

COMMONWEALTH OF PENNSYLVANIA
 COUNTY OF: DAUPHIN
 Magisterial District Number: 12-2-02
 MDJ: Hon. Kenneth A. Lenker
 Address: 102 Agnes Street
 Harrisburg, PA 17104
 Telephone: (717)939-6996



POLICE CRIMINAL COMPLAINT
COMMONWEALTH OF PENNSYLVANIA
VS.

DEFENDANT: (NAME and ADDRESS):
ENERGY **TRANSFER** **L.P.**
First Name Middle Name Last Name
 535 Fritztown Road,
 Sinking Spring, PA 19608

NCIC Extradition Code Type

<input type="checkbox"/> 1-Felony Full	<input type="checkbox"/> 5-Felony Pending Extradition	<input type="checkbox"/> C-Misdemeanor Surrounding States	<input type="checkbox"/> Distance: _____
<input type="checkbox"/> 2-Felony Limited	<input type="checkbox"/> 6-Felony Pending Extradition Determ.	<input type="checkbox"/> D-Misdemeanor No Extradition	
<input type="checkbox"/> 3-Felony Surrounding States	<input type="checkbox"/> A-Misdemeanor Full	<input type="checkbox"/> E-Misdemeanor Pending Extradition	
<input checked="" type="checkbox"/> 4-Felony No Extradition	<input type="checkbox"/> B-Misdemeanor Limited	<input type="checkbox"/> F-Misdemeanor Pending Extradition	

DEFENDANT IDENTIFICATION INFORMATION

Docket Number CR-302-2021	Date Filed 10/05/2021	OTN/LiveScan Number	Complaint/Incident Number 49-1237	Request Lab Services? <input type="checkbox"/> YES <input type="checkbox"/> NO
GENDER <input type="checkbox"/> Male <input type="checkbox"/> Female	DOB / / First Name	POB Middle Name	Add'l DOB / / Last Name	Co-Defendant(s) <input type="checkbox"/> Gen.
RACE <input type="checkbox"/> White <input type="checkbox"/> Asian <input type="checkbox"/> Black <input type="checkbox"/> Native American <input type="checkbox"/> Unknown	ETHNICITY <input type="checkbox"/> Hispanic <input type="checkbox"/> Non-Hispanic <input type="checkbox"/> Unknown			
Hair Color <input type="checkbox"/> GRY (Gray) <input type="checkbox"/> RED (Red/Aubn.) <input type="checkbox"/> SDY (Sandy) <input type="checkbox"/> BLU (Blue) <input type="checkbox"/> PLE (Purple) <input type="checkbox"/> BRO (Brown) <input type="checkbox"/> BLK (Black) <input type="checkbox"/> ONG (Orange) <input type="checkbox"/> WHI (White) <input type="checkbox"/> XXX (Unk./Bald) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> PNK (Pink) <input type="checkbox"/> BLN (Blonde / Strawberry)	Eye Color <input type="checkbox"/> BLK (Black) <input type="checkbox"/> BLU (Blue) <input type="checkbox"/> BRO (Brown) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> GRY (Gray) <input type="checkbox"/> HAZ (Hazel) <input type="checkbox"/> MAR (Maroon) <input type="checkbox"/> PNK (Pink) <input type="checkbox"/> MUL (Multicolored) <input type="checkbox"/> XXX (Unknown)			
DNA <input type="checkbox"/> YES <input type="checkbox"/> NO	DNA Location			WEIGHT (lbs.)
FBI Number	MNU Number			
Defendant Fingerprinted <input type="checkbox"/> YES <input type="checkbox"/> NO				Ft. HEIGHT In.
Fingerprint Classification:				

DEFENDANT VEHICLE INFORMATION

Plate #	State	Haz mat <input type="checkbox"/>	Registration Sticker (MM/YY) /	Comm'l Veh. Ind. <input type="checkbox"/>	School Veh. <input type="checkbox"/>	Oth. NCIC Veh. Code	Reg. same as Def. <input type="checkbox"/>
VIN	Year	Make	Model	Style	Color		

Office of the attorney for the Commonwealth Approved Disapproved because: _____

(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing. See Pa.R.Crim.P. 507).

CDAG REBECCA FRANZ *Rebecca Franz* 10/05/2021
 (Name of the attorney for the Commonwealth) (Signature of the attorney for the Commonwealth) (Date)

I, **SSA H. JUSTUS BRAMBLEY, IV** **528**
 (Name of the Affiant) (PSP/MP/ETC -Assigned Affiant ID Number & Badge #)

of **Pennsylvania Office of Attorney General** **PA022400**
 (Identify Department or Agency Represented and Political Subdivision) (Police Agency ORI Number)

do hereby state: (check appropriate box)

1. I accuse the above named defendant who lives at the address set forth above
 I accuse the defendant whose name is unknown to me but who is described as _____

I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have therefore designated as John Doe or Jane Doe with violating the penal laws of the Commonwealth of Pennsylvania at [201] _____ Conewago Township
 (Subdivision Code) (Place-Political Subdivision)

in DAUPHIN County [22] _____ on or about **FEBRUARY 13, 2017, THROUGH AUGUST 5, 2021**
 (County Code)



POLICE CRIMINAL COMPLAINT

Docket Number: CR-302-2021	Date Filed: 10 / 5 / 2021	OTN/LiveScan Number	Complaint/Incident Number 49-1237
Defendant Name:	First: ENERGY	Middle: TRANSFER	Last: L.P.

- I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
- I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S. § 4904) relating to unsworn falsification to authorities.
- This complaint consists of the preceding page(s) numbered 1 through ___.
- 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 acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.

(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)

October 5, 2021
(Date) (Year)

[Signature]
(Signature of Affiant)

AND NOW, on this date October 5, 2021 I certify that the complaint has been properly completed and verified.

An affidavit of probable cause must be completed before a warrant can be issued.

12-2-02
(Magisterial District Court Number)

[Signature]
(Issuing Authority)





POLICE CRIMINAL COMPLAINT

Docket Number: CR-302-2021	Date Filed: 10 / 5 / 2021	OTN/LiveScan Number	Complaint/Incident Number 49-1237
Defendant Name:	First: ENERGY	Middle: TRANSFER	Last: L.P.

in DAUPHIN County [22] on or about FEBRUARY 13, 2017, THROUGH MAY 28, 2021
(County Code)

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically. (Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. The age of the victim at the time of the offense may be included if known. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits. 204 PA.Code §§ 213.1 – 213.7.)

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input checked="" type="checkbox"/>	1	691.611		of the	35	1	F3		
Lead?	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number _____	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **CLEAN STREAMS LAW, UNLAWFUL CONDUCT, 35 P.S. § 691.611, A FELONY OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: See continuation page

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	2	691.611		of the	35	1	M2		
Lead?	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number _____	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **CLEAN STREAMS LAW, UNLAWFUL CONDUCT, 35 P.S. § 691.611, A MISDEMEANOR OF THE SECOND DEGREE**

Acts of the accused associated with this Offense: See continuation page

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	3	691.301		of the	35	22	M2		
Lead?	Offense #	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number _____	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **CLEAN STREAMS LAW, PROHIBITION AGAINST DISCHARGE OF INDUSTRIAL WASTES, 35 P.S. § 691.301, A MISDEMEANOR OF THE SECOND DEGREE**



POLICE CRIMINAL COMPLAINT

Docket Number: CR-302-2021	Date Filed: 10 / 5 / 2021	OTN/LiveScan Number	Complaint/Incident Number 49-1237
Defendant Name:	First: ENERGY	Middle: TRANSFER	Last: L.P.

Acts of the accused associated with this Offense: See continuation page

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	4	691.401		of the	35	22	M2		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
------------------------------	-----------------	--	-------------------------------------	--------------------------------------	------------------------------------

Statute Description (include the name of statute or ordinance): **CLEAN STREAMS LAW, PROHIBITION AGAINST OTHER POLLUTIONS, 35 P.S. § 691.401, A MISDEMEANOR OF THE SECOND DEGREE**

Acts of the accused associated with this Offense: See continuation page

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	5	691.301		of the	35	1	M2		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **CLEAN STREAMS LAW, PROHIBITION AGAINST DISCHARGE OF INDUSTRIAL WASTES, 35 P.S. § 691.301, A MISDEMEANOR OF THE SECOND DEGREE**

Acts of the accused associated with this Offense: See continuation page

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	6	691.401		of the	35	1	M2		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number		<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **CLEAN STREAMS LAW, PROHIBITION AGAINST OTHER POLLUTIONS, 35 P.S. § 691.401, A MISDEMEANOR OF THE SECOND DEGREE**

Acts of the accused associated with this Offense: See continuation page



**POLICE CRIMINAL COMPLAINT
OFFENSE CONTINUATION PAGE**

Docket Number: CR-302-2021	Date Filed: 10 / 5 / 2021	OTN/LiveScan Number	Complaint/Incident Number 49-1237
Defendant Name:	First: ENERGY	Middle: TRANSFER	Last: L.P.

OFFENSE DESCRIPTION CONTINUATION

Offense #3: The defendant, Energy Transfer L.P., by its own conduct or the conduct of another, pursuant to 18 Pa C.S.A. § 307, did place, or permitted to be placed, or discharged or permitted to flow, or continued to discharge or permit to flow, into any waters of the Commonwealth any industrial wastes. To wit: During the construction of the Mariner East 2 pipeline, the defendant, Energy Transfer L.P. did negligently discharge, permit to flow or continue to discharge or permit to flow, drilling fluid and/or flowable fill, an industrial waste, into waters of the commonwealth on numerous occasions between February 13, 2017, and August 5, 2021. Said offenses occurred at the Piney Creek HDD in Woodbury Township, Blair County; Reservoir Road/Everett RR HDD in Blair Township, Blair County; Joanna Road HDD in Caernarvon Township, Berks County; William Penn Avenue HDD and Goldfinch Lane HDD in Jackson Township, Cambria County; Spinner Road HDD in Munster Township, Cambria County; I-81 HDD in Middlesex Township, Cumberland County; Marsh Creek Lake HDD in Upper Uwchlan Township, Chester County; Lisa Drive HDD in West Whiteland Township, Chester County; Glen Riddle HDD in Middletown Township, Delaware County; Raystown Lake HDD in Penn Township, Huntingdon County; Blacklog Creek HDD in Shirley Township, Huntingdon County; Buff-Pitt Highway HDD in Burrell Township, Indiana County; Linden Creek Road HDD and Linden Road HDD in North Strabane Township, Washington County; SR88/Wheeling & Lake Erie Railroad HDD in Union Township, Washington County; Old William Penn Highway HDD in Murrysville, Westmoreland County; I-76 HDD in Hempfield Township, Westmoreland County; Norfolk Southern Railroad HDD in Jeanette, Westmoreland County; Loyalhanna Lake HDD in Loyalhanna Township, Westmoreland County; Snitz Creek/Zinns Mill Road HDD in West Cornwall Township, Lebanon County; and a guided auger bore in West Whiteland Township, Chester County.

Offense #4: The defendant, Energy Transfer L.P., by its own conduct or the conduct of another, pursuant to 18 Pa C.S.A. § 307, did put or place into any of the waters of the Commonwealth, or allowed or permitted to be discharged from property owned or occupied by such person or municipality into any of the waters of the Commonwealth, any substance of any kind or character resulting in pollution as herein defined. Any such discharge is hereby declared to be a nuisance. To wit: During the construction of the Mariner East 2 pipeline, the defendant, Energy Transfer L.P. did negligently allow or permit the discharge of drilling fluid, a substance resulting in pollution, into waters of the Commonwealth on numerous occasions between February 13, 2017, and May 28, 2021. Said offenses occurred at the Piney Creek HDD in Woodbury Township, Blair County; Reservoir Road/Everett RR HDD in Blair Township, Blair County; Joanna Road HDD in Caernarvon Township, Berks County; William Penn Avenue HDD and Goldfinch Lane HDD in Jackson Township, Cambria County; Spinner Road HDD in Munster Township, Cambria County; I-81 HDD in Middlesex Township, Cumberland County; Marsh Creek Lake HDD in Upper Uwchlan Township, Chester County; Lisa Drive HDD in West Whiteland Township, Chester County; Glen Riddle HDD in Middletown Township, Delaware County; Raystown Lake HDD in Penn Township, Huntingdon County; Blacklog Creek HDD in Shirley Township, Huntingdon County; Buff-Pitt Highway HDD in Burrell Township, Indiana County; Linden Creek Road HDD and Linden Road HDD in North Strabane Township, Washington County; SR88/Wheeling & Lake Erie Railroad HDD in Union Township, Washington County; Old William Penn Highway HDD in Murrysville, Westmoreland County; I-76 HDD in Hempfield Township, Westmoreland County; Norfolk Southern Railroad HDD in Jeanette, Westmoreland County; Loyalhanna Lake HDD in Loyalhanna Township, Westmoreland County; Snitz Creek/Zinns Mill Road HDD in West Cornwall Township, Lebanon County; and a guided auger bore in West Whiteland Township, Chester County.



**POLICE CRIMINAL COMPLAINT
OFFENSE CONTINUATION PAGE**

Docket Number: CR-302-2021	Date Filed: 10 /5 /2021	OTN/LiveScan Number	Complaint/Incident Number 49-1237
Defendant Name:	First: ENERGY	Middle: TRANSFER	Last: L.P.

OFFENSE DESCRIPTION CONTINUATION

Offense #1: The defendant, Energy Transfer L.P., by its own conduct or the conduct of another, pursuant to 18 Pa C.S.A. § 307, did fail to comply with any rule or regulation of the department or fail to comply with any order or permit or license of the department, violated any of the provisions of this act or rules and regulations adopted hereunder, or any order or permit or license of the department, caused air or water pollution, or hindered, obstructed, prevented or interfered with the department or its personnel in the performance of any duty hereunder or violated the provisions of 18 Pa.C.S. section 4903 or 4904. To wit: During the construction of the Mariner East 2 pipeline, the defendant, Energy Transfer L.P. did knowingly hinder the department by failing to report environmental incidents on numerous occasions between February 13, 2017, and May 28, 2021. Said offenses occurred at the Piney Creek HDD in Woodbury Township, Blair County and/or Reservoir Road/Everett RR HDD in Blair Township, Blair County and/or Joanna Road HDD in Caernarvon Township, Berks County and/or William Penn Avenue HDD and/or Goldfinch Lane HDD in Jackson Township, Cambria County and/or Spinner Road HDD in Munster Township, Cambria County and/or I-81 HDD in Middlesex Township, Cumberland County and/or Marsh Creek Lake HDD in Upper Uwchlan Township, Chester County and/or Lisa Drive HDD in West Whiteland Township, Chester County and/or Glen Riddle HDD in Middletown Township, Delaware County and/or Raystown Lake HDD in Penn Township, Huntingdon County and/or Blacklog Creek HDD in Shirley Township, Huntingdon County and/or Buff-Pitt Highway HDD in Burrell Township, Indiana County and/or Linden Creek Road HDD and/or Linden Road HDD in North Strabane Township, Washington County and/or SR88/Wheeling & Lake Erie Railroad HDD in Union Township, Washington County and/or Old William Penn Highway HDD in Murrysville, Westmoreland County and/or I-76 HDD in Hempfield Township, Westmoreland County and/or Norfolk Southern Railroad HDD in Jeanette, Westmoreland County and/or Loyalhanna Lake HDD in Loyalhanna Township, Westmoreland County and/or Snitz Creek/Zinns Mill Road HDD in West Cornwall Township, Lebanon County.

Offense #2: The defendant, Energy Transfer L.P., by its own conduct or the conduct of another, pursuant to 18 Pa C.S.A. § 307, did fail to comply with any rule or regulation of the department or fail to comply with any order or permit or license of the department, violated any of the provisions of this act or rules and regulations adopted hereunder, or any order or permit or license of the department, caused air or water pollution, or hindered, obstructed, prevented or interfered with the department or its personnel in the performance of any duty hereunder or violated the provisions of 18 Pa.C.S. section 4903 or 4904. To wit: During the construction of the Mariner East 2 pipeline, the defendant, Energy Transfer L.P. did negligently violate Pennsylvania rules and regulations, including Title 25, § 78a.68a (f), by using unapproved drilling fluid additives on multiple occasions between February 13, 2017, and May 28, 2021. Said offense occurred at the North Zinns Mill Road HDD, located in West Cornwall Township, Lebanon County and/or one or more of the following locations: Allegheny, Washington, Westmoreland, Indiana, Cambria, Blair, Huntingdon, Juniata, Perry, Cumberland, York, Dauphin, Lancaster, Berks, Chester, and/or Delaware Counties.



POLICE CRIMINAL COMPLAINT

Docket Number: CR-302-2021	Date Filed: 10 / 5 / 2021	OTN/LiveScan Number	Complaint/Incident Number 49-1237
Defendant Name:	First: ENERGY	Middle: TRANSFER	Last: L.P.

AFFIDAVIT of PROBABLE CAUSE

Your affiant, H. Justus Brambley, IV, Supervisory Special Agent, Pennsylvania Office of Attorney General (hereinafter: OAG), being duly sworn, deposes and states:

Your affiant has been conducting an investigation into criminal activity associated with the construction of the Mariner East II pipeline conducted by Sunoco Pipeline L.P./Energy Transfer (ET). On May 28, 2021, the 45th Statewide Investigating Grand Jury issued Presentment No. 27 recommending that criminal charges be filed against Sunoco Pipeline L.P./Energy Transfer for violations of the Pennsylvania Clean Streams Law. The aforementioned Presentment was accepted by the Honorable Richard A. Lewis, Supervising Judge of the 45th Statewide Investigating Grand Jury by Order dated May 28, 2021.

Your affiant has reviewed the above cited Presentment and having been present at all proceedings, finds that the factual findings described therein correspond to the OAG Investigative findings. Your affiant is adopting the presentment and incorporating it into this Affidavit of Probable Cause (a copy of the presentment is attached hereto). Your affiant has reviewed the sworn testimony given by the witnesses before the Grand Jury and finds that it is consistent with the information contained within the Presentment. Your affiant has reviewed the evidence presented to the Grand Jury and finds that it comports with the results of the OAG investigative efforts and findings as to the allegations contained in this criminal complaint.

Subsequent to the expiration of the 45th Statewide Investigating Grand Jury, the OAG received a referral from the Department of Environmental Protection (DEP), pursuant to the Commonwealth Attorneys Act, 71 P.S. §732-205(a)(6). Your affiant reviewed referral documents concerning a guided auger bore located at Briar Road in West Whiteland Township, Chester County. According to documents provided by DEP, ET utilized a guided auger bore on dates between April 4, 2021 and September 3, 2021, to drill approximately 350 feet under a wetland and in the area of Valley Creek and several of its tributaries.

According to DEP inspection reports, the guided auger bore at Briar Road caused multiple subsidences along the bore path on July 7, 12, 14, and August 5, 2021. ET excavated approximately 200 square feet of the wetland and 21.5 square feet of Valley Creek in an attempt to investigate the extent of the subsidences. ET then deposited approximately 45 cubic yards of flowable fill (also referred to as grout) directly into voids created by the subsidences, without prior DEP approval.

Your affiant states that based upon the above facts, there is probable cause to believe that the defendant, ET, committed the acts alleged therein, in violation of Pennsylvania law and respectfully requests the issuance of a summons.



**POLICE CRIMINAL COMPLAINT
OFFENSE CONTINUATION PAGE**

Docket Number: CR-302-2021	Date Filed: 10/5 / 2021	OTN/LiveScan Number	Complaint/Incident Number 49-1237
Defendant Name:	First: ENERGY	Middle: TRANSFER	Last: L.P.

OFFENSE DESCRIPTION CONTINUATION

Offense #5: The defendant, Energy Transfer L.P., by its own conduct or the conduct of another, pursuant to 18 Pa C.S.A. § 307, did place, or permitted to be placed, or discharged or permitted to flow, or continued to discharge or permit to flow, into any waters of the Commonwealth any industrial wastes. To wit: During the construction of the Mariner East 2 pipeline, the defendant, Energy Transfer L.P. did negligently discharge, permit to flow or continue to discharge or permit to flow, drilling fluid, an industrial waste, into private water supplies, on multiple occasions between February 13, 2017, and May 28, 2021. Said offense occurred in one or more of the following locations: Allegheny, Washington, Westmoreland, Indiana, Cambria, Blair, Huntingdon, Juniata, Perry, Cumberland, York, Dauphin, Lebanon, Lancaster, Berks, Chester, and/or Delaware Counties.

Offense #6: The defendant, Energy Transfer L.P., by its own conduct or the conduct of another, pursuant to 18 Pa C.S.A. § 307, did put or place into any of the waters of the Commonwealth, or allowed or permitted to be discharged from property owned or occupied by such person or municipality into any of the waters of the Commonwealth, any substance of any kind or character resulting in pollution as herein defined. Any such discharge is hereby declared to be a nuisance. To wit: During the construction of the Mariner East 2 pipeline, the defendant, Energy Transfer L.P. did negligently allow or permit the discharge of drilling fluid, a substance resulting in pollution, into private water supplies, on multiple occasions between February 13, 2017, and May 28, 2021. Said offense occurred in one or more of the following locations: Allegheny, Washington, Westmoreland, Indiana, Cambria, Blair, Huntingdon, Juniata, Perry, Cumberland, York, Dauphin, Lebanon, Lancaster, Berks, Chester, and/or Delaware Counties.



POLICE CRIMINAL COMPLAINT

Docket Number: CR-302-2021	Date Filed: 10 / 5 / 2021	OTN/LiveScan Number	Complaint/Incident Number 49-1237
Defendant Name:	First: ENERGY	Middle: TRANSFER	Last: L.P.

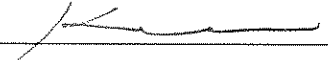
I, SSA H. JUSTUS BRAMBLEY, IV, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

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.



(Signature of Affiant)

Sworn to me and subscribed before me this 5TH day of OCTOBER 2021

10/05/2021 Date 

_____, Magisterial District Judge

My commission expires first Monday of January, 2022

