



625 Liberty Avenue, Suite 1700 | Pittsburgh, PA 15222
844-MVP-TALK | mail@mountainvalleypipeline.info
www.mountainvalleypipeline.info

August 29, 2018

Kimberly D. Bose, Secretary
Federal Energy Regulatory Commission
888 First Street NE
Washington, DC 20426

Re: Mountain Valley Pipeline, LLC
Docket No. CP16-10-000
Notification of Court Actions

Dear Ms. Bose:

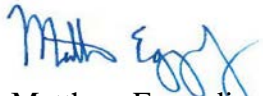
Earlier today, the United States Court of Appeals for the Fourth Circuit issued an order lifting the stay of the United States Army Corps of Engineers Huntington District's Nationwide Permit 12 for the Mountain Valley Pipeline Project. The Court also denied a request for stay of the Norfolk District's Nationwide 12 Permit. Copies of the Court's orders are attached.

When the Court issued the stay on June 21, 2018, Mountain Valley Pipeline, LLC informed Commission Staff that it had suspended construction in the waters of the United States in the Huntington District that were subject to the stay. As a result of today's Court actions, Mountain Valley will recommence with construction activities in these areas. Mountain Valley will continue to comply with all certificate conditions. Mountain Valley still has all permits and authorizations required under federal law for the Mountain Valley Pipeline Project.

If you have any questions, please do not hesitate to contact me at (412) 553-5786 or meggerding@eqt.com. Thank you.

Respectfully submitted,

MOUNTAIN VALLEY PIPELINE, LLC
by and through its operator,
EQM Gathering Opco, LLC

By: 
Matthew Eggerding
Senior Counsel, Midstream

cc: All Parties
Terry Turpin, OEP
Rich McGuire, OEP
James Martin, OEP
Paul Friedman, OEP

FILED: August 29, 2018

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 18-1713
(NAO-2015-0898)

SIERRA CLUB; NEW RIVER CONSERVANCY; APPALACHIAN VOICES;
CHESAPEAKE CLIMATE ACTION NETWORK

Petitioners

v.

UNITED STATES ARMY CORPS OF ENGINEERS; MARK T. ESPER, in his official capacity as Secretary of the U.S. Army; TODD T. SEMONITE, in his official capacity as U.S. Army Chief of Engineers and Commanding General of the U.S. Army Corps of Engineers; PATRICK V. KINSMAN, in his official capacity as District Commander of the U.S. Army Corps of Engineers, Norfolk District; WILLIAM T. WALKER, in his official capacity as Chief, Regulatory Branch, U.S. Army Corps of Engineers, Norfolk District

Respondents

MOUNTAIN VALLEY PIPELINE, LLC

Intervenor

ORDER

Upon consideration of petitioners' motion for stay pending review, the court denies the motion.

Upon consideration of motion of the West Virginia Laborers' District Council to intervene and file a separate intervenor's brief, the court denies the motion.

Entered at the direction of Chief Judge Gregory with the concurrence of Judge Duncan. Judge Thacker voted to grant the petitioners' motion for stay pending review.

For the Court

/s/ Patricia S. Connor, Clerk

FILED: August 29, 2018

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 18-1173 (L)
(LRH-2015-582-GBR)

SIERRA CLUB; WEST VIRGINIA RIVERS COALITION; INDIAN CREEK
WATERSHED ASSOCIATION; APPALACHIAN VOICES; CHESAPEAKE
CLIMATE ACTION NETWORK

Petitioners

v.

UNITED STATES ARMY CORPS OF ENGINEERS; MARK T. ESPER, in his
official capacity as Secretary of the U.S. Army; TODD T. SEMONITE, in his
official capacity as U.S. Army Chief of Engineers and commanding General of the
U.S. Army Corps of Engineers; PHILIP M. SECRIST, in his official capacity as
District Commander of the U.S. Army Corps of Engineers, Huntington District;
MICHAEL E. HATTEN, in his official capacity as Chief, Regulatory Branch,
U.S. Army Corps of Engineers, Huntington District

Respondents

MOUNTAIN VALLEY PIPELINE, LLC

Intervenor

ORDER

Upon consideration of submissions relative to the Government's motion to lift
the stay, the court grants the motion.

Upon consideration of submissions relative to petitioners' motion to impose a new stay, the court denies the motion.

Entered at the direction of Chief Judge Gregory, with the concurrence of Judge Wynn. Judge Thacker voted to deny the government's motion and grant the petitioners' motion.

For the Court

/s/ Patricia S. Connor, Clerk

Document Content(s)

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