

**Date:** Thursday, June 30 2016 10:40 AM

**Subject:** RE: E&E - FERC bill

**From:** James Benton

Marty Durbin <[REDACTED]>; Stephanie J. Catarino Wissman <[REDACTED]>; Misty McGowen <[REDACTED]>; Robin Rorick <[REDACTED]>; Brett Barrus <[REDACTED]>; Peter Tolsdorf <[REDACTED]>; Sabrina Fang <[REDACTED]>; Louis A. Finkel <[REDACTED]>; Khary Cauthen <[REDACTED]>; Suzanne M. Lemieux <[REDACTED]>; Sari Fink <[REDACTED]>; Heidi Keller <[REDACTED]>; Erik Baptist <[REDACTED]>

**CC:** Rolf Hanson <[REDACTED]>; Scott Ross <[REDACTED]>

# Redacted

**From:** Marty Durbin

**Sent:** Thursday, June 30, 2016 10:13 AM

**To:** James Benton; Stephanie J. Catarino Wissman; Misty McGowen; Robin Rorick; Brett Barrus; Peter Tolsdorf; Sabrina Fang; Louis A. Finkel; Khary Cauthen; Suzanne M. Lemieux; Sari Fink; Heidi Keller; Erik Baptist

**Cc:** Rolf Hanson; Scott Ross

**Subject:** Re: E&E - FERC bill

# Redacted

Marty

**From:** Jim Benton <[REDACTED]>

**Date:** Thursday, June 30, 2016 at 10:00 AM

**To:** Marty Durbin <[REDACTED]>; Stephanie Wissmen <[REDACTED]>; Misty McGowen <[REDACTED]>; Robin Rorick <[REDACTED]>; Brett Barrus <[REDACTED]>; Peter Tolsdorf <[REDACTED]>; Sabrina Fang <[REDACTED]>; Louis Finkel <[REDACTED]>; Khary Cauthen <[REDACTED]>; "Suzanne M. Lemieux" <[REDACTED]>; Sari Fink <[REDACTED]>; Heidi Keller <[REDACTED]>; Erik Baptist <[REDACTED]>

**Cc:** Rolf Hanson <[REDACTED]>; Scott Ross <[REDACTED]>

**Subject:** RE: E&E - FERC bill

Good morning from Trenton -

# Redacted

Thanks.

Jim and Scott

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**From:** Marty Durbin

**Sent:** Thursday, June 30, 2016 9:37 AM

**To:** Stephanie J. Catarino Wissman; Misty McGowen; Robin Rorick; Brett Barrus; Peter Tolsdorf; Sabrina Fang; Louis A. Finkel; Khary Cauthen; Suzanne M. Lemieux; Sari Fink; Heidi Keller; Erik Baptist

**Cc:** Rolf Hanson; James Benton; Scott Ross

**Subject:** Re: E&E - FERC bill

Thanks, Stephanie. [Redacted]

[Redacted]

Marty

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**From:** Stephanie Wissman <[Redacted]>

**Date:** Thursday, June 30, 2016 at 9:16 AM

**To:** Marty Durbin <[Redacted]>, Misty McGowen <[Redacted]>, Robin Rorick <[Redacted]>, Brett Barrus <[Redacted]>

<[Redacted]>, Peter Tolsdorf <[Redacted]>, Sabrina Fang <[Redacted]>, Louis Finkel <[Redacted]>

Khary Cauthen <[Redacted]>, "Suzanne M. Lemieux" <[Redacted]>, Sari Fink <[Redacted]>, Heidi Keller <[Redacted]>

<[Redacted]>, Erik Baptist <[Redacted]>

**Cc:** Rolf Hanson <[Redacted]>, Jim Benton <[Redacted]>, Scott Ross <[Redacted]>

**Subject:** RE: E&E - FERC bill

Please see PennEast's statement (attached).

Stephanie Catarino Wissman

Executive Director

Associated Petroleum Industries of PA

A Division of API

Harrisburg, PA 17101

Email: [Redacted]

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**From:** Marty Durbin

**Sent:** Thursday, June 30, 2016 8:38 AM

**To:** Misty McGowen; Robin Rorick; Brett Barrus; Peter Tolsdorf; Sabrina Fang; Louis A. Finkel; Khary Cauthen; Suzanne M. Lemieux; Sari Fink; Heidi Keller; Erik Baptist

**Cc:** Rolf Hanson; Stephanie J. Catarino Wissman

**Subject:** Re: E&E - FERC bill

[Redacted]

Marty

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**From:** Misty McGowen <[Redacted]>

**Date:** Thursday, June 30, 2016 at 8:03 AM

**To:** Robin Rorick <[Redacted]>, Brett Barrus <[Redacted]>, Peter Tolsdorf <[Redacted]>, Sabrina Fang <[Redacted]>

<[Redacted]>, Louis Finkel <[Redacted]>, Khary Cauthen <[Redacted]>, "Suzanne M. Lemieux" <[Redacted]>

<[Redacted]>, Sari Fink <[Redacted]>, Heidi Keller <[Redacted]>, Marty Durbin <[Redacted]>, Erik

Baptist <[Redacted]>

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## PIPELINES:

### N.J. Democrat blasts FERC for working 'in a silo'

Hannah Northey, E&E reporter

Published: Thursday, June 30, 2016

Democratic Rep. Bonnie Watson Coleman of New Jersey slammed the Federal Energy Regulatory Commission yesterday for "doing business in isolation" before announcing legislation to require the agency to conduct more expansive reviews of new gas projects.

Coleman, speaking at a news conference at Baldpate Mountain in Titusville, N.J., along the route of the proposed \$1.2 billion PennEast pipeline, accused FERC of using a flawed process for reviewing new natural gas infrastructure in isolation.

"You just cannot operate in a silo," Coleman said at the event broadcast on Facebook. A number of environmental groups fighting new gas infrastructure were also in attendance.

FERC, which declined to comment, is reviewing the 118-mile PennEast line. The project, which would ship gas from Pennsylvania into New Jersey, has pitted groups like the American Petroleum Institute against landowners and environmental groups and split lawmakers.

Coleman's forthcoming bill, the "SAFER Pipelines Act," would amend the Natural Gas Act to require the commission to first prove the need for a proposed project by holding a hearing or conducting a cumulative infrastructure analysis.

The legislation will likely emerge Tuesday, said Coleman aides.

Environmental groups opposed to the construction of several natural gas pipelines in Virginia and West Virginia have been pushing FERC to conduct cumulative environmental impact statements, too, but the agency has so far declined (*Greenwire*, Dec. 11, 2015). But some analysts have said that such work is already happening in agency reviews under the National Environmental Policy Act and that the law doesn't require the type of broader analysis greens are demanding (*Greenwire*, Nov. 24, 2015).

Under Coleman's bill, FERC would have to take into account underused pipelines and other pipelines within the same state or 100 miles of a new project. The measure would also require regulators to see how proposals align with a state's clean energy goals.

Coleman released a fact sheet that sharply criticized FERC for approving "virtually every natural gas pipeline application it receives" at a "staggering pace," and relying on energy companies' contracts to prove projects are needed instead of fully vetting alternatives.

"Over the past 10 years, FERC has approved more than 250 natural gas pipelines [in] 42 states, while only denying three applications; 90 percent of approved applications are approved within one year," Coleman wrote.

"Unfortunately, due to an inadequate review process, FERC has no clear framework to initiate a more comprehensive analysis that considers duplicative, competing, or contiguous natural gas pipelines; no-build options; or potential renewable or energy efficiency alternatives."

Coleman said laws governing FERC reviews have proved difficult to apply.

Although the commission is required to review gas pipeline applications to determine need and consider alternatives to minimize overbuilding, Coleman said the agency was instead relying on "contracts that energy companies present to FERC purporting future subscribers ... to validate the need for a new energy project."

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