



Delaware River Basin Commission

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Steven J. Tambini, P.E.
Executive Director

February 5, 2020

Jeffrey D. England, Project Manager
PennEast Pipeline Company, LLC
835 Knitting Mills Way
Wyomissing, PA 19610

jengland@ugeis.com

Re: PennEast Pipeline Company
Pending DRBC Docket D-2016-001-1

Dear Mr. England:

On behalf of the Delaware River Basin Commission (DRBC or the Commission), I am writing to acknowledge receipt of your letter dated January 30, 2020, by which you propose to withdraw from the Commission's consideration PennEast's pending project review application, to which the Commission has assigned Docket No. D-2016-001-1. The Commission understands that you also have submitted to FERC a proposed amendment to the latter's January 19, 2018 Certificate Order for this project. Your amendment to FERC's order would provide for a phased project, Phase 1 of which ("Phase 1") would be located within the Delaware River Basin.

Section 3.8 of the [Delaware River Basin Compact](#), the state and federal law that created the Commission, provides that "[n]o project having a substantial effect on the water resources of the basin shall hereby be undertaken by any person, corporation or governmental authority unless it shall have been first submitted to and approved by the commission." The Commission's regulations implementing Section 3.8, which are set forth in its [Rules of Practice and Procedure](#) ("Rules"), establish conditions under which "natural and manufactured gas transmission lines and appurtenances" are required to be submitted for review. Accordingly, for each natural gas transmission project proposed to traverse the Delaware River Basin, DRBC's practice is to conduct a preliminary analysis to determine whether Commission review is required.

In light of the above, the PennEast Pipeline Company is hereby directed within 30 days of the date of this letter to submit to the Commission such information about its proposed Phase 1 project as is needed to enable the Commission to determine whether or not Phase 1 is subject to the Commission's review. Please work with David Kovach of my staff (609-883-9500 ext. 264) regarding the elements of your submission. You may contact me or Mr. Kovach with any other questions about this directive. Docket No. D-2016-001-1 will remain open and your project review fee balance will continue to be utilized pending such determination.

Sincerely,

A handwritten signature in black ink, appearing to read 'Stambini', is written over a large, light-colored oval shape.

Steven J. Tambini,
Executive Director

c: DRBC Commissioners