

**OBERMAYER REBMANN MAXWELL & HIPPEL LLP**

Lawrence J. Tabas (Attorney ID No. 27815)

Rebecca L. Warren (Attorney ID No. 63669)

Centre Square West

1500 Market Street, Suite 3400

Philadelphia, PA 19102

(215) 665-3000

*Attorneys for Proposed Intervenors*

---

**IN THE COMMONWEALTH COURT OF PENNSYLVANIA**

LEAGUE OF WOMEN VOTERS :

OF PENNSYLVANIA, et al. :

Petitioners :

:

v. :

: Docket No. 261 MD 2017

THE COMMONWEALTH OF :

PENNSYLVANIA, et al. :

Respondents :

---

**APPLICATION FOR LEAVE TO INTERVENE**

Proposed Intervenors, each individually identified herein, by and through their counsel, Obermayer Rebmann Maxwell & Hippel LLP, file the following Application for Leave to Intervene, and aver the following in support thereof:

## **PROPOSED INTERVENORS**

1. Proposed Intervenors are qualified electors, registered electors, and active and enrolled members of the Republican Party of Pennsylvania. *See* 25 P.S. § 2602(t) and (u); *see also* 25 Pa.C.S.A. §1102.

2. As active members of the Republican Party, Proposed Intervenors have personally invested, and continue to invest, substantial time, money, effort, and resources to support and recruit Republican candidates, including incumbents, in their respective Congressional Districts.

3. Proposed Intervenors actively participate in efforts related to, *inter alia*, recruiting Republican candidates, fundraising, and campaigning for Republican candidates for both federal and state office in their respective Congressional Districts.

4. Due to the brevity of the Congressional terms, which only encompass two (2) years, campaigns for Congress, at a minimum, commence the day after the last Congressional election.

5. Campaigns for the 2018 Congressional race have already been launched and are very active.

6. Candidates challenging the Congressional incumbents have already announced their campaigns for 2018.<sup>1,2</sup>

7. Media and opposition campaigns have already been unleashed against Congressional incumbents by various political groups and activists, including the Democrats.<sup>3</sup>

8. As of March 30, 2017, Pennsylvania Congressional candidates have already raised over \$3.5 million dollars in an effort to win the 2018 elections.<sup>4</sup>

9. As a result, Proposed Intervenors' personal efforts, activities, duties, and stake in Congressional candidacies are well underway; and this requires their knowing with certainty the geographic parameters of the Congressional Districts at least two (2) years in advance of the federal election.

10. The 2018 Pennsylvania Primary for Congressional candidates is only nine (9) months away as of this date, and any ongoing uncertainty as to the Congressional Districts causes direct individual harm to the Proposed Intervenors.

---

<sup>1</sup> For example, in the 7th Congressional District alone, there are already six (6) Democrats and one (1) Republican who have announced their candidacy to run against Republican incumbent Patrick Meehan.

<sup>2</sup> Three (3) Democrats have already announced their campaigns against Republican incumbent Lloyd Smucker. *See:* <http://www.politicspa.com/lancaster-native-enters-race-to-challenge-smucker/84090/>

<sup>3</sup> *See:* <http://www.politicspa.com/dccc-launches-google-ads-and-websites-against-fitzpatrick-and-meehan/84085/>

<sup>4</sup> *See* the following websites:

(a) <http://members-of-congress.insidegov.com/>

(b) <https://www.opensecrets.org/politicians/summary.php?cid=N00031777>

(c) <https://www.opensecrets.org/politicians/summary.php?cid=N00038781&newmem=Y>

11. The Proposed Intervenors identified herein who have been candidates for public office, members of County Republican Committees, and/or active members of the Republican Party participate in the political process by: recruiting candidates; campaigning for candidates; organizing and encouraging voters to support Republican candidates; and, participating in fundraising efforts, including for Congressional candidates.

12. The Proposed Intervenors identified herein as County Chairpersons are actively involved in: identifying and recruiting potential candidates who would best represent the unique interests and concerns of the constituents in his or her Congressional District; assisting in the re-election of Congressional incumbents who appropriately and zealously represent and advocate for the interests of the constituents in his or her Congressional District; campaigning for and supporting Congressional candidates; organizing and encouraging voters to support Congressional candidates; promoting and participating in fundraising efforts and similar events; discussing, promoting, and addressing Congressional District issues with Congressional incumbents and candidates; and, holding Congressional incumbents accountable for campaign positions and promises. All of these personal roles of these Proposed Intervenors are inextricably linked with who will be the Congressional candidate in their Congressional Districts.

13. The Proposed Intervenor identified herein as a potential Congressional candidate has a significant personal interest in this litigation because the Proposed Intervenor has, and continues to: assess the needs of his Congressional District; determine whether he is a viable candidate both geographically and demographically; invest substantial time, money, and effort into supporting his campaign; build and secure voter support; promote and participate in fundraising efforts and events; and, utilize and organize the political resources available at the state, caucus, county, and local levels to improve his chances of success in his campaign.

14. Proposed Intervenors identified herein as County Committee members: participate in supporting incumbent Congressional candidates and recruiting Congressional candidates who would best represent the unique interests and concerns of the constituents in the respective Congressional Districts; vote on supporting potential candidates for Congress and other offices; campaign for and support federal candidates at the local, grassroots level in their respective counties; organize and encourage voter support; advocate for and discuss issues with Congressional incumbents and candidates; promote and participate in fundraising efforts and events; assist in the re-election of Congressional incumbents who appropriately and zealously represent and advocate for the interests of the constituents in their Congressional Districts; and, assist with election day activities

in the County. As required by applicable law, these Proposed Intervenors are often called upon to vote for candidates for Congress to fill vacancies on the ballot and for special elections, as well as to fill vacancies and for special elections for other candidates at the state, local, and federal level.

15. A fundamental consideration for all of the Proposed Intervenors as part of their personal activities, duties, and responsibilities for all candidates includes who will be the Congressional candidate on the ballot with the other candidates in their area, as that is a factor in both assessing the strength of the entire ticket and making decisions as to allocating resources for the campaigns.

16. Proposed Intervenor Brian McCann is a registered Republican voter residing in the 1st Congressional District in Philadelphia County, a Committee member for Philadelphia's 65th Ward, and the Ward Leader for Philadelphia's 57<sup>th</sup> Ward.

17. Proposed Intervenor Daphne Goggins is a registered Republican voter residing in the 2nd Congressional District in Philadelphia County, a Committee member for the Philadelphia City Committee, and currently serves as the Republican Ward Leader for the 16th Ward.

18. Proposed Intervenor Carl Edward Pfeifer, Jr. is a registered Republican voter residing in the 2nd Congressional District in Montgomery County and an active member of the Republican Party.

19. Proposed Intervenor Michael Baker is a registered Republican voter residing in the 3rd Congressional District in Armstrong County and Chairman of the Armstrong County Republican Committee.

20. Proposed Intervenor Cynthia Ann Robbins is a registered Republican voter residing in the 3rd Congressional District in Mercer County and an active member of the Republican Party.

21. Proposed Intervenor Ginny Steese Richardson is a registered Republican voter residing in the 3rd Congressional District in Mercer County, the Chairwoman for the Mercer County Republican Party, and a former candidate for public office.

22. Proposed Intervenor Carol Lynne Ryan is a registered Republican voter residing in the 3rd Congressional District in Lawrence County and a Lawrence County Republican Party Committee member.

23. Proposed Intervenor Joel Sears is a registered Republican voter residing in the 4th Congressional District in York County and a York County Republican Party Committee member.

24. Proposed Intervenor Kurtis D. Smith is a registered Republican voter residing in the 5th Congressional District in Clinton County and the Chairman of the Clinton County Republican Party.

25. Proposed Intervenor C. Arnold McClure is a registered Republican voter residing in the 5th Congressional District in Huntingdon County and the Chairman of the Huntingdon County Republican Party.

26. Proposed Intervenor Karen C. Cahilly is a registered Republican voter residing in the 5th Congressional District in Potter County and the County Chairwoman for the Potter County Republican Party.

27. Proposed Intervenor Vicki Lightcap is a registered Republican voter residing in the 6th Congressional District in Montgomery County, a Montgomery County Republican Party Committee member, and has been a candidate for public office.

28. Proposed Intervenor Wayne Buckwalter is a registered Republican voter residing in the 6th Congressional District in Chester County and an active member of the Republican Party.

29. Proposed Intervenor Ann Marshall Pilgreen is a registered Republican voter residing in the 7th Congressional District in Montgomery County and a Montgomery County Republican Party Committee member.

30. Proposed Intervenor Ralph E. Wike is a registered Republican voter residing in the 7th Congressional District in Delaware County and an active member of the Republican Party.



31. Proposed Intervenor Martin C.D. Morgis is a registered Republican voter residing in the 8th Congressional District in Bucks County and an active member of the Republican Party.

32. Proposed Intervenor Richard J. Tems is a registered Republican voter residing in the 8th Congressional District in Bucks County, previously served on the Doylestown Borough Republican Committee, and is a Bucks County Republican Party Committee member.

33. Proposed Intervenor James Taylor is a registered Republican voter residing in the 9th Congressional District in Franklin County, previously served as Chairman for the Franklin County Republican Party, and a Franklin County Republican Party Committee member.

34. Proposed Intervenor Lisa V. Nancollas is a registered Republican voter residing in the 10th Congressional District in Mifflin County and has been a candidate for public office.

35. Proposed Intervenor Hugh H. Sides is a registered Republican voter residing in the 10th Congressional District in Lycoming County and an active member of the Republican Party.

36. Proposed Intervenor Mark J. Harris is a registered Republican voter residing in the 10th Congressional District in Snyder County, former Chairman of

the Snyder County Republican Party, and continues to remain active in Republican campaign activities.

37. Proposed Intervenor William P. Eggleston is a registered Republican voter residing in the 11th Congressional District in Wyoming County, the Vice Chair for the Wyoming County Republican Party, a former candidate for public office, and remains active in Republican campaign activities.

38. Proposed Intervenor Jacqueline D. Kulback is a registered Republican voter residing in the 12th Congressional District in Cambria County and currently serves as the County Chairwoman for the Cambria County Republican Party.

39. Proposed Intervenor Timothy D. Cifelli is a registered Republican voter residing in the 13th Congressional District in Philadelphia County and an appointed Philadelphia County Republican Party Committee member.

40. Proposed Intervenor Ann M. Dugan is a registered Republican voter residing in the 14th Congressional District in Allegheny County and an active member of the Republican Party.

41. Proposed Intervenor Patricia J. Felix is a registered Republican voter residing in the 15th Congressional District in Northampton County, has been a registered Republican since 1980 after initially registering as a Democrat, and is a Northampton County Republican Party Committee member.

42. Proposed Intervenor Scott Uehlinger is a registered Republican voter residing in the 15th Congressional District in Berks County and an active member of the Republican Party.

43. Proposed Intervenor Brandon Robert Smith is a registered Republican voter residing in the 16th Congressional District in Lancaster County and an active member of the Republican Party.

44. Proposed Intervenor Glen Beiler is a registered Republican voter residing in the 16th Congressional District in Lancaster County and an active member of the Republican Party.

45. Proposed Intervenor Tegwyn Hughes is a registered Republican voter residing in the 17th Congressional District in Northampton County and currently serves as a Committee member from Washington Township for the Northampton County Republican Party.

46. Proposed Intervenor Thomas Whitehead is a registered Republican voter residing in the 17th Congressional District in Carbon County, the County Chairman for the Republican Party of Monroe County, and an active member of the Republican Party.

47. Proposed Intervenor David Moylan is a registered Republican voter residing in the 17th Congressional District in Schuylkill County, a former

Congressional candidate for the 17<sup>th</sup> Congressional District, and a potential Congressional candidate in future elections.

48. Proposed Intervenor James R. Means, Jr. is a registered Republican voter residing in the 18th Congressional District in Allegheny County and an active member of the Republican Party.

49. Proposed Intervenor Barry O. Christenson is a registered Republican voter residing in the 18th Congressional District in Allegheny County and has been a candidate for public office.

### **FACTUAL AND PROCEDURAL BACKGROUND**

50. This litigation was initiated on June 15, 2017 by the filing of a “Petition for Review Addressed to the Court’s Original Jurisdiction” (the “Petition”).

51. Petitioners are the League of Women Voters of Pennsylvania (“LWVPA”)<sup>5</sup>, an allegedly non-partisan political organization, and eighteen (18) registered Democrat voters who have, according to the Petition, consistently voted for Democratic candidates for Congress (“Democrats”), (collectively the “Petitioners”).

---

<sup>5</sup> In the Petition, the LWVPA and Democrats are referred to collectively as the “Petitioners.” Several paragraphs reveal that LWVPA considers itself “Democratic” rather than Republican or non-partisan, *e.g.* Paragraph 116 “...the enacted plan reflects intentional discrimination against an identifiable political group – that is, **Petitioners and other Democratic voters**”; and Paragraph 117 “...the enacted plan disadvantages **Petitioners and other Democratic voters . . .**” (emphasis added).

52. As admitted in Paragraphs 14 through 31 of Petitioner’s Petition, the individual Petitioners have *only* supported and voted for Democrat candidates for Congress.

53. Petitioners allege that the 2011 Congressional Redistricting Plan (“2011 Plan”) is an unconstitutional partisan gerrymander.

54. Petitioners’ efforts are part of the Democrat’s Obama-backed and Holder-led National Democratic Redistricting Committee (NDRC) targeting certain states’ Congressional elections through a redistricting initiative.<sup>6</sup>

55. Respondents are the Commonwealth of Pennsylvania, the Pennsylvania General Assembly, and various bipartisan public officials (some of whom are registered Democrats).

56. Most of the Commonwealth Respondents were not in office when the 2011 Plan was enacted.

57. Additionally, the State Attorney General, Josh Shapiro, who would normally be tasked with representing the Commonwealth’s interests in this

---

<sup>6</sup> See the following articles:

(a) <https://democraticredistricting.com/>

(b) [https://www.washingtonpost.com/local/virginia-politics/obama-backed-democratic-redistricting-group-raises-108-million-in-2017/2017/07/31/73989e8e-760d-11e7-9eac-d56bd5568db8\\_story.html?utm\\_term=.52cc216d79f9](https://www.washingtonpost.com/local/virginia-politics/obama-backed-democratic-redistricting-group-raises-108-million-in-2017/2017/07/31/73989e8e-760d-11e7-9eac-d56bd5568db8_story.html?utm_term=.52cc216d79f9);

(c) <http://www.politico.com/story/2017/07/31/democratic-redistricting-fundraising-obama-241154>

litigation, voted against the 2011 Plan as a member of the Pennsylvania House of Representatives.

58. None of the Petitioners are registered Republican voters or represent Republican voters' interests, the interests of Independents, or the interests of minor political parties.

59. Proposed Intervenors have unique interests separate and apart from the Petitioners and Respondents, as set forth above and herein, which cannot and will not be adequately represented by any of the Respondents.

60. For the reasons stated above and herein, Proposed Intervenors are filing this Application for Leave to Intervene in accordance with the Pennsylvania Rules of Appellate Procedure 106, 1517, and 1531(b), and the Pennsylvania Rules of Civil Procedure 2326 et. seq.

#### **BASES FOR PROPOSED INTERVENORS' APPLICATION**

61. Pursuant to Pennsylvania Rules of Appellate Procedure 106 and 1517, the practice and procedures relating to original jurisdiction petitions for review are to be in accordance with the Pennsylvania Rules of Civil Procedure.

62. Pennsylvania Rule of Appellate Procedure 1531(b) allows a person not named as a respondent in an original jurisdiction petition to seek leave to intervene by filing an application with the court.

63. Proposed Intervenors seek to intervene pursuant to Pennsylvania Rule of Civil Procedure 2327 regarding Intervention, which states, in pertinent part, as follows:

*At any time during the pendency of an action*, a person not a party thereto shall be permitted to intervene therein, subject to these rules if . . .

(4) the determination of such action may affect any legally enforceable interest of such person whether or not such person may be bound by a judgment in the action.

*Pa.R.C.P. 2327* (emphasis added).

64. Proposed Intervenors seek to intervene to protect their personal, individual, fundamental, and legally enforceable interests and constitutional rights of voting, freedom of expression, and freedom of association which may be adversely affected by Petitioners' requested relief, as described above and herein.

65. Proposed Intervenors wish to raise several potential defenses including, but not limited to, the following:

a. Proposed Intervenors wish to protect their ability and right to elect representatives of their choice, influence the legislative process, pursue public policy, and express their political views;

b. Proposed Intervenors wish to protect their ability and right to continue to pursue their existing

campaign activities and efforts to elect their preferred Congressional candidates and other candidates;

c. Petitioners' proposed redistricting plan is biased, adverse, and detrimental to Proposed Intervenors, and is based upon unaccepted and unproven methodologies;

d. Petitioners' claims should be rejected because: the provisions of the Pennsylvania Constitution cited by Petitioners are to be construed *in pari materia* with equivalent provisions in the United States Constitution; the United States Supreme Court has already addressed redistricting in the controlling case of *Vieth v. Juberlier*, 541 U.S. 267 (2004); and, the 2011 Plan comports with the *Vieth, supra*, standards;

e. Petitioners' claims are non-justiciable issues in accord with controlling United States Supreme Court authority. *See Vieth, supra*;

f. The United States Supreme Court is scheduled to hear arguments regarding identical issues of redistricting in the case of *Gill v. Whitford*, Supreme Court Docket Number 16-1161, appeal of *Whitford v. Gill*, No.



*15-cv-421-bbc*, 2016 WL 6837229 (W.D. Wis. Nov. 21, 2016). The disposition of Gill will inform this Court on whether it has jurisdiction to adjudicate Petitioners' claims and, as such, Petitioners' claims should be stayed pending the outcome of that case;

g. Petitioners' claims and position are flawed for many reasons, including, but not limited to, the fact that: (1) registered voters do not necessarily vote along party lines, as evidenced by the 2016 statewide election results for President of the United States, Pennsylvania Senator, members of Congress, and Pennsylvania statewide row offices; (2) there is a natural cluster of Democratic or Republican voters in certain geographic locations of the Commonwealth; (3) there have been significant changes in voting patterns over the last several elections; and, (4) Pennsylvania was required to redistrict in 2011 due to a loss of a Congressional seat as a result of the 2010 Census;

h. The Constitution delegates authority to the States to enact legislation regarding Congressional

redistricting pursuant to *Article 1, Section 4* of the *United States Constitution*;

i. The Pennsylvania Legislature enacted the 2011 Plan, *Act of December 22, 2011, P.L. 598, No. 131* by majority vote of the duly elected representatives to the General Assembly, which Bill was signed into law by the Governor, and as such is afforded a presumption of constitutionality. *Holt v. 2011 Legislative Reapportionment Comm'n*, 614 Pa. 364, 38 A.3d 711 (2012);

j. The 2011 Plan does not result in vote dilution as alleged by Petitioners;

k. Neither the United States Constitution nor the Pennsylvania Constitution grants a right to proportional representation in government. *See Vieth, supra*;

l. The 2011 Plan does not unconstitutionally discriminate;

m. The 2011 Plan is a valid exercise of the General Assembly's authority under *Article 1, Section 4* of the *United States Constitution*;

n. The 2011 Plan does not violate the Congressional redistricting population requirements per *Article 1, Section 2* of the *United States Constitution* and the standards enunciated by the United States Supreme Court in *Vieth, supra*;

o. The 2011 Plan does not violate the Equal Protection guarantees of the United States Constitution or the Pennsylvania Constitution;

p. A change in the Congressional Districts will be detrimental to and cause harm to the Proposed Intervenors and constituents in that: (1) three Congressional elections have already been held pursuant to the 2011 Plan; (2) campaigning for the 2018 Congressional election is well underway, with candidates, political committees, contributors, and voters relying upon the 2011 Plan; and, (3) only one more election in 2020 would be held under the 2011 Plan before redistricting occurs based upon the 2020 census;

q. Petitioners have unduly delayed in filing a challenge to the 2011 Plan and are guilty of laches for the reasons set forth above;

r. Petitioners seek relief which is overly broad and inappropriate.

66. Proposed Intervenor's defenses and claims are in subordination to, and in recognition of, the propriety of the action.

67. Proposed Intervenor's interests are not, and will not be adequately represented by any of the existing parties.

68. Proposed Intervenor has not unduly delayed in filing this Application which is being filed before the pleadings are closed in this matter.

69. Proposed Intervenor's Intervention will not unduly delay, embarrass, or prejudice the trial or adjudication of the parties' rights.

### **CONCLUSION**

70. For the reasons stated above, Proposed Intervenor clearly has an interest in this case that is not represented by either the Petitioners or Respondents.

71. For the reasons stated above, Proposed Intervenor clearly has a right to intervene in this case.

72. Pursuant to Pennsylvania Rule of Civil Procedure 2328, Proposed Intervenor are attaching a copy of the pleading that they will file in the action if permitted to intervene.

73. Proposed Intervenor request a Hearing on this Application if deemed necessary.

WHEREFORE, Proposed Intervenor respectfully request this Honorable Court to grant their Application to Intervene in this matter, and accept their Preliminary Objections attached hereto as their first filing.

Respectfully submitted,

**OBERMAYER REBMANN MAXWELL &  
HIPPEL LLP**

*/s/ Lawrence J. Tabas*

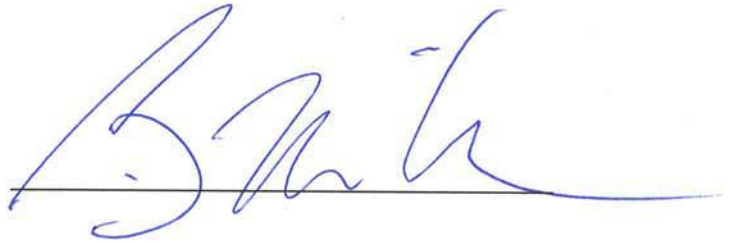
\_\_\_\_\_  
Lawrence J. Tabas, I.D. No. 27815  
OBERMAYER REBMANN MAXWELL & HIPPEL LLP  
Centre Square West  
1500 Market Street, Suite 3400  
Philadelphia, PA 19102  
Phone: 215-665-3158  
Email: lawrence.tabas@obermayer.com

*/s/ Rebecca L. Warren*

\_\_\_\_\_  
Rebecca L. Warren, I.D. No. 63669  
OBERMAYER REBMANN MAXWELL & HIPPEL LLP  
Centre Square West  
1500 Market Street, Suite 3400  
Philadelphia, PA 19102  
Phone: 215-665-3026  
Email: rebecca.warren@obermayer.com

**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

A handwritten signature in blue ink is written over a horizontal line. The signature is stylized and appears to be 'B. Smith'.

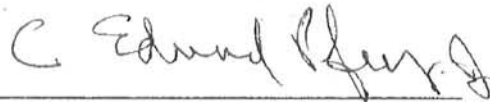
## VERIFICATION

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

A handwritten signature in blue ink is written over a solid horizontal line. The signature is cursive and appears to read "Daphne G. Goyen".

**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.



---

C. Edward Pfeifer, Jr



## VERIFICATION

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa. C.S.A. §4904* relating to unsworn falsification to authorities.

  
\_\_\_\_\_

**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

*Rebecca Ann Robbins*

## VERIFICATION

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

A handwritten signature in cursive script, reading "Gerry Steese Schauder", is written over a horizontal line.

IN WITNESS WHEREOF, the parties, intending to be legally bound, have caused this Agreement to be executed on the day and year written below.

Carol Lynne Ryan July 17, 2017  
Client Date

Client's preferred email address:

**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of 18 Pa.C.S.A. §4904 relating to unsworn falsification to authorities.

Carol Lynne Ryan

**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of 18 Pa.C.S.A. §4904 relating to unsworn falsification to authorities.

Carol Lynne Ryan

**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

A handwritten signature in blue ink is written over a solid horizontal line. The signature is stylized and appears to be the initials 'JED' followed by a long horizontal stroke.

## VERIFICATION

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

Kurtis D. Smith

**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

C. Andrew McClure

VERIFICATION

I verify that the statements made in the foregoing

Application for Leave to Intervene are true and correct to the best of my own personal knowledge,

information and belief. I understand that false statements herein are subject to the penalties of

## VERIFICATION

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

  
\_\_\_\_\_



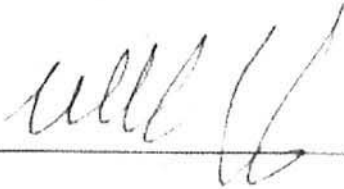
**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4901* relating to unsworn falsification to authorities.

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke at the end, positioned above a solid horizontal line.

**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.



A handwritten signature in cursive script is written above a horizontal line. The signature appears to be "Will G".

4


**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

Ann Marshall Pilgreen

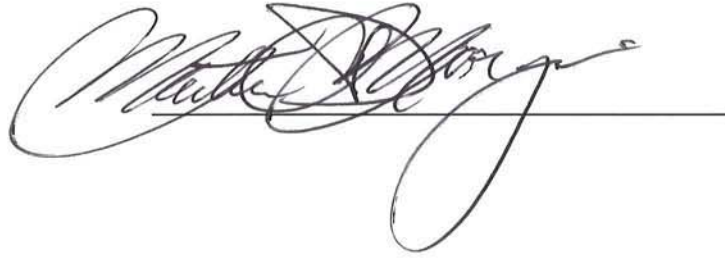
**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of 18 Pa.C.S.A. §4904 relating to unsworn falsification to authorities.

  
\_\_\_\_\_  
Ralph E. Wike III 7/18/2017

## VERIFICATION

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

A handwritten signature in black ink, written over a horizontal line. The signature is highly stylized and cursive, appearing to read "Matthew D. [unclear]".

**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

A handwritten signature in blue ink is written over a horizontal line. The signature is cursive and appears to be "Riley".

**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

A handwritten signature in blue ink, reading "James B. Taylor", is written over a horizontal line. The signature is cursive and includes a large, stylized flourish at the end.

## VERIFICATION

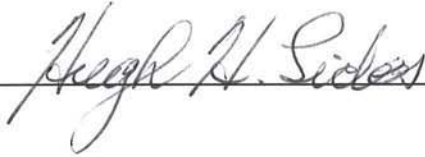
I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

Lisa V. Nancollas



**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

 \_\_\_\_\_

## VERIFICATION

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

  
\_\_\_\_\_

**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

  
\_\_\_\_\_

**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

A handwritten signature in blue ink is written over a solid horizontal line. The signature is cursive and appears to read "J. H. [unclear]".

**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

Timothy D. Ajelli

**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.



---

**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

 \_\_\_\_\_



### VERIFICATION

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

  
\_\_\_\_\_



## VERIFICATION

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.



---

**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.



---

**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

A handwritten signature in cursive script, appearing to read "Raymond E. Hedges", is written over a horizontal line.

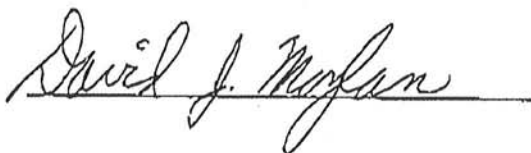
## VERIFICATION

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

A handwritten signature in blue ink, appearing to read "James G. Grubbs", is written over a horizontal line.

**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of 18 Pa.C.S.A. §4904 relating to unsworn falsification to authorities.

A handwritten signature in cursive script, reading "David J. Mylan", is written over a solid horizontal line.

**VERIFICATION**

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.

*James R Means Jr*  
*July 17, 2017*

## VERIFICATION

I verify that the statements made in the foregoing Application for Leave to Intervene are true and correct to the best of my own personal knowledge, information and belief. I understand that false statements herein are subject to the penalties of *18 Pa.C.S.A. §4904* relating to unsworn falsification to authorities.



---