

**STONEHAVEN ENERGY LLC,
STONEHAVEN ENERGY MGMT COMPANY LLC**
1251 WATERFRONT PLACE, SUITE 540 ~ PITTSBURGH, PA 15222

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WIR. APPEALS BOARD
Writer's Phone Number:
(412) 745-7770

January 22, 2013

Ms. Eurika Durr
Clerk of the Board, Environmental Appeals Board, Mail Code 1103M
1200 Pennsylvania Avenue, N.W.
East Building, Rm. 3332
1201 Constitution Ave, N.W.
Washington, D.C. 20460

Re: Petition for Review of Stonehaven Energy Management, LLC UIC Permit No.
PAS2D010BVEN
Permit Appeal: UIC 12-02

Dear Ms. Durr:

I am writing to request expedited consideration by the Environmental Appeals Board of the Petition for Review filed by John E. McNerney of UIC Permit No. PAS2010BVEN for shallow oil well operations in Cranberry Township, Venango County, Pennsylvania.

Stonehaven has expended substantial time and resources to apply for and obtain a UIC Permit, which is needed for ongoing operations at this location. This appeal should not be allowed to interrupt legally permitted oil and gas operations any longer. The Petition should be promptly denied because Petitioner has failed his burden to raise any issues that require review or resolution by this Board.

As noted in the United States Environmental Protection Agency's Region III response to the Petition, the Board must decline review of a UIC permit decision unless it finds that a permit condition was based on a clearly erroneous finding of fact or conclusion of law, or involved an important matter of policy or discretion that warrants review. Far from pointing to clearly erroneous findings of fact or conclusions of law, the Petition entirely fails to point to any conditions that contain errors or law or fact. Nor does the Petition describe an important matter of policy or discretion that warrants review of the UIC Permit issued to Stonehaven.

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The record demonstrates that EPA followed all applicable rules and procedures for the issuance of the UIC Permit to Stonehaven. Over the course of two years since the permit application was submitted, EPA has conducted a careful review of the application materials, issued a draft permit along with a statement of basis and fact sheet, provided public notice of permit actions, held a public hearing for additional input, and thoroughly responded to all comments in a detailed responsiveness summary.

Relevant concerns, if any, raised by Petitioner, have all been properly addressed by EPA. Stonehaven should now have the benefit of its efforts and be allowed to utilize its UIC Permit as soon as possible, before it incurs additional and unnecessary costs to develop alternative methods to maintain production and manage produced water from its shallow oil wells.

We would not urge expedited review if we did not believe that the UIC Permit will safely protect underground sources of drinking water and that the Petition is entirely lacking in merit. Please include this letter in the docket for this matter. We reserve the right to seek intervention in the proceeding at a future date.

Thank you for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mark Axel', with a stylized flourish at the end.

Mark Axel

Controller