$500	1,080,000	10
\$500	\$500	1,080,000	10
\$5,000	\$5,000	1,080,000	10

Reveal a "HORSESHOE" (SHOE) symbol, win prize shown under that symbol automatically!

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Lucky Win instant lottery game tickets.

10. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Lucky Win, prize money from winning Lucky Win instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Lucky Win instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Lucky Win or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 18-943. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Million Dollar Winner Instant Lottery Game 1346

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Million Dollar Winner (hereinafter “Million Dollar Winner”). The game number is PA-1346.

2. *Price:* The price of a Million Dollar Winner instant lottery game ticket is \$20.

3. *Play Symbols:* Each Million Dollar Winner instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area, a “YOUR NUMBERS” area, and three “FAST CASH” areas: “FAST \$50” area, a “FAST \$100” area and a “FAST \$500” area. Each “FAST CASH” play area is played separately. The play symbols and their captions located in the “WINNING NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN) and 40 (FORTY). The play symbols and their captions located in the “YOUR NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORTY), Cash (CASH) symbol, 10X (10TIMES) symbol and a Money Bags (WINALL) symbol. The play symbols and their captions located in the “FAST \$50” area are: CHEST (TRY AGAIN) symbol, SAFE (NO BONUS) symbol, BANK (TRY AGAIN) symbol, BOAT (NO BONUS) symbol, STAR (TRY AGAIN) symbol and a \$50 (WIN50) symbol. The play symbols and their captions located in the “FAST \$100” area are: RING (NO BONUS) symbol, CAR (TRY AGAIN) symbol, COINS (NO BONUS) symbol, GOLD BAR (TRY AGAIN) symbol, PIGGY (NO BONUS) symbol and a \$100 (WIN100) symbol. The play symbols and their captions located in the “FAST \$500” area are: WALLET (NO BONUS) symbol, PLANE (TRY AGAIN) symbol, KEY (NO BONUS) symbol, CLOVER (TRY AGAIN) symbol, PADLOCK (NO BONUS) symbol and a \$500 (WIN500) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the “YOUR NUMBERS” area are: \$20⁰⁰ (TWENTY), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$400 (FOR HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO), \$100,000 (ONEHUNTHO) and \$1MILL (ONE MIL).

5. *Prizes:* The prizes that can be won in this game are: \$20, \$40, \$50, \$100, \$200, \$400, \$500, \$1,000, \$10,000, \$100,000 and \$1,000,000. The prize that can be won in the “FAST \$50” area is \$50. The prize that can be won in the “FAST \$100” area is \$100. The prize that can be won in the “FAST \$500” area is \$500. A player can win up to 22 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 5,400,000 tickets will be printed for the Million Dollar Winner instant game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the

“WINNING NUMBERS” play symbols, and a prize symbol of \$1MILL (ONE MIL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1,000,000. This prize shall be paid as a one-time, lump-sum cash payment.

(b) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols, and a prize symbol of \$100,000 (ONEHUNTHO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(c) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Cash (CASH) symbol, and a prize symbol of \$100,000 (ONEHUNTHO) appears in the “prize” area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(d) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols, and a prize symbol of \$10,000 (TEN THO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(e) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Cash (CASH) symbol, and a prize symbol of \$10,000 (TEN THO) appears in the “prize” area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(f) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a 10X (10TIMES) symbol, and a prize symbol of \$1,000 (ONE THO) appears in the “prize” area under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(g) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols, and a prize symbol of \$1,000 (ONE THO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(h) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Cash (CASH) symbol, and a prize symbol of \$1,000 (ONE THO) appears in the “prize” area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(i) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a 10X (10TIMES) symbol, and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(j) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Money Bags (WINALL) symbol, and a prize symbol of \$100 (ONE HUN) appears in five of the “prize” areas, a prize symbol of \$40⁰⁰ (FORTY) appears in ten of the “prize” areas and a prize symbol of \$20⁰⁰ (TWENTY) appears in five of the “prize” areas, on a single ticket, shall be entitled to a prize of \$1,000.

(k) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Money Bags (WINALL) symbol, and a prize symbol of \$50⁰⁰ (FIFTY) appears in ten of the “prize” areas and a prize symbol of \$40⁰⁰ (FORTY) appears in ten of the “prize” areas, on a single ticket, shall be entitled to a prize of \$900.

(l) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING

NUMBERS” play symbols, and a prize symbol of \$500 (FIV HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$500.

(m) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Cash (CASH) symbol, and a prize symbol of \$500 (FIV HUN) appears in the “prize” area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$500.

(n) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a 10X (10TIMES) symbol, and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “prize” area under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$500.

(o) Holders of tickets with a \$500 (WIN500) symbol in the “FAST \$500” area, on a single ticket, shall be entitled to a prize of \$500.

(p) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols, and a prize symbol of \$400 (FOR HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$400.

(q) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Cash (CASH) symbol, and a prize symbol of \$400 (FOR HUN) appears in the “prize” area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$400.

(r) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a 10X (10TIMES) symbol, and a prize symbol of \$40⁰⁰ (FORTY) appears in the “prize” area under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$400.

(s) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Money Bags (WINALL) symbol, and a prize symbol of \$20⁰⁰ (TWENTY) appears in all twenty of the “prize” areas, on a single ticket, shall be entitled to a prize of \$400.

(t) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols, and a prize symbol of \$200 (TWO HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$200.

(u) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Cash (CASH) symbol, and a prize symbol of \$200 (TWO HUN) appears in the “prize” area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$200.

(v) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a 10X (10TIMES) symbol, and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$200.

(w) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols, and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100.

(x) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Cash (CASH) symbol, and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$100.

(y) Holders of tickets with a \$100 (WIN100) symbol in the "FAST 100" area, on a single ticket, shall be entitled to a prize of \$100.

(z) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$50.⁰⁰ (FIFTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(aa) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Cash (CASH) symbol, and a prize symbol of \$50.⁰⁰ (FIFTY) appears in the "prize" area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$50.

(bb) Holders of tickets with a \$50 (WIN50) symbol in the "FAST \$50" area, on a single ticket, shall be entitled to a prize of \$50.

(cc) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$40.⁰⁰ (FORTY) appears in the "prize" area under the

matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(dd) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Cash (CASH) symbol, and a prize symbol of \$40.⁰⁰ (FORTY) appears in the "prize" area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$40.

(ee) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$20.⁰⁰ (TWENTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(ff) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Cash (CASH) symbol, and a prize symbol of \$20.⁰⁰ (TWENTY) appears in the "prize" area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$20.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>When Any Of Your Numbers Match Any Winning Number; Win Prize Shown Under The Matching Number. Win With:</i>	<i>FAST CASH:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 5,400,000 Tickets</i>
\$20 w/ CASH		\$20	16.67	324,000
\$20		\$20	16.67	324,000
(\$20 w/ CASH) × 2		\$40	60	90,000
\$40 w/ CASH		\$40	150	36,000
\$40		\$40	60	90,000
	\$50 w/ FAST \$50	\$50	30	180,000
\$50 w/ CASH		\$50	37.5	144,000
\$50		\$50	50	108,000
\$20 × 5		\$100	150	36,000
\$50 × 2		\$100	300	18,000
\$50	\$50 w/ FAST \$50	\$100	300	18,000
	\$100 w/ FAST \$100	\$100	300	18,000
(\$20 w/ CASH) × 5		\$100	300	18,000
\$100 w/ CASH		\$100	150	36,000
\$100		\$100	150	36,000
\$40 × 5		\$200	2,000	2,700
\$50 × 3	\$50 w/ FAST \$50	\$200	2,000	2,700
\$50 w/ CASH	(\$100 w/ FAST \$100) + (\$50 w/ FAST \$50)	\$200	2,400	2,250
\$20 w/ 10X		\$200	2,000	2,700
\$200 w/ CASH		\$200	1,714	3,150
\$200		\$200	1,714	3,150
MONEY BAGS w/ (\$20 × 20)		\$400	12,000	450
\$50 × 8		\$400	12,000	450
\$100 × 3	\$100 w/ FAST \$100	\$400	12,000	450
(\$20 w/ 10X) × 2		\$400	12,000	450
\$40 w/ 10X		\$400	12,000	450
\$400 w/ CASH		\$400	12,000	450

<i>When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:</i>	<i>FAST CASH:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 5,400,000 Tickets</i>
\$400		\$400	12,000	450
MONEY BAGS w/ (\$20 × 20)	\$100 w/ FAST \$100	\$500	2,400	2,250
\$100 × 5		\$500	12,000	450
\$50 × 7	(\$100 w/ FAST \$100) + (\$50 w/ FAST \$50)	\$500	12,000	450
(\$20 w/ 10X) × 2	\$100 w/ FAST \$100	\$500	6,000	900
	\$500 w/ FAST \$500	\$500	1,200	4,500
\$50 w/ 10X		\$500	1,200	4,500
\$500 w/ CASH		\$500	6,000	900
\$500		\$500	8,000	675
MONEY BAGS w/ ((\$100 × 5) + (\$40 × 10) + (\$20 × 5))		\$1,000	24,000	225
MONEY BAGS w/ ((\$50 × 10) + (\$40 × 10))	\$100 w/ FAST \$100	\$1,000	24,000	225
MONEY BAGS w/ (\$20 × 20)	(\$500 w/ FAST \$500) + (\$100 w/ FAST \$100)	\$1,000	24,000	225
\$500 × 2		\$1,000	24,000	225
\$40 w/ 10X	(\$500 w/ FAST \$500) + (\$100 w/ FAST \$100)	\$1,000	24,000	225
\$100 w/ 10X		\$1,000	24,000	225
\$1,000 w/ CASH		\$1,000	24,000	225
\$1,000		\$1,000	24,000	225
\$1,000 w/ 10X		\$10,000	1,080,000	5
\$10,000 w/ CASH		\$10,000	1,080,000	5
\$10,000		\$10,000	1,080,000	5
\$100,000 w/ CASH		\$100,000	1,080,000	5
\$100,000		\$100,000	1,080,000	5
\$1,000,000		\$1,000,000	1,080,000	5

Reveal a "CASH" (CASH) symbol, win prize shown under that symbol automatically.

Reveal a "10X" (10TIMES) symbol, win 10 times the prize shown under that symbol.

Reveal a "MONEY BAGS" (WINALL) symbol, win all 20 prizes shown!

FAST \$50: Reveal a "\$50" (WIN50) symbol, win \$50!

FAST \$100: Reveal a "\$100" (WIN100) symbol, win \$100!

FAST \$500: Reveal a "\$500" (WIN500) symbol, win \$500!

FAST CASH is played separately.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Million Dollar Winner instant lottery game tickets.

10. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize,

either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Million Dollar Winner, prize money from winning Million Dollar Winner instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Million Dollar Winner instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Million Dollar Winner or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 18-944. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Right on the Money Instant Lottery Game 1347

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Right on the Money (hereinafter “Right on the Money”). The game number is PA-1347.

2. *Price:* The price of a Right on the Money instant lottery game ticket is \$5.

3. *Play Symbols:* Each Right on the Money instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area and a “YOUR NUMBERS” area. The play symbols and their captions located in the “WINNING NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY). The play symbols and their captions located in the “YOUR NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), BULLSEYE (BULLSEYE) and a MONEYBAG (WINALL) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the “YOUR NUMBERS” area are: \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$5,000 (FIV THO) and \$100,000 (ONEHUNTHO).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$40, \$50, \$100, \$200, \$500, \$1,000, \$5,000 and \$100,000. The player can win up to 12 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 10,800,000 tickets will be printed for the Right on the Money instant lottery game.

7. Determination of Prize Winners:

(a) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$100,000 (ONEHUNTHO) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(b) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$5,000 (FIV THO) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(c) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$1,000 (ONE THO) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Bullseye (BULLSEYE) symbol, and a prize symbol of \$1,000 (ONE THO) appears in the “Prize” area under that Bullseye (BULLSEYE) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Moneybag (WINALL) symbol, and a prize symbol of \$200 (TWO HUN) appears in two of the “Prize” areas, a prize symbol of \$100 (ONE HUN) appears in five of the “Prize” areas and a prize symbol of \$20⁰⁰ (TWENTY) appears in five of the “Prize” areas, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$500 (FIV HUN) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$500.

(g) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Bullseye (BULLSEYE) symbol, and a prize symbol of \$500 (FIV HUN) appears in the “Prize” area under that Bullseye (BULLSEYE) symbol, on a single ticket, shall be entitled to a prize of \$500.

(h) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Moneybag (WINALL) symbol, and a prize symbol of \$200 (TWO HUN) appears in two of the “Prize” areas and a prize symbol of \$10⁰⁰ (TEN DOL) appears in ten of the “Prize” areas, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Moneybag (WINALL) symbol, and a prize symbol of \$100 (ONE HUN) appears in two of the “Prize” areas, a prize symbol of \$40⁰⁰ (FORTY) appears in five of the “Prize” areas and a prize symbol of \$20⁰⁰ (TWENTY) appears in five of the “Prize” areas, on a single ticket, shall be entitled to a prize of \$500.

(j) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$200 (TWO HUN) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$200.

(k) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Bullseye (BULLSEYE) symbol, and a prize symbol of \$200 (TWO HUN) appears in the “Prize” area under that Bullseye (BULLSEYE) symbol, on a single ticket, shall be entitled to a prize of \$200.

(l) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Moneybag (WINALL) symbol, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in ten of the “Prize” areas, a prize symbol of \$100 (ONE HUN) appears in one of the “Prize” areas and a prize symbol of \$50⁰⁰ (FIFTY) appears in one of the “Prize” areas, on a single ticket, shall be entitled to a prize of \$200.

(m) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Moneybag (WINALL) symbol, and a prize symbol of \$50⁰⁰ (FIFTY) appears in two of the “Prize” areas and a prize symbol of \$10⁰⁰ (TEN DOL) appears in ten of the “Prize” areas, on a single ticket, shall be entitled to a prize of \$200.

(n) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$100 (ONE HUN) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100.

(o) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Bullseye (BULLSEYE) symbol, and a prize symbol of \$100 (ONE HUN) appears in the “Prize” area under that Bullseye (BULLSEYE) symbol, on a single ticket, shall be entitled to a prize of \$100.

(p) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a MONEYBAG (WINALL) symbol, and a prize symbol of \$20⁰⁰ (TWENTY) appears in two of the “Prize” areas, a prize symbol of \$10⁰⁰ (TEN DOL) appears in two of the “Prize” areas and a prize symbol of \$5⁰⁰ (FIV DOL) appears in eight of the “Prize” areas, on a single ticket, shall be entitled to a prize of \$100.

(q) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a MONEYBAG (WINALL) symbol, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in eight of the “Prize” areas and a prize symbol of \$5⁰⁰ (FIV DOL) appears in four of the “Prize” areas, on a single ticket, shall be entitled to a prize of \$100.

(r) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$50⁰⁰

(FIFTY) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$50.

(s) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Bullseye (BULLSEYE) symbol, and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “Prize” area under that Bullseye (BULLSEYE) symbol, on a single ticket, shall be entitled to a prize of \$50.

(t) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$40⁰⁰ (FORTY) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$40.

(u) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Bullseye (BULLSEYE) symbol, and a prize symbol of \$40⁰⁰ (FORTY) appears in the “Prize” area under that Bullseye (BULLSEYE) symbol, on a single ticket, shall be entitled to a prize of \$40.

(v) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(w) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Bullseye (BULLSEYE) symbol, and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “Prize” area under that Bullseye (BULLSEYE) symbol, on a single ticket, shall be entitled to a prize of \$20.

(x) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(y) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Bullseye (BULLSEYE) symbol, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “Prize” area under that Bullseye (BULLSEYE) symbol, on a single ticket, shall be entitled to a prize of \$10.

(z) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$5.

(aa) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Bullseye (BULLSEYE) symbol, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “Prize” area under that Bullseye (BULLSEYE) symbol, on a single ticket, shall be entitled to a prize of \$5.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 10,800,000 Tickets</i>
\$5 w/ BULLSEYE	\$5	20	540,000
\$5	\$5	30	360,000
\$5 × 2	\$10	60	180,000
(\$5 w/ BULLSEYE) + \$5	\$10	40	270,000
\$10 w/ BULLSEYE	\$10	40	270,000
\$10	\$10	60	180,000
\$5 × 4	\$20	300	36,000
\$10 × 2	\$20	300	36,000
\$10 + (\$5 × 2)	\$20	300	36,000
(\$10 w/ BULLSEYE) + \$10	\$20	200	54,000
(\$10 w/ BULLSEYE) + (\$5 × 2)	\$20	150	72,000
(\$10 w/ BULLSEYE) × 2	\$20	150	72,000
\$20 w/ BULLSEYE	\$20	150	72,000
\$20	\$20	150	72,000
\$10 × 4	\$40	600	18,000
\$5 × 8	\$40	600	18,000
(((\$10 w/ BULLSEYE) × 2) + (\$10 × 2))	\$40	600	18,000
\$40 w/ BULLSEYE	\$40	600	18,000
\$40	\$40	600	18,000
\$10 × 5	\$50	600	18,000
\$5 × 10	\$50	600	18,000
(\$10 w/ BULLSEYE) × 5	\$50	600	18,000
(((\$10 w/ BULLSEYE) × 3) + (\$10 × 2))	\$50	600	18,000
\$50 w/ BULLSEYE	\$50	600	18,000
\$50	\$50	600	18,000
MONEYBAG w/ (((\$10 × 8) + (\$5 × 4)))	\$100	923.08	11,700
MONEYBAG w/ (((\$20 × 2) + (\$10 × 2) + (\$5 × 8)))	\$100	923.08	11,700
\$10 × 10	\$100	4,000	2,700
\$20 × 5	\$100	4,000	2,700
(\$40 w/ BULLSEYE) + (\$10 w/ BULLSEYE) + \$40 + \$10	\$100	4,000	2,700
(\$50 w/ BULLSEYE) + \$50	\$100	4,000	2,700
\$100 w/ BULLSEYE	\$100	4,000	2,700
\$100	\$100	4,800	2,250
MONEYBAG w/ (((\$50 × 2) + (\$10 × 10)))	\$200	6,000	1,800
MONEYBAG w/ (((\$5 × 10) + \$100 + \$50))	\$200	6,000	1,800
\$20 × 10	\$200	24,000	450
\$40 × 5	\$200	24,000	450
\$50 × 4	\$200	60,000	180
(\$40 w/ BULLSEYE) × 5	\$200	60,000	180
(\$100 w/ BULLSEYE) + \$100	\$200	60,000	180
\$200 w/ BULLSEYE	\$200	60,000	180
\$200	\$200	30,000	360
MONEYBAG w/ (((\$100 × 2) + (\$40 × 5) + (\$20 × 5)))	\$500	40,000	270
MONEYBAG w/ (((\$200 × 2) + (\$10 × 10)))	\$500	40,000	270
\$50 × 10	\$500	60,000	180

<i>When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 10,800,000 Tickets</i>
\$100 × 5	\$500	60,000	180
\$500 w/ BULLSEYE	\$500	60,000	180
\$500	\$500	60,000	180
MONEYBAG w/ ((\$200 × 2) + (\$100 × 5) + (\$20 × 5))	\$1,000	540,000	20
\$100 × 10	\$1,000	540,000	20
\$200 × 5	\$1,000	540,000	20
\$1,000 w/ BULLSEYE	\$1,000	540,000	20
\$1,000	\$1,000	540,000	20
\$500 × 10	\$5,000	1,080,000	10
\$5,000	\$5,000	1,080,000	10
\$100,000	\$100,000	1,080,000	10

Reveal a “BULLSEYE” (BULLSEYE) symbol, win prize shown under that symbol automatically.

Reveal a “MONEY BAG” (WINALL) symbol, win all 12 prizes shown!

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Right on the Money instant lottery game tickets.

10. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Right on the Money, prize money from winning Right on the Money instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Right on the Money instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State

Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Right on the Money or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 18-945. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Twisted Instant Lottery Game 1349

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Twisted (hereinafter “Twisted”). The game number is 1349.

2. *Price:* The price of a Twisted instant lottery game ticket is \$3.

3. *Play Symbols:* Each Twisted instant lottery game ticket will contain a “YOUR NUMBERS” area and a “YOUR PATHS” area, containing five “PATHS.” The “YOUR PATHS” area will consist of 20 play symbols, four of which will be located in each color “PATH.” The “YOUR NUMBERS” area will consist of 18 play symbols. The play symbols located in the “YOUR PATHS” area and the “YOUR NUMBERS” area are the numbers 1 through 80.

4. *Prize Symbols:* The prize symbols and their captions located in the “Prize” area of each color “PATH” are: \$3⁰⁰ (THR DOL), \$6⁰⁰ (SIX DOL), \$10⁰⁰ (TEN DOL), \$15⁰⁰ (FIFTN), \$20⁰⁰ (TWENTY), \$30⁰⁰ (THIRTY), \$40⁰⁰

(FORTY), \$50⁰⁰ (FIFTY), \$90⁰⁰ (NINETY), \$100 (ONE HUN), \$300 (THR HUN), \$1,000 (ONE THO), \$5,000 (FIV THO) and \$50,000 (FTY THO).

5. *Prizes:* The prizes that can be won in this game are: \$3, \$6, \$10, \$15, \$20, \$30, \$40, \$50, \$90, \$100, \$300, \$1,000, \$5,000 and \$50,000. A player can win up to 5 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 9,600,000 tickets will be printed for the Twisted instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which the “YOUR NUMBERS” play symbols match all four of the “YOUR PATH” play symbols, in the same colored “PATH,” and a prize symbol of \$50,000 (FTY THO) appears in the “Prize” area at the end of that colored “PATH,” on a single ticket, shall be entitled to a prize of \$50,000.

(b) Holders of tickets upon which the “YOUR NUMBERS” play symbols match all four of the “YOUR PATH” play symbols, in the same colored “PATH,” and a prize symbol of \$5,000 (FIV THO) appears in the “Prize” area at the end of that colored “PATH,” on a single ticket, shall be entitled to a prize of \$5,000.

(c) Holders of tickets upon which the “YOUR NUMBERS” play symbols match all four of the “YOUR PATH” play symbols, in the same colored “PATH,” and a prize symbol of \$1,000 (ONE THO) appears in the “Prize” area at the end of that colored “PATH,” on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which the “YOUR NUMBERS” play symbols match all four of the “YOUR PATH” play symbols, in the same colored “PATH,” and a prize symbol of \$300 (THR HUN) appears in the “Prize” area at the end of that colored “PATH,” on a single ticket, shall be entitled to a prize of \$300.

(e) Holders of tickets upon which the “YOUR NUMBERS” play symbols match all four of the “YOUR PATH” play symbols, in the same colored “PATH,” and a prize symbol of \$100 (ONE HUN) appears in the “Prize” area at the end of that colored “PATH,” on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets upon which the “YOUR NUMBERS” play symbols match all four of the “YOUR PATH” play symbols, in the same colored “PATH,” and a prize symbol of \$90⁰⁰ (NINETY) appears in the “Prize” area at the end of that colored “PATH,” on a single ticket, shall be entitled to a prize of \$90.

(g) Holders of tickets upon which the “YOUR NUMBERS” play symbols match all four of the “YOUR PATH”

play symbols, in the same colored “PATH,” and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “Prize” area at the end of that colored “PATH,” on a single ticket, shall be entitled to a prize of \$50.

(h) Holders of tickets upon which the “YOUR NUMBERS” play symbols match all four of the “YOUR PATH” play symbols, in the same colored “PATH,” and a prize symbol of \$40⁰⁰ (FORTY) appears in the “Prize” area at the end of that colored “PATH,” on a single ticket, shall be entitled to a prize of \$40.

(i) Holders of tickets upon which the “YOUR NUMBERS” play symbols match all four of the “YOUR PATH” play symbols, in the same colored “PATH,” and a prize symbol of \$30⁰⁰ (THIRTY) appears in the “Prize” area at the end of that colored “PATH,” on a single ticket, shall be entitled to a prize of \$30.

(j) Holders of tickets upon which the “YOUR NUMBERS” play symbols match all four of the “YOUR PATH” play symbols, in the same colored “PATH,” and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “Prize” area at the end of that colored “PATH,” on a single ticket, shall be entitled to a prize of \$20.

(k) Holders of tickets upon which the “YOUR NUMBERS” play symbols match all four of the “YOUR PATH” play symbols, in the same colored “PATH,” and a prize symbol of \$15⁰⁰ (FIFTN) appears in the “Prize” area at the end of that colored “PATH,” on a single ticket, shall be entitled to a prize of \$15.

(l) Holders of tickets upon which the “YOUR NUMBERS” play symbols match all four of the “YOUR PATH” play symbols, in the same colored “PATH,” and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “Prize” area at the end of that colored “PATH,” on a single ticket, shall be entitled to a prize of \$10.

(m) Holders of tickets upon which the “YOUR NUMBERS” play symbols match all four of the “YOUR PATH” play symbols, in the same colored “PATH,” and a prize symbol of \$6⁰⁰ (SIX DOL) appears in the “Prize” area at the end of that colored “PATH,” on a single ticket, shall be entitled to a prize of \$6.

(n) Holders of tickets upon which the “YOUR NUMBERS” play symbols match all four of the “YOUR PATH” play symbols, in the same colored “PATH,” and a prize symbol of \$3⁰⁰ (THR DOL) appears in the “Prize” area at the end of that colored “PATH,” on a single ticket, shall be entitled to a prize of \$3.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>Scratch The Your Numbers Area. Then Scratch The Corresponding Numbers Found In The Your Paths Area. When You Match The Four Numbers Along The Same Colored Path, Win Prize Shown For That Path Color. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 9,600,000 Tickets:</i>
\$3	\$3	9.09	1,056,000
\$3 × 2	\$6	25	384,000
\$6	\$6	33.33	288,000
\$10	\$10	31.25	307,200
(\$6 × 2) + \$3	\$15	90.91	105,600
\$15	\$15	90.91	105,600

<i>Scratch The Your Numbers Area. Then Scratch The Corresponding Numbers Found In The Your Paths Area. When You Match The Four Numbers Along The Same Colored Path, Win Prize Shown For That Path Color. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 9,600,000 Tickets:</i>
\$10 × 2	\$20	333.33	28,800
\$20	\$20	500	19,200
\$10 × 3	\$30	600	16,000
\$15 × 2	\$30	600	16,000
\$20 + \$10	\$30	600	16,000
\$30	\$30	600	16,000
\$10 × 4	\$40	4,000	2,400
\$20 × 2	\$40	4,000	2,400
(\$15 × 2) + \$10	\$40	4,000	2,400
\$30 + \$10	\$40	4,000	2,400
\$40	\$40	4,000	2,400
\$10 × 5	\$50	6,000	1,600
(\$15 × 2) + (\$10 × 2)	\$50	6,000	1,600
\$30 + \$20	\$50	6,000	1,600
\$40 + \$10	\$50	4,000	2,400
\$50	\$50	4,000	2,400
\$30 × 3	\$90	4,000	2,400
\$50 + \$40	\$90	4,000	2,400
\$90	\$90	4,000	2,400
\$20 × 5	\$100	20,000	480
\$50 × 2	\$100	20,000	480
(\$30 × 3) + \$10	\$100	20,000	480
(\$40 × 2) + \$20	\$100	20,000	480
\$100	\$100	20,000	480
\$100 × 3	\$300	60,000	160
\$300	\$300	60,000	160
\$1,000	\$1,000	60,000	160
\$5,000	\$5,000	480,000	20
\$50,000	\$50,000	960,000	10

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Twisted instant lottery game tickets.

10. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of

at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Twisted, prize money from winning Twisted instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Twisted instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State

Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Twisted or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 18-946. Filed for public inspection June 15, 2018, 9:00 a.m.]

GAME COMMISSION

Chronic Wasting Disease—Designation of Disease Management Areas and Endemic States and Canadian Provinces Order # 5

Executive Order

Whereas, Chronic Wasting Disease (CWD) is an infectious and progressive neurological disease that is found in, and always proves fatal to, members of the family Cervidae (deer, elk or moose, and other susceptible species, collectively called cervids); and

Whereas, There are no known treatments for CWD infection, no vaccines to protect against CWD infection, and no approved tests that can detect the presence of CWD in live cervids; and

Whereas, CWD is designated as a “dangerous transmissible disease” of animals by order of the Secretary of Agriculture under 3 Pa.C.S. § 2321(d) (relating to dangerous transmissible diseases); and

Whereas, The Game and Wildlife Code (Code) (34 Pa.C.S. §§ 101 et seq.) and regulations promulgated thereunder (58 Pa. Code §§ 131.1 et seq.) collectively provide broad authority to the PGC to regulate activities relating to the protection, preservation, and management of game and wildlife, including cervids; and

Whereas, On March 28, 2017 (effective May 16, 2017), the Commission added 58 Pa. Code § 137.35 (relating to Chronic Wasting Disease Restrictions) to give more permanent status and structure to the CWD requirements and restrictions previously established and maintained over the prior decade by and through executive orders; and

Whereas, Section 137.35(d) provides the Executive Director with the authority to designate CWD Disease Management Areas (DMAs) within this Commonwealth; and

Whereas, Section 137.35(d) also provides the Executive Director with the authority to designate CWD-endemic States or Canadian Provinces; and

Whereas, Previous executive orders concerning designation of CWD DMAs and CWD-endemic States and Canadian Provinces within this Commonwealth were issued by the Commission on June 1, 2017, July 24, 2017, October 6, 2017 and February 16, 2018; and

Whereas, The Commission has determined that further designation of CWD DMAs and CWD-endemic States and Canadian Provinces is necessary to fully implement the Commission’s CWD program.

Now Therefore, I, BRYAN J. BURHANS, Executive Director of the Pennsylvania Game Commission, pursuant to the authority vested in me by the Code and regulations promulgated thereunder, do hereby order and direct the following:

1. DMAs within this Commonwealth are designated as set forth below. These DMAs are more graphically illustrated on the maps titled “DMA 2,” “DMA 3” and “DMA 4” following hereto and incorporated by reference herein. Should any conflict exist between the below-listed written boundaries and maps of DMA 2, DMA 3 and DMA 4, the written descriptions shall prevail.

a. *DMA 1:* Eliminated.

b. *DMA 2:* Adams, Bedford, Blair, Cambria, Clearfield, Cumberland, Franklin, Fulton, Huntingdon, Juniata, Mifflin, Perry and Somerset counties, bounded and described as follows: Beginning in the Southeastern extent of the DMA at the intersection of Taneytown Road (State Highway 134) and the Maryland State Line, proceed north on Highway 134 for approximately 7.4 miles to the intersection of Steinwehr Avenue in Gettysburg. Follow right on Steinwehr Avenue to Baltimore Street. Follow left on Baltimore Street through downtown Gettysburg. Proceed halfway around the traffic circle at the square unto Carlisle Street (State Highway 34). The DMA boundary follows Highway 34 north for approximately 23.1 miles to the intersection of the Baltimore Avenue (State Highway 94). Follow Highway 94 north for approximately 3 miles to the intersection of W. Old York Road (State Highway 174). Turn left and follow Highway 174 west for approximately 7.6 Miles to State Highway 233 (Centerville Road). Turn right and follow State Highway 233 north 22.8 Miles to the intersection with State Highway 850 (Montour Road) just north of Landisburg. Proceed west on State Highway 850 for 22 miles to State Highway 35 (Shade Valley Road). Head south on State Highway 35 for 0.2 miles and turn right onto State Route 4005 (Black Log Road). Follow Black Log Road south for 5.25 miles. Continue south onto Township Route 371 (Black Log Road) for 5.7 Miles. At the Huntingdon and Juniata County Lines continue south onto State Route 2017 (Black Log Valley Road) for 3.3 miles to the intersection with State Route 2012 (Black Log Mountain Road). Turn right onto Black Log Mountain Road for 4.2 miles to State Route 2019 (German Valley Road). Follow German Valley Road 0.25 miles north to State Highway 103 (Beacon Lodge Road). Turn left onto State Highway 103 and proceed west 3.4 miles to US Highway 522 (Croghan Pike). Follow US Highway 522 west for 1.6 miles to the intersection of US Highway 22. The DMA boundary follows US Highway 22 west for 20.3 miles to State Highway 453, then north along State Highway 453 for 20.5 miles to intersection of State Highway 253. Follow State Highway 253 south for 8.1 miles to State Highway 53 in Van Ormer. The DMA continues on State Highway 53 south for 1.7 miles to Marina Road. At Marina Road the boundary follows for 5.5 miles to the intersection of Glendale Lake Road. Continue left on Glendale Lake Road and in 3 miles join onto State Highway 36. The DMA boundary follows State Highway 36 west into the town of Patton and then straight onto Magee Avenue to the intersection of 5th Avenue. Continue south on 5th Avenue for about .3 miles where the road becomes Mellon Avenue. Continuing on Mellon Avenue for .4 miles the road becomes Carroll Road once in East Carroll Township. The boundary continues south on Carroll Road for 3.7 miles to State Highway 219 in Carrolltown. The DMA boundary follows State Highway 219 south for 26.7 miles to State Highway 56 East and then follows State High-

way 56 east for 3.9 miles to State Highway 160. Following State Highway 160 southward the boundary continues for 26.5 miles to the borough of Berlin, then west through downtown Berlin on State Highway 2030 (Main Street) for 0.44 miles to the intersection of State Highway 219. Finally south along State Highway 219 for 20.6 miles to the Maryland border.

c. *DMA 3*: Armstrong, Cambria, Clarion, Clearfield, Indiana and Jefferson counties, Pennsylvania, bounded and described as follows: Beginning at the southwestern corner at the intersection of State Highway 403 and State Highway 286 in the town of Clymer, proceed north on State Highway 403 for 8.5 Miles to US 119 in Marion Center. Follow US 119 north for 14.2 Miles to State Highway 36 in Punxsutawney; continue north on State Highway 36 for 3.2 Miles to State Highway 536; west on State Highway 536 for 16.6 Miles to State Highway 28; north on State Highway 28 for 7.4 Miles to State Highway 949 in Summerville; north on State Highway 949 for 4.2 Miles to US 322 in the town of Corsica. Proceed west on US 322 for 0.3 Miles to State Highway 949; north on State Highway 949 for 23.4 Miles to SR 4005, Richardsville Road in Green Briar; south on Richardsville Road for 2 Miles to Game School Road; proceed south on Game School Road 7.4 Miles south to State Highway 28 in Sugar Hill; east on State Highway 28 for 2.8 Miles to US 219 in Brockway; south on US 219 for 7.5 Miles to Interstate 80; east on I-80 for 9.4 Miles (Mile Marker 106) to Township Route 339, Anderson Creek Road; south on Anderson Creek Road for 1.8 miles to Township Route 340, Home Camp Road; south on Home Camp Road for 2.5 miles to US 322 in Rockton; west on US 322 for 4 Miles to US 219; south on US 219 for 9.6 Miles to State Highway 729 in Grampian; south on State Highway 729 for 7.7 Miles to State Route 3016, Marron Road; then west on Marron Road for 2.7 Miles to State Route 3005, Cherry Corner Road; west on Cherry Corner Rd for 0.3 Miles to State Route 3016, La Jose Road; south on La Jose Rd for 3.6 Miles to State Highway 36; south on State Highway 36 for 8.8 Miles to Sylvis Road; Travel west on Sylvis Road for 5.8 Miles to US 219 near Cherry Tree.; south on US 219 through Cherry Tree for 2.4 Miles to State Highway 240; west on State Highway 240 for 8.5 Miles to State Highway 286; west on State Highway 286 for 4.9 Miles to State Highway 403 in Clymer; the place of beginning.

d. *DMA 4*: Lancaster, Lebanon and Berks counties, bounded and described as follows: Beginning in the northwestern extent of the DMA in the city of Lebanon at the intersection of State Routes 897 and US 422 proceed easterly on US 422 for 12.3 miles to the intersection with State Route 419. Turn left on SR 419 and proceed northerly for 2.3 miles to the intersection with Christmas Village Rd. (4010). Turn right, proceeding easterly on

Christmas Village Rd. for 5.1 miles to the intersection with North Heidelberg Rd. (3033). Turn left on North Heidelberg Rd., proceeding northeasterly for .6 miles to the intersection with State Route 183. Turn right on SR 183, proceeding southeasterly for 7.7 miles to the intersection with US 222. Turn right on US 222 proceeding southwesterly for 3.2 miles to the interchange with US Route 422 Bypass. Proceed on US 422 Bypass for 2.4 miles to intersection with Business Route 222E (Lancaster Ave.). Proceed southerly on Business 222E for .6 miles to the intersection with State Route 625. Turn left onto SR 625 and proceed southerly for 16.7 miles to the intersection with Route 23. Turn right on Route 23, proceeding westerly for 9.7 miles to intersection with State Route 772 (Glenbrook Rd.). Turn right on SR 772, proceeding northwesterly for 9.3 miles to the intersection with State Route 501 (Furnace Hills Pike). Turn right on SR 501, proceeding northerly for 5 miles to the intersection with US 322 (West 28th Division Highway). Turn left on US 322, proceeding westerly for 1.3 miles to intersection with the PA Turnpike (US 76). Turn right on US 76, proceeding easterly for .7 miles to the western boundary of Pennsylvania State Game Land 46. Proceed northerly then easterly for 1.2 miles along the game land boundary to the intersection with State Route 501 (Furnace Hills Pike). Turn left on SR 501, proceeding northerly for 4.1 miles to the intersection with State Route 419. Turn left, proceeding westerly for .1 miles to the intersection with State Route 897 (South 5th Street). Turn right on SR 897, proceeding northwesterly for 6.2 miles to the starting point at the intersection of SR 897 and US 422.

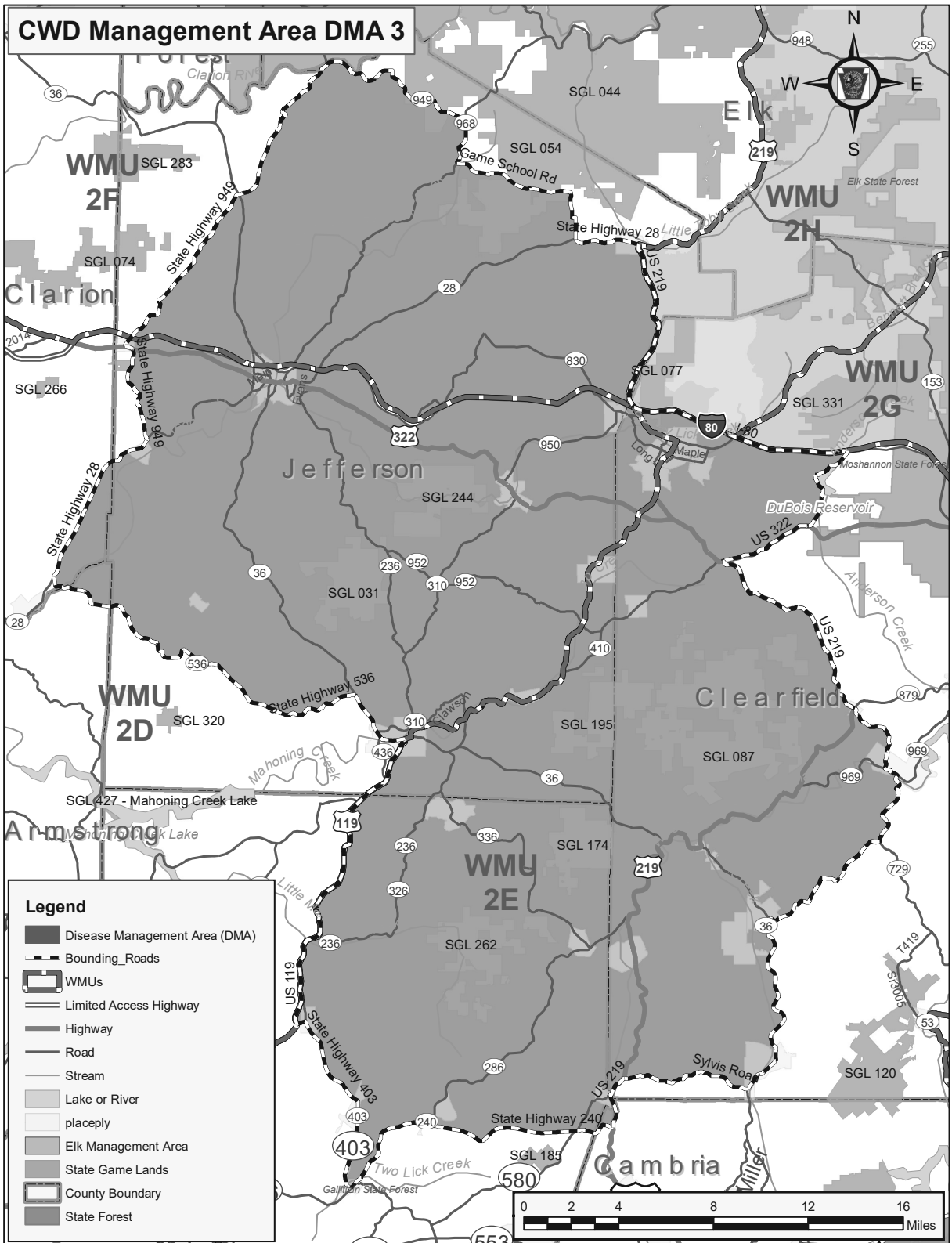
2. CWD-endemic States or Canadian Provinces are designated to include the following specific States and Canadian Provinces: Alberta, Arkansas, Colorado, Illinois, Iowa, Kansas, Maryland, Michigan, Minnesota, Mississippi, Missouri, Montana, Nebraska, New Mexico, New York, North Dakota, Ohio, Oklahoma, Saskatchewan, South Dakota, Texas, Utah, Virginia, West Virginia, Wisconsin, and Wyoming.

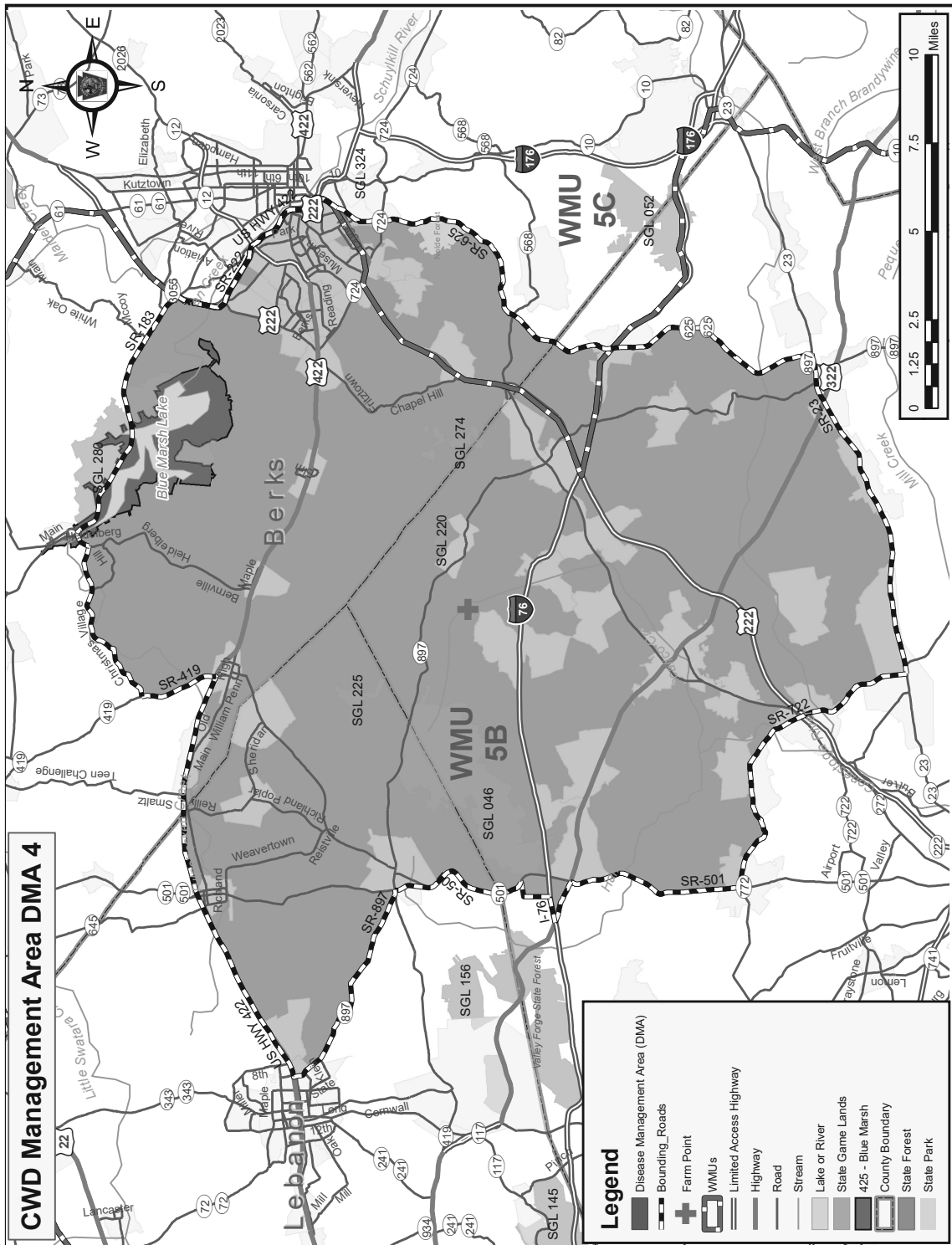
3. The previous executive order concerning designation of CWD DMAs and CWD-endemic States and Canadian Provinces within this Commonwealth that was issued by the Commission on February 16, 2018 and published in the *Pennsylvania Bulletin* on March 17, 2018 at 48 Pa.B. 1653 is hereby rescinded in its entirety and replaced by this Order.

4. This Order is effective immediately and shall remain in effect until rescinded or modified by subsequent order.

Given under my hand and seal of the Pennsylvania Game Commission on this 21st day of May, 2018.

BRYAN J. BURHANS,
Executive Director





[Pa.B. Doc. No. 18-947. Filed for public inspection June 15, 2018, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Filing of Final Rulemaking

The Independent Regulatory Review Commission (Commission) received the following regulation. It is scheduled to be considered on the date noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or it can be viewed on the Commission's web site at www.irrc.state.pa.us.

<i>Final Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
4-97	Department of Community and Economic Development Local Earned Income Tax	6/1/18	7/19/18

GEORGE D. BEDWICK,
Chairperson

[Pa.B. Doc. No. 18-948. Filed for public inspection June 15, 2018, 9:00 a.m.]

INSURANCE DEPARTMENT

Alleged Violation of Insurance Laws; Anthony Goodwine; Doc. No. SC18-06-001

Notice is hereby given of the Order to Show Cause issued on June 6, 2018, by the Deputy Insurance Commissioner in the previously-referenced matter. Violation of the following is alleged: section 611-A(6), (7), (9), (17) and (20) of The Insurance Department Act of 1921 (40 P.S. § 310.11(6), (7), (9), (17) and (20)) and section 5(a)(12) of the Unfair Insurance Practices Act (40 P.S. § 1171.5(a)(12)).

The respondent shall file a written answer to the Order to Show Cause within 30 days of the date of issue. If the respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—508 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure), 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed in writing with the Hearings Administrator, Insurance Department, Administrative Hearings Office, 901 North 7th Street, 2nd Floor, Harrisburg, PA 17102.

Persons with a disability who wish to attend the previously-referenced administrative hearing, and require an auxiliary aid, service or other accommodation to participate in the hearing, contact Domenica A. Dean, Agency ADA Coordinator, at (717) 787-3517.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 18-949. Filed for public inspection June 15, 2018, 9:00 a.m.]

INSURANCE DEPARTMENT

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (act) (40 P.S. § 1171.8) in connection with the companies' termination of the insureds' homeowners policies. The hearings will be held in accordance with the requirements of the act; 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative Agency Law); 1 Pa. Code Part II (relating to Administrative Rules of Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearings will be held as follows. Failure by the appellants to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearing will be held at Strawbridge and Clothier, Justice Hearing Room No. 4030, 801 Market Street, Philadelphia, PA 19107.

Appeal of Andrea Oettinger; Liberty Mutual Insurance Corporation; File No. 18-130-222374; Doc. No. P18-05-017; July 17, 2018, 1 p.m.

The following hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Appeal of Victorio and Gloria Ayala; The Philadelphia Contributionship Insurance Company; File No. 18-118-223943; Doc. No. P18-05-018; August 8, 2018, 9:30 a.m.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend a previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, should contact Joseph Korman, (717) 787-4429, jkorman@pa.gov.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 18-950. Filed for public inspection June 15, 2018, 9:00 a.m.]

Administrative Circular No. 18-08—Closing Instruction No. 4, Fiscal Year 2017-18; Year-End Processing Deadlines and an Important Reminder about SAP Budget Period Values, Dated May 29, 2018.

LAURA CAMPBELL,
Director
Pennsylvania Code and Bulletin

[Pa.B. Doc. No. 18-951. Filed for public inspection June 15, 2018, 9:00 a.m.]

LEGISLATIVE REFERENCE BUREAU

Documents Filed But Not Published

The Legislative Reference Bureau (Bureau) accepted the following documents during the preceding calendar month for filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of *Bulletin*). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a statement that no documents have been received. For questions concerning or copies of documents filed, but not published, call (717) 783-1530.

Executive Board

Resolution No. CB-18-007, Dated April 26, 2018. Authorizes the side letter with AFSCME to replace Recommendation 8, Meal Periods; Recommendation 19, Salaries and Wages; Recommendation 28 (Section 5), Discharge, Demotion, Suspension and Discipline; and Recommendation 29 (Section 13), Seniority. The resolution also provides for modifications in Recommendations 18, 21, 24, 25 and 30. The resolution shall be effective July 1, 2017.

Resolution No. CB-18-008, Dated May 4, 2018. The Executive Board Resolution authorizes the side letter with AFSCME to establish a Pilot Lottery Program to motivate District Lottery Representatives and District Lottery Supervisors to increase the number of retail licensees and total retail sales effective July 1, 2017 through December 31, 2018.

Governor's Office

Management Directive No. 325.12—Standards for Internal Controls in Commonwealth Agencies, Amended May 15, 2018.

Management Directive No. 625.3—Moving Employee Household Goods, Amended April 30, 2018.

Administrative Circular No. 18-05—Approval of 2018-19 Advancement Accounts and Completion of Form STD-133, Request for Approval of Advancement Account, Dated April 30, 2018.

Administrative Circular No. 18-06—Closing Instruction No. 2, Fiscal Year 2017-18; Pre-closing at May 14, 2018, Dated May 3, 2018.

Administrative Circular No. 18-07—Closing Instruction No. 3, Fiscal Year 2017-18; Pending Lapse/Lapse Transactions and Reporting Deadlines, Dated May 29, 2018.

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Protests may only be filed in the event that there is evidence that the applicant lacks fitness. Protests based on endangering or impairing operations of an existing carrier will not be honored. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by July 2, 2018. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Application of the following for approval to *begin operating as common carriers for transportation of persons as described under the application.*

A-2018-3002171. Executive Trans., Inc. (48 East Hillcrest Street, Chalfont, Bucks County, PA 18914) in limousine service, from points in Bensalem, Bucks County, to points in Pennsylvania, and return; excluding service that is under the jurisdiction of the Philadelphia Parking Authority. *Attorney:* Jordan Rand, Esquire, Klehr Harrison Harvey Branzburg LLP, 1835 Market Street, Suite 1400, Philadelphia, PA 19103.

Application of the following for the approval of the right and privilege to *discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under the application.*

A-2015-2478716. Community Interactions, Inc. (740 South Chester Road, Swarthmore, PA 19081) for the discontinuance of service and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, of persons, in paratransit service, between points in the County of Delaware, as more thoroughly described in the original ordering paragraph at A-00104228.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-952. Filed for public inspection June 15, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Formal Complaints

Formal complaints have been issued by the Pennsylvania Public Utility Commission. Answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Answers are due July 2, 2018, and must be made with the Secretary, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy to the First Deputy Chief Prosecutor, Pennsylvania Public Utility Commission.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. American Luxury Limousine, Inc.; Docket No. C-2018-3000427

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to American Luxury Limousine, Inc., (respondent) is under suspension effective March 03, 2018 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 2659 South 67th Street, Philadelphia, PA 19142.
3. That respondent was issued a Certificate of Public Convenience by this Commission on March 21, 2002, at A-00118446.
4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.
5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-00118446 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may

include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 4/4/2018

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Keith Pulliam, t/a Pulliam Travel; Docket No. C-2018-3001353

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Keith Pulliam, t/a Pulliam Travel, (respondent) is under suspension effective April 11, 2018 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 6742 Harley Street, Philadelphia, PA 19142.
3. That respondent was issued a Certificate of Public Convenience by this Commission on October 17, 2016, at A-6417039.
4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The

Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-6417039 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
 David W. Loucks, Chief
 Motor Carrier Enforcement
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 5/1/2018

David W. Loucks, Chief
 Motor Carrier Enforcement
 Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility
Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Henley Trucking, LLC; Docket No. C-2018-3001376

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth

of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Henley Trucking, LLC, (respondent) is under suspension effective April 12, 2018 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 273 Waddell Avenue, Clairton, PA 15025.

3. That respondent was issued a Certificate of Public Convenience by this Commission on May 02, 2017, at A-8919308.

4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-8919308 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 5/1/2018

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law

Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

—

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. CLB Transport, LLC; Docket No. C-2018-3002024

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to CLB Transport, LLC, (respondent) is under suspension effective May 08, 2018 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 92 Sunnyhill Lane, Belleville, PA 17004.
3. That respondent was issued a Certificate of Public Convenience by this Commission on April 22, 2014, at A-8916386.
4. That respondent has failed to maintain evidence of Liability and Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.
5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-8916386 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 5/23/2018

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-953. Filed for public inspection June 15, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Transmission Lines; Prehearing Conference

A-2017-2640195 and A-2017-2640200. Transource Pennsylvania, LLC. Application of Transource Pennsylvania, LLC for approval of the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East and West Projects in portions of York and Franklin Counties.

P-2018-3001878. Petition of Transource Pennsylvania, LLC for a finding that a building to shelter control equipment at the Rice Substation in Franklin County is reasonably necessary for the convenience or welfare of the public.

P-2018-3001883. Petition of Transource Pennsylvania, LLC for a finding that a building to shelter control equipment at the Furnace Run Substation in York County is reasonably necessary for the convenience or welfare of the public.

A-2018-3001881. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Douglas E. and Martha J. Rohrer in Lower Chanceford Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001886. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Dale A. and Barbara D.J. Torbet in Lower Chanceford Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001887. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Henry M. and Glenda J. Sommer, Trustees of the Sommer Family Trust in Fawn Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001898. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Yost Family Farms, LP in Hopewell Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001902. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Kent E. and Nancy H. Blevins in Hopewell Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001904. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Gregory J. and Melanie A. Goss in Fawn Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001906. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Michael Hecner, Eva Hecner, Stephen M. Hecner and Theresa M. Norris in Hopewell Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001907. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Robert A. Burchett, Judy K. Burchett, Thomas L. Burchett and Stacy L. Burchett, t/d/b/a Maple Springs Farms Partnership in Lower Chanceford Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—

East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001914. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Joseph L. and Barbara G. Lapp in Lower Chanceford Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001922. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Mervin S. and Gladys O. Miller in Lower Chanceford Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001923. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Amos L. and Elizabeth K. Esh in Fawn Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001925. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of J. Ross and Norma R. McGinnis in Fawn Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001929. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of the McGinnis Limited Partnership in Fawn Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001932. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Chilcoat and Peters, Inc. in Hopewell Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, convenience or safety of the public.

A-2018-3001933. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Gregory M. and Kristina L. Wilt in Hopewell Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001936. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through

its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Burton Family Limited Partnership in Fawn Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001943. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of James R. McGinnis in Fawn Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001944. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of George W. and Madelyn K. Treadway in Fawn Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001954. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Richard D. Good, Cathy M. Good, Roger D. Good and Peggy L. Good in Lower Chanceford Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001956. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Glenn J. Bradley in Fawn Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001957. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Jonathan R. Hash, a single man, and Gregory J. and Melanie A. Goss, husband and wife, in Fawn Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001958. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Thomas R. Krell, Jr. and April Krell in Fawn Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001960. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of D. Arthur Grove and David Richard Grove in Fawn Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001961. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the

lands of RGRG Partners in Fawn Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001962. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of R. Andrew and Deborah E. Macklin in Lower Chanceford Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001963. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Francis and Mary Eileen Boone in Fawn Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001964. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Barley Farms, LP in Lower Chanceford Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001965. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Stephen J. and Dolores E. Krick in Lower Chanceford Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001966. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Shane K. and Kristi L. Taylor in Lower Chanceford Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001967. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Jefferson L. Bracey, Sr. and Laura R. Bracey in Fawn Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001968. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Leonard M. and Sandra J. Traynor in Fawn Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001969. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Troy W. Kline in Lower Chanceford Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001970. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Jeffrey C. Neutzel in Fawn Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001971. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Carole K. Long in Hopewell Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001982. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Barbara D. and David W. Anderson, C. Kathleen and William M. Tompkins, and M. Kathryn and Stephen M. Judy in Lower Chanceford Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001984. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of E. Daniel and Diane M. Neff in Lower Chanceford Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001985. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Maple Lawn Farms, Inc. in Fawn Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001986. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Randall C. Stewart, Jr. and Peggy A. Stewart in Lower Chanceford Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001987. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of John E. N. Blair in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

ence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001988. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Derek J. and Courtney Dettinger in Lower Chanceford Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001989. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of John J. and Carol A. Hamilton, Fawn Township, York County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001996. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Mary Ann and DuWayne Fox in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3001999. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Lois M. White in Greene Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002000. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Donald L. and Beverly A. Fahrney in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002001. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Jack E. and Emily L. Martin, husband and wife, and Jason E. and Megan L. Martin, husband and wife, in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002012. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Jane M. Zaiger in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002013. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Donald L. Hess and Isabell M. Hess in Quincy Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

sary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002016. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Denver N. Martin and Katrina J. Martin in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002019. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Joseph N. Weagley in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002020. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of J. Daniel and Elaine J. Eshleman in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002021. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Roger L. Diller and Joyce E. Diller in Greene Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002022. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of GBR Lincoln Highway Limited Liability Company, Chambersburg Holdings, LP and WLR Chambersburg, LLC in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002028. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Summit Partners, LLC in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002029. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Jack E. Martin and Emily L. Martin in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002030. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Jason M. Hostetter and Rosalie J. Hostetter in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

dence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002031. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Daryl Harry Bender and Donna Irene Bender Widney in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002032. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Roy B. Biesecker and Susan L. Biesecker in Quincy Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002035. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Salt Creek Partners, LLC in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002037. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Allen A. Stine in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002038. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Charles W. Mellott in Quincy Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002039. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Ronald P. Stoner and Doris M. Stoner in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002040. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Harold H. Wenger Living Trust dated July 6, 1999, Elva M. Wenger, Trustee in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002041. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of John A. Steiger and Allison E. Steiger in Quincy Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002043. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Justin Dunlap and Sharla Dunlap in Quincy Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002046. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Leonard H. Kauffman and Mary P. Kauffman in Greene Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002047. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Ivan D. Horst and Ellen M. Horst in Guilford and Washington Townships, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002048. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Guilford Water Authority in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002049. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Kenneth M. Lehman and Marie A. Lehman in Quincy Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002051. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of DC Farms, LLC in Quincy Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence En-

ergy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002052. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Donald L. Martin and Denise M. Martin in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002053. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of William K. Nitterhouse and Diane R. Nitterhouse in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002054. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Wayne E. Lehman and Donald R. Lehman as Trustees of the Credit Shelter Trust established under Item H of the Last Will of Harvey M. Lehman (the “Harvey M. Lehman Credit Shelter Trust”) and Wayne E. Lehman, Donald R. Lehman, Jane L. Martin, Kenneth L. Lehman and Lester E. Lehman of Greene Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002055. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Chambersburg Area School District in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002057. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Lemma and O’Connor Investors, LLC in Greene Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002061. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Daniel S. Long in Quincy and Washington Townships, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Con-

tion—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002064. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Roy S. Martin and Regina F. Martin in Quincy Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002065. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Charles R. Diller, John W. Diller and Margaret H. Diller and James E. Diller and Mable R. Diller in Greene Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002066. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Mary K. Henry, Deceased, D. Yvonne Frank, Marion Carmack, Charles W. Henry in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002067. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Chambersburg Mall Realty, LLC, Chambersburg CH, LLC, and Chambersburg Nassim, LLC in Greene Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002068. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Mahlon R. Eby and Debra S. Eby in Quincy Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002069. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Richard L. Leshner and Agnes Marie Leshner in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002070. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Laverne and Ellen Martin in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Inde-

pendence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002071. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Samuel A. and Mandy L. Jones in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002072. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Charles Stamy Fox in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002074. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Marlin Lester Martin and Carrie Rosemarie Martin in Quincy Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002075. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Owls Club, Inc. in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002099. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Bruce L. Neibert, Jr. in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002103. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Lowes Home Centers, Inc. in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002104. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Ivan D. and Ellen M. Horst in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002105. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Keith H. Benedict TIC, Derek K. Benedict TIC and Dared A. Benedict TIC in Greene Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002107. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Roy M. Cordell and Emma L. Cordell in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002108. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Patriot Federal Credit Union in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002111. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Edna S. Fox and Charles A. Fox in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002118. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Tunde T. Tijani in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002119. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Lamar D. and Esther M. Horst in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002120. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Ivan H. and Ruby E. Benedict in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002124. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Richard L. Peck and Fern L. Peck in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary

or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002125. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Myron J. and Fern L. Miller in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002128. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Allen W. Rice and Lori C. Rice in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002129. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of West Penn Power Company in Greene Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002137. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of IESI PA Blue Ridge Landfill Corporation in Greene Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002140. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Colby S. and Leah A. Nitterhouse in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002141. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of David F. and Kimberly Jo Neibert in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002147. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Willis M. Leshner Partnership in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002162. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of John V. Rudolph, Jr. and Eunice Rudolph in Quincy Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence En-

ergy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002163. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Kyle F. and Kelly A. Schindel in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002167. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Lamar V. Rudolph and Edna F. Rudolph in Quincy Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002168. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Daniel R. Strite and Doreen F. Strite in Quincy Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002169. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Rodney A. Meyer and Karen I. Benedict in Quincy Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002170. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of John O. Garber, Jr. and Penny Lee Garber in Quincy Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002172. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Gerald L. Zeigler and Jennifer Sibal Zeigler in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002173. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the

lands of Colt R. Martin and Kristyn Benedict Martin in Quincy Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002189. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Mark E. Gayman and Sally A. Gayman in Quincy Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002204. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Edwin W. Shank and Dawn L. Shank in Greene Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002207. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Michael D. Cordell in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002222. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of REK Properties, LLC in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002232. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Lynn D. Etter and Mary W. Etter in Greene Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002238. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Margaret L. Mower in Greene Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002240. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of J. Ray Geesaman and Linda D. Geesaman in Quincy Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002251. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Elam H. Reiff and Mary Z. Reiff in Greene Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the

Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002255. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Daniel W. Benedict and Clara Sue Benedict in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002310. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of J. Norman and Bonna Jane Diller in Washington Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002311. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Glenn L. Eberly and Elaine Eberly in Greene Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002312. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Douglas L. Straley and Nellie M. Straley in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002329. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Michael D. Frederick and Tammy Jo Salter in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002331. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Joshua L. Diller and Nicole M. Diller in Greene Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002332. Application of Transource Pennsylvania, LLC for approval for a finding and determination

that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Michael D. Frederick and Tamra D. Frederick and Tammy Jo Salter and Roderick C.B. Salter in Guilford Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002334. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Kevin L. Gayman and Faye I. Gayman in Greene Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002336. Application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of Roger L. and Joyce E. Diller, Trustees of the Diller Family Trust in Greene Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002344. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Mark Edward Gayman and Grant K. Gayman in Guilford and Quincy Townships, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002346. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Mary I. Baker and Paul J. Baker in Quincy Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002348. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Forrester Farms, II, Inc. in Greene Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

A-2018-3002352. Application of Transource Pennsylvania, LLC for approval for a finding and determination that the service to be furnished by the applicant through its proposed exercise of the power of eminent domain to acquire a certain portion of the lands of Marvin Charles Martin and Lois Ellen Martin in Quincy Township, Franklin County for the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project is necessary or proper for the service, accommodation, convenience or safety of the public.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before July 6, 2018. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, with a copy served on the applicant. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Pennsylvania Public Utility Commission's (Commission) web site at www.puc.pa.gov and at the applicant's business address.

Applicant: Transource Pennsylvania, LLC, 1 Riverside Plaza, Columbus, OH 43215-2372

Through and By Counsel: David B. MacGregor, Anthony D. Kanagy, Christopher T. Wright, Post and Schell PC, 17 North Second Street, 12th Floor, Harrisburg, PA 17101-1601

Prehearing Conference

A further prehearing conference on the previously-captioned cases will be held as follows:

<i>Date:</i>	Monday, July 9, 2018
<i>Time:</i>	10 a.m.
<i>Location:</i>	Hearing Room 1 2nd Floor Commonwealth Keystone Building 400 North Street Harrisburg, PA 17120
<i>Presiding:</i>	Administrative Law Judges Elizabeth H. Barnes and Andrew M. Calvelli P.O. Box 3265 Harrisburg, PA 17105-3265 (717) 787-1399 Fax: (717) 787-0481

Persons with a disability who wish to attend the hearing should contact the Commission to make arrangements for their special needs. Call the Scheduling Office at the Commission at least 5 business days prior to the hearing.

For persons who require an interpreter to participate in the hearings, the Commission will make every reasonable effort to have an interpreter present. Call the Scheduling Office at the Commission at least 10 business days prior to the hearing.

- Scheduling Office: (717) 787-1399
- Pennsylvania AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988

ROSEMARY CHIAVETTA,
Secretary

Second Prehearing Conference Order

In accordance with the provisions of 66 Pa.C.S. § 333 and 52 Pa. Code §§ 5.221, a second prehearing conference has been scheduled for the above-captioned cases in Hearing Room 1, Commonwealth Keystone Building, 400 North Street, Harrisburg, Pennsylvania, on Monday, July 9, 2018, at 10:00 a.m. Participation may be telephonic provided that you e-mail the presiding officers at ebarnes@pa.gov and acalvelli@pa.gov no later than Thursday, July 5, 2018, with a telephone number that you can be reached at.

The purpose of this second prehearing conference is to discuss preliminary matters regarding the Applications of Transource Pennsylvania, LLC for approval of the siting and construction of 230 kV transmission lines in portions

of York County at Docket No. A-2017-2640195 and in portions of Franklin County at Docket No. A-2017-2640200. Public Input hearings were held on May 9 and 15, 2018 in York County and on May 22 and 23 in Franklin County. On May 15, 2018, Transource PA filed one hundred thirty-three (133) applications for approval to acquire certain portions of lands of various persons/entities located in Franklin and York Counties for the siting and construction of the 230 kV transmission lines associated with the Independence Energy Connection Project. Also, on May 15, 2018, two petitions for findings that buildings to shelter control equipment at the Rice Substation and Furnace Run Substation in York County at P-2018-3001878 and P-2018-3001883 were filed. On May 29 and 30, 2018, site views took place in Franklin County on all properties of landowners requesting a site view. On June 1, 2018, site views took place in York County on all properties of landowners requesting a site view.

On June 1, 2018, the Office of Consumer Advocate (OCA) filed notices of intervention at P-2018-3001878 and P-2018-3001883. OCA also filed pursuant to 52 Pa. Code §§ 5.371 and 5.372 a motion to amend the procedural schedule at Docket Nos. A-2017-2640195 and A-2017-2640200. Specifically, OCA requests at least a sixty-day extension of the deadline for preserved intervenor direct testimony because OCA contends that it has not yet received full responses to discovery requests, including access to PROMOD, a software model used by PJM as part of its Market Efficiency analysis and a technical conference with representatives from Transource and/or PJM. OCA argues the current procedural schedule requiring intervenor direct testimony by July 25, 2018 denies OCA an adequate opportunity to present its case. No motion to compel has been filed by OCA pursuant to 52 Pa. Code § 5.342(g). To date, Transource PA has not yet responded to OCA's motion.

As stated in our Procedural Order dated March 28, 2018, Commission regulations provide that associated eminent domain proceedings filed pursuant to 15 Pa.C.S. § 1511(c) are entitled to consolidation with the application for high voltage (HV) line siting, and the applications filed on May 15, 2018 would be consolidated with this proceeding pursuant to 52 Pa. Code § 57.75. Additionally, the petitions filed pursuant to 52 Pa. Code § 5.41 and 53 P.S. § 10619 for a finding that buildings to shelter control equipment are reasonably necessary for the convenience or welfare of the public and therefore are exempt from any local zoning ordinance shall be consolidated at Docket Nos. A-2017-2640195 and A-2017-2640200.

Notice of this Second Prehearing Conference Order is expected to appear in the *Pennsylvania Bulletin* on June 16, 2018. The deadline for protests/petitions to intervene will be Friday, July 6, 2018. Thus, those additional person/entities affected by the recent additional filings will have an opportunity to be heard and provide input on preliminary matters.

At this second prehearing conference no testimony will be taken. Only attorneys and those individuals representing themselves as parties will be permitted to participate. There will be limited seating for 192 people. Priority seating is given to those individuals who have filed a protest or petition to intervene and wish to participate as a party in either proceeding. You may be required to sign-in, receive a seating pass, and be subject to search for any weapons prior to entry to the hearing room. If attendance exceeds capacity, at the discretion of the presiding officers, this prehearing conference may be

divided into two prehearing conferences held consecutively to allow all interested parties to participate. A prehearing conference regarding Docket No. A-2017-2640195 (East Project in York County) would be held first at 10:00 a.m., followed by a prehearing conference regarding Docket No. A-2017-2640200 (West Project in Franklin County).

The parties should be prepared to discuss the following:

1. Consolidation of cases
2. Issues
3. Feasibility of alternative siting routes including the use of existing transmission lines owned by PPL Electric Corporation, Mid-Atlantic Interstate Transmission, LLC, FirstEnergy Company and/or PECO Energy Company
4. Discovery issues including OCA's access to PROMOD, a software model used by PJM as part of its Market Efficiency analysis
5. Status of technical conference with representatives from Transource and/or PJM.
6. Amendments to the Procedural Schedule

Therefore, It Is Ordered That:

1. A Second Prehearing Conference shall be held at 10:00 a.m. on Monday, July 9, 2018, in Hearing Room 1, Commonwealth Keystone Building, 400 North Street, Harrisburg, Pennsylvania.

2. Absent a continuance for good cause, all parties must be prepared to participate in the scheduled prehearing conference. Failure of a party to participate in the conference, after being served with notice of the time thereof, without good cause shown, shall constitute a waiver of all objections to the agreements reached and an order or ruling with respect thereto.

3. All parties shall review the regulations relating to discovery, specifically 52 Pa. Code § 5.331(b), which provides, among other things, that "a party shall initiate discovery as early in the proceedings as reasonably possible," and 52 Pa. Code § 5.322, which encourages parties to exchange information on an informal basis. All parties are urged to cooperate in discovery. There are limitations on discovery and sanctions for abuse of the discovery process. 52 Pa. Code 5.371-5.372.

4. The parties shall be prepared for a discussion of the procedural schedule in this proceeding as well as any anticipated issues, procedural or substantive. Parties' representatives shall be fully authorized to make commitments, both procedural and substantive, on behalf of their represented party.

5. The parties shall serve the presiding officers and each other a prehearing conference memorandum by Thursday, July 5, 2018.

6. Pursuant to 52 Pa. Code §§ 1.21—1.23, you may represent yourself, if you are an individual, or you may have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted pro hac vice, represent you. However, if you are a partnership, corporation, trust, association, or governmental agency or subdivision, you must have an attorney licensed to practice law in the Commonwealth of Pennsylvania, or admitted pro hac vice, represent you in this proceeding. Unless you are an attorney, you may not represent someone else. Attorneys shall insure that their appearance is entered in accordance with the provisions of 52 Pa. Code § 1.24(b).

7. You must serve the presiding officers directly with copies of any document that you file in this proceeding at the Office of Administrative Law Judge, P.O. Box 3265, Harrisburg, PA 17105-3265. Electronic copies may be mailed to ebarnes@pa.gov and acalvelli@pa.gov. If you send ALJ Elizabeth Barnes and ALJ Andrew Calvelli any correspondence or documents, then you must also provide a copy to the other parties. For your convenience, a copy of the Commission's current consolidated service list of the parties to these proceedings is enclosed with this Order.

ELIZABETH H. BARNES,
Administrative Law Judge
ANDREW M. CALVELLI,
Administrative Law Judge

A-2017-2640195 and A-2017-2640200. Application of Transource Pennsylvania, LLC. for approval of the siting and construction of the 230 KV transmission line associated with the Independence Energy Connection-East and West Projects in portions of York and Franklin Counties. (Combined Parties List—Revised 3/14/18)

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[Pa.B. Doc. No. 18-954. Filed for public inspection June 15, 2018, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Service of Notice of Motor Carrier Applications in the City of Philadelphia

The following permanent authority applications to render service as a common carrier in the City of Philadelphia have been filed with the Philadelphia Parking Authority's (PPA) Taxicab and Limousine Division (TLD). Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Author-

ity) with the TLD's Office of the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, no later than July 2, 2018. The nonrefundable protest filing fee is \$5,000 payable to the PPA by certified check or money order. The applications are available for inspection at the TLD between 9 a.m. and 4 p.m., Monday through Friday (contact TLD Director Christine Kirlin, Esq. at (215) 683-9653 to make an appointment) or may be inspected at the business addresses of the respective applicants or attorneys, or both.

Doc. No. A-18-05-05. Ehsan Trans, Inc. (15 South 51st Street, Philadelphia, PA 19139): An application for a medallion taxicab certificate of public convenience (CPC) to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Doc. No. A-18-05-06. Ali & Semon, Inc. (1614 Porter Street, Philadelphia, PA 19145): An application for a medallion taxicab CPC to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Doc. No. A-18-05-07. Shahid&nazia, LLC (7349 Belden Street, Philadelphia, PA 19111): An application for a medallion taxicab CPC to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return. *Attorney for Applicant:* David R. Alperstein, Esq., 1080 North Delaware Avenue, Suite 505, Philadelphia, PA 19125.

Doc. No. A-18-05-09. Nijum Taxi, LLC (113 Barrington Road, Upper Darby, PA 19082): An application for a medallion taxicab CPC to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return. *Attorney for Applicant:* David R. Alperstein, Esq., 1080 North Delaware Avenue, Suite 505, Philadelphia, PA 19125.

Doc. No. A-18-05-10. Roy Taxi, LLC (7217 Calvin Road, Upper Darby, PA 19082): An application for a medallion taxicab CPC to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return. *Attorney for Applicant:* David R. Alperstein, Esq., 1080 North Delaware Avenue, Suite 505, Philadelphia, PA 19125.

Doc. No. A-18-05-11. Falcon Taxi, LLC (6997B Guilford Road, Upper Darby, PA 19082): An application for a medallion taxicab CPC to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return. *Attorney for Applicant:* David R. Alperstein, Esq., 1080 North Delaware Avenue, Suite 505, Philadelphia, PA 19125.

Doc. No. A-18-05-12. Nessa Rahman Taxi, LLC (4317 Tyson Avenue, Philadelphia, PA 19135): An application for a medallion taxicab CPC to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and

return. *Attorney for Applicant:* David R. Alperstein, Esq., 1080 North Delaware Avenue, Suite 505, Philadelphia, PA 19125.

Doc. No. A-18-05-13. Kenny Zephirin, Inc. (3002 Saint Vincent Road, East Norriton, PA 19403): An application for a medallion taxicab CPC to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Doc. No. A-18-05-15. Anushka & Amreen Taxi, LLC (4317 Tyson Avenue, Philadelphia, PA 19135): An application for a medallion taxicab CPC to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return. *Attorney for Applicant:* David R. Alperstein, Esq., 1080 North Delaware Avenue, Suite 505, Philadelphia, PA 19125.

SCOTT PETRI,
Executive Director

[Pa.B. Doc. No. 18-955. Filed for public inspection June 15, 2018, 9:00 a.m.]

PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

Hearing Scheduled

A hearing has been scheduled, as authorized by 24 Pa.C.S. Part IV (relating to Public School Employees' Retirement Code), in connection with the Public School Employees' Retirement System's (System) denial of claimant's request concerning the indicated account.

The hearing will be held before a hearing officer at the Public School Employees' Retirement System, 5 North Fifth Street, Harrisburg, PA 17101:

October 3, 2018	Karen Fritch (Effective Date of Retirement)	10 a.m.
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Persons with a disability who wish to attend the previously listed hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Lori Koch, Assistant to the Executive Director, at (717) 720-4606 to discuss how the System may best accommodate their needs.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearing will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). Under 22 Pa. Code § 201.1 (relating to applicability of general rules), procedural matter will be in conformance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure), unless specific exemption is granted.

GLEN R. GRELL,
Executive Director

[Pa.B. Doc. No. 18-956. Filed for public inspection June 15, 2018, 9:00 a.m.]

