

COMMONWEALTH OF PENNSYLVANIA  
 COUNTY OF: GREENE  
 Magisterial District Number: 13-3-03  
 MDJ: Hon. Leroy W. Watson  
 Address: 100-D Park Avenue,  
 Carmichaels, PA 15320  
 Telephone: (724)852-5313



**POLICE CRIMINAL COMPLAINT**  
 COMMONWEALTH OF PENNSYLVANIA  
 VS.

DEFENDANT:

(NAME and ADDRESS):

ENERGY CORPORATION OF AMERICA  
First Name Middle Name Last Name

4643 South Ulster Street, Suite 1100,  
 Denver, CO 80237

**NCIC Extradition Code Type**

<input type="checkbox"/> 1-Felony Full	<input type="checkbox"/> 5-Felony Pending Extradition	<input type="checkbox"/> C-Misdemeanor Surrounding States	<input type="checkbox"/> Distance: _____
<input type="checkbox"/> 2-Felony Limited	<input type="checkbox"/> 6-Felony Pending Extradition Determ.	<input checked="" type="checkbox"/> D-Misdemeanor No Extradition	
<input type="checkbox"/> 3-Felony Surrounding States	<input type="checkbox"/> A-Misdemeanor Full	<input type="checkbox"/> E-Misdemeanor Pending Extradition	
<input type="checkbox"/> 4-Felony No Extradition	<input type="checkbox"/> B-Misdemeanor Limited	<input type="checkbox"/> F-Misdemeanor Pending Extradition	

**DEFENDANT IDENTIFICATION INFORMATION**

Docket Number <b>CR76-22</b>	Date Filed <b>6/10/22</b>	OTN/LiveScan Number	Complaint/Incident Number <b>49-1258</b>	Request Lab Services? <input type="checkbox"/> YES <input type="checkbox"/> NO
GENDER <input type="checkbox"/> Male <input type="checkbox"/> Female	DOB / /	POB	Add'l DOB / /	Co-Defendant(s) <input type="checkbox"/>
First Name		Middle Name	Last Name	
AKA				
RACE <input type="checkbox"/> White <input type="checkbox"/> Asian <input type="checkbox"/> Black <input type="checkbox"/> Native American <input type="checkbox"/> Unknown	ETHNICITY <input type="checkbox"/> Hispanic <input type="checkbox"/> Non-Hispanic <input type="checkbox"/> Unknown			
Hair Color <input type="checkbox"/> GRY (Gray) <input type="checkbox"/> RED (Red/Aubn.) <input type="checkbox"/> SDY (Sandy) <input type="checkbox"/> BLU (Blue) <input type="checkbox"/> PLE (Purple) <input type="checkbox"/> BRO (Brown) <input type="checkbox"/> BLK (Black) <input type="checkbox"/> ONG (Orange) <input type="checkbox"/> WHI (White) <input type="checkbox"/> XXX (Unk./Bald) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> PNK (Pink) <input type="checkbox"/> BLN (Blonde / Strawberry)				
Eye Color <input type="checkbox"/> BLK (Black) <input type="checkbox"/> BLU (Blue) <input type="checkbox"/> BRO (Brown) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> GRY (Gray) <input type="checkbox"/> HAZ (Hazel) <input type="checkbox"/> MAR (Maroon) <input type="checkbox"/> PNK (Pink) <input type="checkbox"/> MUL (Multicolored) <input type="checkbox"/> XXX (Unknown)				
DNA <input type="checkbox"/> YES <input type="checkbox"/> NO	DNA Location			WEIGHT (lbs.)
FBI Number	MNU Number			
Defendant Fingerprinted <input type="checkbox"/> YES <input type="checkbox"/> NO				Ft. HEIGHT In.
Fingerprint Classification:				

**DEFENDANT VEHICLE INFORMATION**

Plate #	State	Haz mat <input type="checkbox"/>	Registration Sticker (MM/YY) /	Comm'l Veh. Ind. <input type="checkbox"/>	School Veh. <input type="checkbox"/>	Oth. NCIC Veh. Code	Reg. same as Def. <input type="checkbox"/>
VIN	Year	Make	Model	Style	Color		

Office of the attorney for the Commonwealth  Approved  Disapproved because: \_\_\_\_\_

(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing. See Pa.R.Crim.P. 507).

CDAG REBECCA S. FRANZ \_\_\_\_\_ *Rebecca Franz* \_\_\_\_\_ **6 / 9 / 2022**  
(Name of the attorney for the Commonwealth) (Signature of the attorney for the Commonwealth) (Date)

I, **SD H. JUSTUS BRAMBLEY, IV** **528**  
(Name of the Affiant) (PSP/MPOETC -Assigned Affiant ID Number & Badge #)

of **Pennsylvania Office of Attorney General** **PA0222400**  
(Identify Department or Agency Represented and Political Subdivision) (Police Agency ORI Number)

do hereby state: (check appropriate box)

1.  I accuse the above named defendant who lives at the address set forth above  
 I accuse the defendant whose name is unknown to me but who is described as \_\_\_\_\_

I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have therefore designated as John Doe or Jane Doe with violating the penal laws of the Commonwealth of Pennsylvania at **[203]** **Cumberland**  
(Subdivision Code) (Place-Political Subdivision)

in GREENE County **[30]** on or about **FEBRUARY 2009 THROUGH NOVEMBER 2017**  
(County Code)



# POLICE CRIMINAL COMPLAINT

Docket Number: <b>CR 76-22</b>	Date Filed: <b>6/10/22</b>	OTN/LiveScan Number	Complaint/Incident Number
Defendant Name:	First: <b>ENERGY</b>	Middle: <b>CORPORATION</b>	Last: <b>OF AMERICA</b>

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically. (Set forth a *brief* summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. The age of the victim at the time of the offense may be included if known. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits. 204 PA.Code §§ 213.1 – 213.7.)

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	<b>1</b>	<b>691.611</b>		<b>of the</b>	<b>35</b>	<b>1</b>	<b>F3</b>		
Lead?	Offense #	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	

PennDOT Data (if applicable)	Accident Number _____	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **CLEAN STREAMS LAW, UNLAWFUL CONDUCT, 35 P.S. § 691.611, A FELONY OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Energy Corporation of America, by its own conduct or the conduct of another, pursuant to 18 Pa. C.S.A. § 307, did fail to comply with any rule or regulation of the department or fail to comply with any order or permit or license of the department, violated any of the provisions of this act or rules and regulations adopted hereunder, or any order or permit or license of the department, caused air or water pollution, or hindered, obstructed, prevented or interfered with the department or its personnel in the performance of any duty hereunder or violated the provisions of 18 Pa.C.S. section 4903 or 4904, to wit: on or about February 2009 through November 2017, the defendant, Energy Corporation of America, did fail to comply with any rule or regulation of the department when it operated seventeen centralized impoundments for the storage of flowback and produced water without a permit from the DEP, in Cumberland, Whiteley, and Jefferson Townships in Greene County, and Goshen Township, Clearfield

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	<b>2</b>	<b>6018.610</b>	<b>(2)</b>	<b>of the</b>	<b>35</b>	<b>1</b>	<b>M3</b>		
Lead?	Offense #	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	

PennDOT Data (if applicable)	Accident Number _____	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, UNLAWFUL CONDUCT, 35 P.S. § 6018.610(2), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Energy Corporation of America, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did construct, alter, operate or utilize a solid waste storage, treatment, processing or disposal facility without a permit from the Department of Environmental Protection (DEP) as required by this act or in violation of the rules or regulations adopted under this act, or orders of the DEP, or in violation of any term or condition of any permit issued by the DEP, to wit: on or about February 2009 through November 2017, the defendant, Energy Corporation of America, did construct, alter, operate or utilize seventeen centralized impoundments for the storage of flowback and produced water without a permit from the DEP, in Cumberland, Whiteley, and Jefferson Townships in Greene County, as well as Goshen Township, Clearfield County.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	<b>3</b>	<b>6018.610</b>	<b>(4)</b>	<b>of the</b>	<b>35</b>	<b>1</b>	<b>M3</b>		
Lead?	Offense #	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	

PennDOT Data (if applicable)	Accident Number _____	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, UNLAWFUL CONDUCT, 35 P.S. § 6018.610(4), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Energy Corporation of America, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did store or dispose of, or assist in the storage or disposal of, solid waste contrary to the rules or regulations adopted under the Solid Waste Management Act (Act), or any term or any condition of any permit, or in any manner as to create a public nuisance or to adversely affect the public health, safety and welfare, to wit: on or about February 2009 through November 2017, the defendant, Energy Corporation of America, did store flowback and/or produced fluids at seventeen centralized impoundments without a permit from the DEP, in Cumberland, Whiteley, and Jefferson Townships in Greene County, as well as Goshen Township, Clearfield County.



# POLICE CRIMINAL COMPLAINT

Docket Number:	Date Filed: / /	OTN/LiveScan Number	Complaint/Incident Number
Defendant Name:	First: ENERGY	Middle: CORPORATION	Last: OF AMERICA

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> Lead?	4	6018.302	(b)(3)	of the	35	1	M3		
Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code		

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, DISPOSAL, PROCESSING AND STORAGE OF RESIDUAL WASTE, 35 P.S. § 6018.302(B)(3), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Energy Corporation of America, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did, while storing, processing, or disposing of residual waste, fail to design, construct, operate and maintain facilities and areas in a manner which shall not adversely affect or endanger public health, safety and welfare or the environment or cause a public nuisance, to wit: on or about February 2009 through November 2017, the defendant, Energy Corporation of America, did while storing, processing, or disposing of flowback and/or produced water, design, construct, operate and maintain seventeen centralized impoundments, in a manner which adversely affected or endangered public health, safety and welfare or the environment or caused a public nuisance, in Cumberland, Whiteley, and Jefferson Townships in Greene County, as well as Goshen Township, Clearfield County.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> Lead?	5	6018.610	(1)	of the	35	1	M3		
Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code		

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, UNLAWFUL CONDUCT, 35 P.S. § 6018.610(1), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Energy Corporation of America, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did dump or deposit, or permit the dumping or depositing, of solid waste onto the surface of the ground or into the waters of the Commonwealth, by any means, without obtaining a permit from the Department of Environmental Protection (DEP), to wit: on or about February 2009 through November 2017, the defendant, Energy Corporation of America did dump or deposit, or permit the dumping or depositing, of flowback and/or produced water onto the ground and/or into waters of the Commonwealth, from thirteen leaking centralized impoundments without a permit from the DEP, in Cumberland and Jefferson Townships in Greene County, as well as Goshen Township, Clearfield County.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> Lead?	6	6018.610	(4)	of the	35	1	M3		
Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code		

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, UNLAWFUL CONDUCT, 35 P.S. § 6018.610(4), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Energy Corporation of America, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did store or dispose of, or assist in the storage or disposal of, solid waste contrary to the rules or regulations adopted under the Solid Waste Management Act (Act), or any term or any condition of any permit, or in any manner as to create a public nuisance or to adversely affect the public health, safety and welfare, to wit: on or about February 2009 through November 2017, the defendant, Energy Corporation of America, did dispose of flowback and/or produced water, from thirteen leaking centralized impoundments in Cumberland and Jefferson Townships in Greene County, as well as Goshen Township, Clearfield County, contrary to the rules or regulations adopted under the Act and/or the terms and conditions of its permit and/or in a manner that created a public nuisance or adversely affected the public health, safety and welfare.



# POLICE CRIMINAL COMPLAINT

Docket Number: <b>CR 76-22</b>	Date Filed: <b>6/10/22</b>	OTN/LiveScan Number	Complaint/Incident Number
Defendant Name:	First: <b>ENERGY</b>	Middle: <b>CORPORATION</b>	Last: <b>OF AMERICA</b>

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> Lead?	<b>7</b> Offense#	<b>6018.302</b> Section	<b>(b)(3)</b> Subsection	<b>of the</b>	<b>35</b> PA Statute (Title)	<b>1</b> Counts	<b>M3</b> Grade	NCIC Offense Code	UCR/NIBRS Code
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<b>PennDOT Data (if applicable)</b>	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, DISPOSAL, PROCESSING AND STORAGE OF RESIDUAL WASTE, 35 P.S. § 6018.302(B)(3), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Energy Corporation of America, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did, while storing, processing, or disposing of residual waste, fail to design, construct, operate and maintain facilities and areas in a manner which shall not adversely affect or endanger public health, safety and welfare or the environment or cause a public nuisance, to wit: on or about February 2009 through November 2017, the defendant, Energy Corporation of America, did while storing, processing, or disposing of flowback and/or produced water, design, construct, operate and maintain thirteen centralized impoundments in a manner which adversely affected or endangered public health, safety and welfare of the environment or caused a public nuisance, in Cumberland and Jefferson Townships in Greene County, as well as Goshen Township, Clearfield County.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> Lead?	<b>8</b> Offense#	<b>6018.610</b> Section	<b>(1)</b> Subsection	<b>of the</b>	<b>35</b> PA Statute (Title)	<b>1</b> Counts	<b>M3</b> Grade	NCIC Offense Code	UCR/NIBRS Code
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<b>PennDOT Data (if applicable)</b>	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, UNLAWFUL CONDUCT, 35 P.S. § 6018.610(1), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Energy Corporation of America, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did dump or deposit, or permit the dumping or depositing, of solid waste onto the surface of the ground or into the waters of the Commonwealth, by any means, without obtaining a permit from the Department of Environmental Protection (DEP), to wit: on or about January 2012 through September 2013, the defendant, Energy Corporation of America, did dump or deposit, or permit the dumping or depositing, of impoundment sludge and/or associated liner materials onto the ground and/or into waters of the commonwealth, from a pit at the Hoge Noce well Pad located in Cumberland Township, Greene County, Pennsylvania, without a permit from the DEP.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> Lead?	<b>9</b> Offense#	<b>6018.610</b> Section	<b>(4)</b> Subsection	<b>of the</b>	<b>35</b> PA Statute (Title)	<b>1</b> Counts	<b>M3</b> Grade	NCIC Offense Code	UCR/NIBRS Code
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<b>PennDOT Data (if applicable)</b>	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, UNLAWFUL CONDUCT, 35 P.S. § 6018.610(4), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Energy Corporation of America, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did store or dispose of, or assist in the storage or disposal of, solid waste contrary to the rules or regulations adopted under the Solid Waste Management Act (Act), or any term or any condition of any permit, or in any manner as to create a public nuisance or to adversely affect the public health, safety and welfare, to wit: on or about January 2012 through September 2013, the defendant, Energy Corporation of America, did dispose of impoundment sludge and/or associated liner materials, from a pit located at the Hoge Noce Well site, located in Cumberland Township, Greene County, Pennsylvania, contrary to the rules or regulations adopted under the Act and/or the terms and conditions of its permit and/or in a manner that created a public nuisance or adversely affected the public health, safety and welfare.



# POLICE CRIMINAL COMPLAINT

Docket Number: <b>CR 16-22</b>	Date Filed: <b>6/10/22</b>	OTN/LiveScan Number	Complaint/Incident Number
Defendant Name:	First: <b>ENERGY</b>	Middle: <b>CORPORATION</b>	Last: <b>OF AMERICA</b>

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	<b>10</b>	<b>6018.610</b>	<b>(7)</b>	<b>of the</b>	<b>35</b>	<b>1</b>	<b>M3</b>		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	

<b>PennDOT Data (if applicable)</b>	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, UNLAWFUL CONDUCT, 35 P.S. § 6018.610(7), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Energy Corporation of America, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did refuse, hinder, obstruct, delay, or threaten any agent or employee of the department in the course of performance of any duty under this act, including, but not limited to, entry and inspection under any circumstances, to wit: on or about January 2012 through September 2013, the defendant, Energy Corporation of America, did hinder the department in the performance of its duties when he dumped or deposited, or permitted the dumping or depositing, of impoundment sludge and/or associated liner materials, from a pit at the Hoge Noce well Pad located in Cumberland Township, Greene County, Pennsylvania, and covered said materials with fresh soil.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	<b>11</b>	<b>6018.302</b>	<b>(b)(1)</b>	<b>of the</b>	<b>35</b>	<b>1</b>	<b>M3</b>		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	

<b>PennDOT Data (if applicable)</b>	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, DISPOSAL, PROCESSING AND STORAGE OF RESIDUAL WASTE, 35 P.S. § 6018.302(B)(1), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Energy Corporation of America, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did, while storing, processing, or disposing of residual waste, fail to use such methods and facilities as are necessary to control leachate, runoff, discharges and emissions from residual waste in accordance with department regulations, to wit: on or about January 2012 through September 2013, The defendant, Energy Corporation of America, did while storing, processing, or disposing of impoundment sludge and liner materials, fail to use such methods and facilities as are necessary to control leachate, runoff, discharges and emissions from residual waste contained in a pit on the Hoge Noce Well Pad located in Cumberland Township, Greene County, in accordance with department regulations.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	<b>12</b>	<b>6018.302</b>	<b>(b)(3)</b>	<b>of the</b>	<b>35</b>	<b>1</b>	<b>M3</b>		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	

<b>PennDOT Data (if applicable)</b>	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, DISPOSAL, PROCESSING AND STORAGE OF RESIDUAL WASTE, 35 P.S. § 6018.302(B)(3), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Energy Corporation of America, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did, while storing, processing, or disposing of residual waste, fail to design, construct, operate and maintain facilities and areas in a manner which shall not adversely affect or endanger public health, safety and welfare or the environment or cause a public nuisance, to wit: on or about January 2012 through September 2013, the defendant, Energy Corporation of America, did while storing, processing, or disposing of impoundment sludge and liner materials, designed, constructed, operated and maintained facilities and areas in a manner which adversely affected or endangered public health, safety and welfare of the environment or caused a public nuisance, at a pit on the Hoge Noce Well Pad located in Cumberland Township, Greene County.



# POLICE CRIMINAL COMPLAINT

Docket Number: <b>CR 76-22</b>	Date Filed: <b>6/10/22</b>	OTN/LiveScan Number	Complaint/Incident Number
Defendant Name:	First: <b>ENERGY</b>	Middle: <b>CORPORATION</b>	Last: <b>OF AMERICA</b>

## AFFIDAVIT of PROBABLE CAUSE

Your affiant, H. Justus Brambley, IV, Section Director, Pennsylvania Office of Attorney General (hereinafter: OAG), being duly sworn, deposes and states:

Your affiant has been conducting an investigation into criminal activity associated with the fracking/drilling process conducted by Energy Corporation of America and/or Greylock Production, LLC. On September 23, 2021, the 46<sup>th</sup> Statewide Investigating Grand Jury issued Presentment No. 22 recommending that criminal charges be filed against Energy Corporation of America for violations of the Pennsylvania Solid Waste Management Act. The aforementioned Presentment was accepted by the Honorable Anthony M. Mariani, Supervising Judge of the 46<sup>th</sup> Statewide Investigating Grand Jury by Order dated September 28, 2021.

Your affiant has reviewed the above cited Presentment and having been present at all proceedings, finds that the factual findings described therein correspond to the OAG Investigative findings. Your affiant is adopting the presentment and incorporating it into this Affidavit of Probable Cause (a copy of the presentment is attached hereto). Your affiant has reviewed the sworn testimony given by the witnesses before the Grand Jury and finds that it is consistent with the information contained within the Presentment. Your affiant has reviewed the evidence presented to the Grand Jury and finds that it comports with the results of the OAG investigative efforts and findings as to the allegations contained in this criminal complaint.

Your affiant states that based upon the above facts, there is probable cause to believe that the defendant, Energy Corporation of America, committed the acts alleged therein, in violation of Pennsylvania law and respectfully requests the issuance of a summons.

**I, SD H. JUSTUS BRAMBLEY, IV, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.**

**I CERTIFY THAT THIS FILING COMPLIES WITH THE PROVISIONS OF THE CASE RECORDS PUBLIC ACCESS POLICY OF THE UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA THAT REQUIRE FILING CONFIDENTIAL INFORMATION AND DOCUMENTS DIFFERENTLY THAN NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.**

*H. Justus Brambley, IV*

(Signature of Affiant)

Sworn to me and subscribed before me this 10<sup>TH</sup> day of

JUNE

2022

6/10/22 Date

*[Signature]*

, Magisterial District Judge

My commission expires first Monday of January, 2024





# POLICE CRIMINAL COMPLAINT

Docket Number: <u>CR 76-22</u>	Date Filed: <u>6/10/22</u>	OTN/LiveScan Number	Complaint/Incident Number
Defendant Name:	First: ENERGY	Middle: CORPORATION	Last: OF AMERICA

- I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
- I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S. § 4904) relating to unsworn falsification to authorities.
- This complaint consists of the preceding page(s) numbered 1 through 6.
- I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* that require filing confidential information and documents differently that non-confidential information and documents.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.

**(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)**

June 10,                      2022  
(Date)    (Year)

(Signature of Affiant)

AND NOW, on this date JUNE 10 2022 I certify that the complaint has been properly completed and verified.  
An affidavit of probable cause must be completed before a warrant can be issued.

13-3-03  
(Magisterial District Court Number)

(Issuing Authority)



COMMONWEALTH OF PENNSYLVANIA  
 COUNTY OF: GREENE  
 Magisterial District Number: 13-3-03  
 MDJ: Hon. Leroy W. Watson  
 Address: 100-D Park Avenue,  
 Carmichaels, PA 15320  
 Telephone: (724)852-5313



**POLICE CRIMINAL COMPLAINT**  
**COMMONWEALTH OF PENNSYLVANIA**  
**VS.**

DEFENDANT: (NAME and ADDRESS):  
 GREYLOCK PRODUCTION LLC  
 First Name Middle Name Last Name  
 500 Corporate Landing  
 Charlestown, WV 25311

**COPY**

**NCIC Extradition Code Type**

<input type="checkbox"/> 1-Felony Full	<input type="checkbox"/> 5-Felony Pending Extradition	<input type="checkbox"/> C-Misdemeanor Surrounding States	<input type="checkbox"/> Distance: _____
<input type="checkbox"/> 2-Felony Limited	<input type="checkbox"/> 6-Felony Pending Extradition Determ.	<input type="checkbox"/> D-Misdemeanor No Extradition	
<input type="checkbox"/> 3-Felony Surrounding States	<input type="checkbox"/> A-Misdemeanor Full	<input type="checkbox"/> E-Misdemeanor Pending Extradition	
<input type="checkbox"/> 4-Felony No Extradition	<input type="checkbox"/> B-Misdemeanor Limited	<input type="checkbox"/> F-Misdemeanor Pending Extradition	

**DEFENDANT IDENTIFICATION INFORMATION**

Docket Number <b>CR-74-2022</b>	Date Filed <b>6/10/22</b>	OTN/LiveScan Number	Complaint/Incident Number <b>491258</b>	Request Lab Services? <input type="checkbox"/> YES <input type="checkbox"/> NO
GENDER <input type="checkbox"/> Male <input type="checkbox"/> Female	DOB / /	POB	Add'l DOB / /	Co-Defendant(s) <input type="checkbox"/>
First Name	Middle Name	Last Name	Gen.	
AKA				

RACE <input type="checkbox"/> White <input type="checkbox"/> Asian <input type="checkbox"/> Black <input type="checkbox"/> Native American <input type="checkbox"/> Unknown	ETHNICITY <input type="checkbox"/> Hispanic <input type="checkbox"/> Non-Hispanic <input type="checkbox"/> Unknown	Hair Color <input type="checkbox"/> GRY (Gray) <input type="checkbox"/> RED (Red/Aubn.) <input type="checkbox"/> SDY (Sandy) <input type="checkbox"/> BLU (Blue) <input type="checkbox"/> PLE (Purple) <input type="checkbox"/> BRO (Brown) <input type="checkbox"/> BLK (Black) <input type="checkbox"/> ONG (Orange) <input type="checkbox"/> WHI (White) <input type="checkbox"/> XXX (Unk./Bald) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> PNK (Pink) <input type="checkbox"/> BLN (Blonde / Strawberry)	Eye Color <input type="checkbox"/> BLK (Black) <input type="checkbox"/> HAZ (Hazel) <input type="checkbox"/> BLU (Blue) <input type="checkbox"/> MAR (Maroon) <input type="checkbox"/> BRO (Brown) <input type="checkbox"/> PNK (Pink) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> MUL (Multicolored) <input type="checkbox"/> GRY (Gray) <input type="checkbox"/> XXX (Unknown)
--	---	---	--

DNA <input type="checkbox"/> YES <input type="checkbox"/> NO	DNA Location	WEIGHT (lbs.)
FBI Number	MNU Number	
Defendant Fingerprinted <input type="checkbox"/> YES <input type="checkbox"/> NO		Ft. HEIGHT In.
Fingerprint Classification:		

**DEFENDANT VEHICLE INFORMATION**

Plate #	State	Haz mat <input type="checkbox"/>	Registration Sticker (MM/YY) /	Comm'l Veh. Ind. <input type="checkbox"/>	School Veh. <input type="checkbox"/>	Oth. NCIC Veh. Code	Reg. same as Def. <input type="checkbox"/>
VIN	Year	Make	Model	Style	Color		

Office of the attorney for the Commonwealth  Approved  Disapproved because: \_\_\_\_\_

(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing. See Pa.R.Crim.P. 507).

CDAG REBECCA S. FRANZ  
 (Name of the attorney for the Commonwealth)

*Rebecca Franz*  
 (Signature of the attorney for the Commonwealth)

6/9/2022  
 (Date)

I, SD H. JUSTUS BRAMBLEY, IV 528  
 (Name of the Affiant) (PSP/MPOETC -Assigned Affiant ID Number & Badge #)

of Pennsylvania Office of Attorney General PA0222400  
 (Identify Department or Agency Represented and Political Subdivision) (Police Agency ORI Number)

do hereby state: (check appropriate box)  
 1.  I accuse the above named defendant who lives at the address set forth above  
 I accuse the defendant whose name is unknown to me but who is described as \_\_\_\_\_  
 I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have therefore designated as John Doe or Jane Doe with violating the penal laws of the Commonwealth of Pennsylvania at [203] \_\_\_\_\_ Cumberland  
 (Subdivision Code) (Place-Political Subdivision)

in GREENE County [30] on or about NOVEMBER 2017 THROUGH JULY 2020  
 (County Code)





# POLICE CRIMINAL COMPLAINT

Docket Number: <b>CR-74-22</b>	Date Filed: <b>6/10/22</b>	OTN/LiveScan Number	Complaint/Incident Number
Defendant Name:	First: <b>GREYLOCK</b>	Middle: <b>PRODUCTION</b>	Last: <b>LLC</b>

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically. (Set forth a *brief* summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. The age of the victim at the time of the offense may be included if known. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits. 204 PA.Code §§ 213.1 – 213.7.)

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	1	6018.610	(1)	of the	35	1	M3		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

<b>PennDOT Data (if applicable)</b>	Accident Number _____	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, UNLAWFUL CONDUCT, 35 P.S. § 6018.610(1), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Greylock Production, LLC, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did dump or deposit, or permit the dumping or depositing, of solid waste onto the surface of the ground or into the waters of the Commonwealth, by any means, without obtaining a permit from the Department of Environmental Protection (DEP), to wit: on or about November 2017 through August 2018, the defendant, Greylock Production, LLC, did dump or deposit, or permit the dumping or depositing, of flowback and/or produced water onto the ground and/or into waters of the Commonwealth, from two leaking centralized impoundments without a permit from the DEP, in Cumberland and Jefferson Townships in Greene County.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	2	6018.610	(4)	of the	35	1	M3		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

<b>PennDOT Data (if applicable)</b>	Accident Number _____	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, UNLAWFUL CONDUCT, 35 P.S. § 6018.610(4), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Greylock Production, LLC, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did store or dispose of, or assist in the storage or disposal of, solid waste contrary to the rules or regulations adopted under the Solid Waste Management Act (Act), or any term or any condition of any permit, or in any manner as to create a public nuisance or to adversely affect the public health, safety and welfare, to wit: on or about November 2017 through August 2018, the defendant, Greylock Production, LLC, did dispose of flowback and/or produced water, from two leaking centralized impoundments in Cumberland and Jefferson Townships in Greene County, contrary to the rules or regulations adopted under the Act and/or the terms and conditions of its permit and/or in a manner that created a public nuisance or adversely affected the public health, safety and welfare.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	3	6018.302	(b)(3)	of the	35	1	M3		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

<b>PennDOT Data (if applicable)</b>	Accident Number _____	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, DISPOSAL, PROCESSING AND STORAGE OF RESIDUAL WASTE, 35 P.S. § 6018.302(B)(3), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Greylock Production, LLC, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did, while storing, processing, or disposing of residual waste, fail to design, construct, operate and maintain facilities and areas in a manner which shall not adversely affect or endanger public health, safety and welfare or the environment or cause a public nuisance, to wit: on or about November 2017 through August 2018, the defendant, Greylock Production, LLC, did while storing, processing, or disposing of flowback and/or produced water, design, construct, operate and maintain two centralized impoundments in a manner which adversely affected or endangered public health, safety and welfare of the environment or caused a public nuisance, in Cumberland and Jefferson Townships in Greene County.



# POLICE CRIMINAL COMPLAINT

Docket Number: <b>CR-74-22</b>	Date Filed: <b>6/10/22</b>	OTN/LiveScan Number	Complaint/Incident Number
Defendant Name:	First: <b>GREYLOCK</b>	Middle: <b>PRODUCTION</b>	Last: <b>LLC</b>

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	4	6018.610	(1)	of the	35	1	M3		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, UNLAWFUL CONDUCT, 35 P.S. § 6018.610(1), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Greylock Production, LLC, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did dump or deposit, or permit the dumping or depositing, of solid waste onto the surface of the ground or into the waters of the Commonwealth, by any means, without obtaining a permit from the Department of Environmental Protection (DEP), to wit: on or about January 2012 through July 2021, the defendant, Greylock Production, LLC, did dump or deposit, or permit the dumping or depositing, of impoundment sludge and/or associated liner materials onto the ground and/or into waters of the Commonwealth, from a former pit at the Hoge Noce well Pad located in Cumberland Township, Greene County, Pennsylvania, without a permit from the DEP.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	5	6018.610	(4)	of the	35	1	M3		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, UNLAWFUL CONDUCT, 35 P.S. § 6018.610(4), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Greylock Production, LLC, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did store or dispose of, or assist in the storage or disposal of, solid waste contrary to the rules or regulations adopted under the Solid Waste Management Act (Act), or any term or any condition of any permit, or in any manner as to create a public nuisance or to adversely affect the public health, safety and welfare, to wit: on or about January 2012 through July 2021, the defendant, Greylock Production, LLC, did store or dispose of impoundment sludge and/or associated liner materials, from a former pit located at the Hoge Noce Well site, located in Cumberland Township, Greene County, Pennsylvania, contrary to the rules or regulations adopted under the Act and/or the terms and conditions of its permit and/or in a manner that created a public nuisance or adversely affected the public health, safety and welfare.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	6	6018.610	(7)	of the	35	1	M3		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, UNLAWFUL CONDUCT, 35 P.S. § 6018.610(7), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Greylock Production, LLC, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did refuse, hinder, obstruct, delay, or threaten any agent or employee of the department in the course of performance of any duty under this act, including, but not limited to, entry and inspection under any circumstances, to wit: on or about January 2012 through July 2021, the defendant, Greylock Production, LLC, did hinder the department in the performance of its duties by allowing impoundment sludge and/or associated liner materials previously dumped or deposited and covered with fresh soil, to remain in the ground, at a former pit at the Hoge Noce well Pad located in Cumberland Township, Greene County.



# POLICE CRIMINAL COMPLAINT

Docket Number: <i>CR-74-22</i>	Date Filed: <i>6/10/22</i>	OTN/LiveScan Number	Complaint/Incident Number
Defendant Name:	First: GREYLOCK	Middle: PRODUCTION	Last: LLC

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	7	6018.302	(b)(1)	of the	35	1	M3		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, DISPOSAL, PROCESSING AND STORAGE OF RESIDUAL WASTE, 35 P.S. § 6018.302(B)(1), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Greylock Production, LLC, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did, while storing, processing, or disposing of residual waste, fail to use such methods and facilities as are necessary to control leachate, runoff, discharges and emissions from residual waste in accordance with department regulations, to wit: on or about January 2012 through July 2021, The defendant, Greylock Production, LLC, did while storing, processing, or disposing of impoundment sludge and liner materials, fail to use such methods and facilities as are necessary to control leachate, runoff, discharges and emissions from residual waste contained in a former pit on the Hoge Noce Well Pad located in Cumberland Township, Greene County, in accordance with department regulations.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	8	6018.302	(b)(3)	of the	35	1	M3		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, DISPOSAL, PROCESSING AND STORAGE OF RESIDUAL WASTE, 35 P.S. § 6018.302(B)(3), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Greylock Production, LLC, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did, while storing, processing, or disposing of residual waste, fail to design, construct, operate and maintain facilities and areas in a manner which shall not adversely affect or endanger public health, safety and welfare or the environment or cause a public nuisance, to wit: on or about January 2012 through July 2021, the defendant, Greylock Production, LLC, did while storing, processing, or disposing of impoundment sludge and liner materials, designed, constructed, operated and maintained facilities and areas in a manner which adversely affected or endangered public health, safety and welfare of the environment or caused a public nuisance, at a former pit on the Hoge Noce Well Pad located in Cumberland Township, Greene County.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	9	691.301		of the	35	1	M2		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **CLEAN STREAMS LAW, PROHIBITION AGAINST DISCHARGE OF INDUSTRIAL WASTES, 35 P.S. § 691.301, A MISDEMEANOR OF THE SECOND DEGREE**

Acts of the accused associated with this Offense: The defendant, Greylock Production, LLC, by its own conduct or the conduct of another, pursuant to 18 Pa C.S.A. § 307, did place, or permit to be placed, or discharged or permitted to flow, or continued to discharge or permit to flow, into any waters of the Commonwealth any industrial wastes, to wit: During drilling at the Beacon well pad which occurred on or about February 10, 2020, the defendant, Greylock Production, LLC, did negligently discharge, permit to flow or continue to discharge or permit to flow, drilling fluid surfactant, an industrial waste, into unnamed tributary 8 to Frosty Run, a water of the Commonwealth, in Greene Township, Greene County.



# POLICE CRIMINAL COMPLAINT

Docket Number: <b>CR-74-22</b>	Date Filed: <b>6/10/22</b>	OTN/LiveScan Number	Complaint/Incident Number
Defendant Name:	First: <b>GREYLOCK</b>	Middle: <b>PRODUCTION</b>	Last: <b>LLC</b>

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	10	691.401		of the	35	1	M2		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)		Accident Number				<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): **CLEAN STREAMS LAW, PROHIBITION AGAINST OTHER POLLUTIONS, 35 P.S. § 691.401, A MISDEMEANOR OF THE SECOND DEGREE**

Acts of the accused associated with this Offense: The defendant, Greylock Production, LLC, by its own conduct or the conduct of another, pursuant to 18 Pa C.S.A. § 307, did put or place into any of the waters of the Commonwealth, or allowed or permitted to be discharged from property owned or occupied by such person or municipality into any of the waters of the Commonwealth, any substance of any kind or character resulting in pollution as herein defined. Any such discharge is hereby declared to be a nuisance, to wit: During drilling at the Beacon well pad which occurred on or about February 10, 2020, the defendant, Greylock Production, LLC, did negligently allow or permit the discharge of drilling fluid surfactant, a substance resulting in pollution, into unnamed tributary 8 to Frosty Run, a water of the Commonwealth, in Greene Township, Greene County.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	11	691.611		of the	35	1	M2		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)		Accident Number				<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): **CLEAN STREAMS LAW, UNLAWFUL CONDUCT, 35 P.S. § 691.611, A MISDEMEANOR OF THE SECOND DEGREE**

Acts of the accused associated with this Offense: The defendant, Greylock Production, LLC, by its own conduct or the conduct of another, pursuant to 18 Pa C.S.A. § 307, did fail to comply with any rule or regulation of the department or fail to comply with any order or permit or license of the department, violated any of the provisions of this act or rules and regulations adopted hereunder, or any order or permit or license of the department, caused air or water pollution, or hindered, obstructed, prevented or interfered with the department or its personnel in the performance of any duty hereunder or violated the provisions of 18 Pa.C.S. section 4903 or 4904, to wit: During drilling at the Beacon well pad which occurred on or about February 10, 2020, the defendant, Greylock Production, LLC, did negligently cause water pollution by discharging drilling fluid surfactant into unnamed tributary 8 to Frosty Run, a water of the Commonwealth, in Greene Township, Greene County.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	12	6018.301		of the	35	1	M3		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)		Accident Number				<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, MANAGEMENT OF RESIDUAL WASTE, 35 P.S. § 6018.301, A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Greylock Production, LLC, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did store, transport, process, or dispose of residual waste within this Commonwealth unless such storage, or transportation, is consistent with or such processing or disposal is authorized by the rules and regulations of the department and no person or municipality shall own or operate a residual waste processing or disposal facility unless such person or municipality has first obtained a permit for such facility from the department, to wit: on or about February 10, 2020, the defendant, Greylock Production, LLC, did store, transport, process or dispose of residual waste in a manner inconsistent with the rules and regulations of the department, when residual waste overtopped a tank on the Beacon well Pad located in Greene Township, Greene County.



# POLICE CRIMINAL COMPLAINT

Docket Number: <b>CR-74-22</b>	Date Filed: <b>6/10/22</b>	OTN/LiveScan Number	Complaint/Incident Number
Defendant Name:	First: <b>GREYLOCK</b>	Middle: <b>PRODUCTION</b>	Last: <b>LLC</b>

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	13	6018.302	(b)(3)	of the	35	1	M3		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)		Accident Number				<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, DISPOSAL, PROCESSING AND STORAGE OF RESIDUAL WASTE, 35 P.S. § 6018.302(B)(3), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Greylock Production, LLC, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did, while storing, processing, or disposing of residual waste, fail to design, construct, operate and maintain facilities and areas in a manner which shall not adversely affect or endanger public health, safety and welfare or the environment or cause a public nuisance, to wit: on or about February 10, 2020, the defendant, Greylock Production, LLC, did while storing, processing, or disposing of drilling fluid waste, designed, constructed, operated and maintained containment facilities in a manner which adversely affected or endangered public health, safety and welfare of the environment or caused a public nuisance, at a tank on the Beacon well Pad located in Greene Township, Greene County.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	14	691.301		of the	35	1	M2		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)		Accident Number				<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): **CLEAN STREAMS LAW, PROHIBITION AGAINST DISCHARGE OF INDUSTRIAL WASTES, 35 P.S. § 691.301, A MISDEMEANOR OF THE SECOND DEGREE**

Acts of the accused associated with this Offense: The defendant, Greylock Production, LLC, by its own conduct or the conduct of another, pursuant to 18 Pa C.S.A. § 307, did place, or permit to be placed, or discharged or permitted to flow, or continued to discharge or permit to flow, into any waters of the Commonwealth any industrial wastes, to wit: During drilling at the Beacon well pad which occurred on or about February 10, 2020, the defendant, Greylock Production, LLC, did negligently discharge, permit to flow or continue to discharge or permit to flow, a defoaming agent, an industrial waste, into unnamed tributary 8 to Frosty Run, a water of the Commonwealth, in Greene Township, Greene County.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	15	691.401		of the	35	1	M2		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code
PennDOT Data (if applicable)		Accident Number				<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): **CLEAN STREAMS LAW, PROHIBITION AGAINST OTHER POLLUTIONS, 35 P.S. § 691.401, A MISDEMEANOR OF THE SECOND DEGREE**

Acts of the accused associated with this Offense: The defendant, Greylock Production, LLC, by its own conduct or the conduct of another, pursuant to 18 Pa C.S.A. § 307, did put or place into any of the waters of the Commonwealth, or allowed or permitted to be discharged from property owned or occupied by such person or municipality into any of the waters of the Commonwealth, any substance of any kind or character resulting in pollution as herein defined. Any such discharge is hereby declared to be a nuisance, to wit: During drilling at the Beacon well pad which occurred on or about February 10, 2020, the defendant, Greylock Production, LLC, did negligently allow or permit the discharge of a defoaming agent, a substance resulting in pollution, into unnamed tributary 8 to Frosty Run, a water of the commonwealth, in Greene Township, Greene County.



# POLICE CRIMINAL COMPLAINT

Docket Number: <b>CR-74-22</b>	Date Filed: <b>6/10/22</b>	OTN/LiveScan Number	Complaint/Incident Number
Defendant Name:	First: <b>GREYLOCK</b>	Middle: <b>PRODUCTION</b>	Last: <b>LLC</b>

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	16	691.611		of the	35	1	M2		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	
PennDOT Data (if applicable)		Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone		

Statute Description (include the name of statute or ordinance): **CLEAN STREAMS LAW, UNLAWFUL CONDUCT, 35 P.S. § 691.611, A MISDEMEANOR OF THE SECOND DEGREE**

Acts of the accused associated with this Offense: The defendant, Greylock Production, LLC, by its own conduct or the conduct of another, pursuant to 18 Pa C.S.A. § 307, did fail to comply with any rule or regulation of the department or fail to comply with any order or permit or license of the department, violated any of the provisions of this act or rules and regulations adopted hereunder, or any order or permit or license of the department, caused air or water pollution, or hindered, obstructed, prevented or interfered with the department or its personnel in the performance of any duty hereunder or violated the provisions of 18 Pa.C.S. section 4903 or 4904, to wit: During drilling at the Beacon well pad which occurred on or about February 10, 2020, the defendant, Greylock Production, LLC, did negligently cause water pollution by discharging a defoaming agent into unnamed tributary 8 to Frosty Run, a water of the Commonwealth, in Greene Township, Greene County.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	17	691.611		of the	35	1	M2		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	
PennDOT Data (if applicable)		Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone		

Statute Description (include the name of statute or ordinance): **CLEAN STREAMS LAW, UNLAWFUL CONDUCT, 35 P.S. § 691.611, A MISDEMEANOR OF THE SECOND DEGREE**

Acts of the accused associated with this Offense: The defendant, Greylock Production, LLC, by its own conduct or the conduct of another, pursuant to 18 Pa C.S.A. § 307, did fail to comply with any rule or regulation of the department or fail to comply with any order or permit or license of the department, violated any of the provisions of this act or rules and regulations adopted hereunder, or any order or permit or license of the department, caused air or water pollution, or hindered, obstructed, prevented or interfered with the department or its personnel in the performance of any duty hereunder or violated the provisions of 18 Pa.C.S. section 4903 or 4904, to wit: During drilling at the Beacon well pad which occurred on or about February 10, 2020, the defendant, Greylock Production, LLC, did negligently cause water pollution by discharging a defoaming agent into unnamed tributary 8 to Frosty Run, a water of the Commonwealth, in Greene Township, Greene County.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	18	6018.301		of the	35	1	M3		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	
PennDOT Data (if applicable)		Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone		

Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, MANAGEMENT OF RESIDUAL WASTE, 35 P.S. § 6018.301, A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Greylock Production, LLC, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did store, transport, process, or dispose of residual waste within this Commonwealth unless such storage, or transportation, is consistent with or such processing or disposal is authorized by the rules and regulations of the department and no person or municipality shall own or operate a residual waste processing or disposal facility unless such person or municipality has first obtained a permit for such facility from the department, to wit: on or about February 10, 2020, the defendant, Greylock Production, LLC, did store, transport, process or dispose of residual waste in a manner inconsistent with the rules and regulations of the department, when residual waste, namely a defoaming agent was sprayed onto the ground on the Beacon well Pad located in Greene Township, Greene County.



# POLICE CRIMINAL COMPLAINT

Docket Number: <b>CR-74-22</b>	Date Filed: <b>6/10/22</b>	OTN/LiveScan Number	Complaint/Incident Number
Defendant Name:	First: <b>GREYLOCK</b>	Middle: <b>PRODUCTION</b>	Last: <b>LLC</b>

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	19	6018.302	(b)(3)	of the	35	1	M3		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	
PennDOT Data (if applicable)		Accident Number				<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, DISPOSAL, PROCESSING AND STORAGE OF RESIDUAL WASTE, 35 P.S. § 6018.302(B)(3), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Greyllock Production, LLC, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did, while storing, processing, or disposing of residual waste, fail to design, construct, operate and maintain facilities and areas in a manner which shall not adversely affect or endanger public health, safety and welfare or the environment or cause a public nuisance, to wit: on or about February 10, 2020, the defendant, Greyllock Production, LLC, did while storing, processing, or disposing of a defoaming agent, designed, constructed, operated and maintained containment facilities in a manner which adversely affected or endangered public health, safety and welfare of the environment or caused a public nuisance, at the Beacon well Pad located in Greene Township, Greene County.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	20	6018.610	(7)	of the	35	1	M3		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	
PennDOT Data (if applicable)		Accident Number				<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, UNLAWFUL CONDUCT, 35 P.S. § 6018.610(7), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Greyllock Production, LLC, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did refuse, hinder, obstruct, delay, or threaten any agent or employee of the department in the course of performance of any duty under this act, including, but not limited to, entry and inspection under any circumstances, to wit: on or about February 10, 2020, the defendant, Greyllock Production, LLC, did hinder the department in the performance of its duties when its employees sprayed a defoaming agent on the ground and into waters of the commonwealth to hide the presence of drilling fluid surfactant on the Beacon well Pad located in Greene Township, Greene County.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>				of the					
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	
PennDOT Data (if applicable)		Accident Number				<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone	

Statute Description (include the name of statute or ordinance):

Acts of the accused associated with this Offense:



# POLICE CRIMINAL COMPLAINT

Docket Number: <u>CR-74-22</u>	Date Filed: <u>6/10/22</u>	OTN/LiveScan Number		Complaint/Incident Number
Defendant Name:	First: GREYLOCK	Middle: PRODUCTION	Last: LLC	

- I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
- I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S. § 4904) relating to unsworn falsification to authorities.
- This complaint consists of the preceding page(s) numbered 1 through 9.
- I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* that require filing confidential information and documents differently than non-confidential information and documents.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.  
**(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)**

June 10  
(Date)

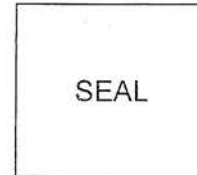
2022  
(Year)

[Signature]  
(Signature of Affiant)

AND NOW, on this date JUNE 10, 2022 I certify that the complaint has been properly completed and verified.  
 An affidavit of probable cause must be completed before a warrant can be issued.

13-3-03  
(Magisterial District Court Number)

[Signature]  
(Issuing Authority)







# POLICE CRIMINAL COMPLAINT

Docket Number: <i>CR-74-22</i>	Date Filed: <i>6/10/22</i>	OTN/LiveScan Number	Complaint/Incident Number
Defendant Name:	First: GREYLOCK	Middle: PRODUCTION	Last: LLC

## AFFIDAVIT of PROBABLE CAUSE

Your affiant, H. Justus Brambley, IV, Section Director, Pennsylvania Office of Attorney General (hereinafter: OAG), being duly sworn, deposes and states:

Your affiant has been conducting an investigation into criminal activity associated with the fracking/drilling process conducted by Energy Corporation of America and/or Greylock Production, LLC. On September 23, 2021, the 46<sup>th</sup> Statewide Investigating Grand Jury issued Presentment No. 22 recommending that criminal charges be filed against Greylock Production, LLC for violations of the Pennsylvania Solid Waste Management Act. The aforementioned Presentment was accepted by the Honorable Anthony M. Mariani, Supervising Judge of the 46<sup>th</sup> Statewide Investigating Grand Jury by Order dated September 28, 2021.

Your affiant has reviewed the above cited Presentment and having been present at all proceedings, finds that the factual findings described therein correspond to the OAG Investigative findings. Your affiant is adopting the presentment and incorporating it into this Affidavit of Probable Cause (a copy of the presentment is attached hereto). Your affiant has reviewed the sworn testimony given by the witnesses before the Grand Jury and finds that it is consistent with the information contained within the Presentment. Your affiant has reviewed the evidence presented to the Grand Jury and finds that it comports with the results of the OAG investigative efforts and findings as to the allegations contained in this criminal complaint.

Your affiant states that based upon the above facts, there is probable cause to believe that the defendant, Greylock Production, LLC, committed the acts alleged therein, in violation of Pennsylvania law and respectfully requests the issuance of a summons.

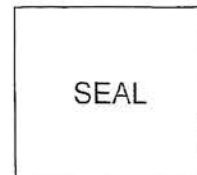
**I, SD H. JUSTUS BRAMBLEY, IV, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.**

**I CERTIFY THAT THIS FILING COMPLIES WITH THE PROVISIONS OF THE CASE RECORDS PUBLIC ACCESS POLICY OF THE UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA THAT REQUIRE FILING CONFIDENTIAL INFORMATION AND DOCUMENTS DIFFERENTLY THAN NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.**

  
 \_\_\_\_\_  
 (Signature of Affiant)

Sworn to me and subscribed before me this 10<sup>TH</sup> day of JUNE 2022  
6/10/22 Date \_\_\_\_\_, Magisterial District Judge

My commission expires first Monday of January, 2026



COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: GREENE

Magisterial District Number: 13-3-03  
MDJ: Hon. Leroy W. Watson  
Address: 100-D Park Avenue,  
Carmichaels, PA 15320

Telephone: (724)852-5313



**POLICE CRIMINAL COMPLAINT**  
**COMMONWEALTH OF PENNSYLVANIA**  
**VS.**

DEFENDANT:

(NAME and ADDRESS):

JOHN

DAVID

SOLLON

JR.  
Gen

First Name

Middle Name

Last Name

172 Greenhouse Rd  
Waynesburg, PA 15370

**NCIC Extradition Code Type**

- 1-Felony Full
  - 2-Felony Limited
  - 3-Felony Surrounding States
  - 4-Felony No Extradition
  - 5-Felony Pending Extradition
  - 6-Felony Pending Extradition Determ.
  - A-Misdemeanor Full
  - B-Misdemeanor Limited
  - C-Misdemeanor Surrounding States
  - D-Misdemeanor No Extradition
  - E-Misdemeanor Pending Extradition
  - F-Misdemeanor Pending Extradition
- Distance: \_\_\_\_\_

**DEFENDANT IDENTIFICATION INFORMATION**

Docket Number CR-13-22 Date Filed 06/10/2022 OTN/LiveScan Number R3050162 Complaint/Incident Number 49-1258 Request Lab Services?  YES  NO

GENDER  Male  Female DOB 07/28/1969 POB \_\_\_\_\_ Add'l DOB / / \_\_\_\_\_ Co-Defendant(s)  Gen.

RACE  White  Asian  Black  Native American  Unknown

ETHNICITY  Hispanic  Non-Hispanic

Hair Color  GRY (Gray)  RED (Red/Aubn.)  SDY (Sandy)  BLU (Blue)  PLE (Purple)  BRO (Brown)  BLK (Black)  ONG (Orange)  WHI (White)  XXX (Unk./Bald)  GRN (Green)  PNK (Pink)  BLN (Blonde / Strawberry)

Eye Color  BLK (Black)  BLU (Blue)  BRO (Brown)  GRN (Green)  GRY (Gray)  HAZ (Hazel)  MAR (Maroon)  PNK (Pink)  MUL (Multicolored)  XXX (Unknown)

DNA  YES  NO DNA Location \_\_\_\_\_ WEIGHT (lbs.) 210 lbs

FBI Number \_\_\_\_\_ MNU Number \_\_\_\_\_ Ft. HEIGHT in. 5 9

Defendant Fingerprinted  YES  NO

Fingerprint Classification: \_\_\_\_\_

**DEFENDANT VEHICLE INFORMATION**

Plate # \_\_\_\_\_ State \_\_\_\_\_ Haz mat  Registration Sticker (MM/YY) / \_\_\_\_\_ Comm'l Veh. Ind.  School Veh.  Oth. NCIC Veh. Code \_\_\_\_\_ Reg. same as Def.

VIN \_\_\_\_\_ Year \_\_\_\_\_ Make \_\_\_\_\_ Model \_\_\_\_\_ Style \_\_\_\_\_ Color \_\_\_\_\_

Office of the attorney for the Commonwealth  Approved  Disapproved because: \_\_\_\_\_

(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing. See Pa.R.Crim.P. 507).

CDAG REBECCA S. FRANZ (Name of the attorney for the Commonwealth) Rebecca Franz (Signature of the attorney for the Commonwealth) 6/19/2022 (Date)

I, SD H. JUSTUS BRAMBLEY, IV (Name of the Affiant) 528 (PSP/MPOETC -Assigned Affiant ID Number & Badge #)

of Pennsylvania Office of Attorney General (Identify Department or Agency Represented and Political Subdivision) PA0222400 (Police Agency ORI Number)

do hereby state: (check appropriate box)

- 1.  I accuse the above named defendant who lives at the address set forth above
- I accuse the defendant whose name is unknown to me but who is described as \_\_\_\_\_
- I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have therefore designated as John Doe or Jane Doe with violating the penal laws of the Commonwealth of Pennsylvania at [203] \_\_\_\_\_ Cumberland Township (Subdivision Code) (Place-Political Subdivision)

in GREENE County [30] \_\_\_\_\_ on or about JANUARY 2012 THROUGH SEPTEMBER 2013 (County Code)



# POLICE CRIMINAL COMPLAINT

Docket Number: <b>CR-73-22</b>	Date Filed: <b>6/16/22</b>	OTN/LiveScan Number <b>R305076-2</b>	Complaint/Incident Number <b>49-1258</b>
Defendant Name:	First: <b>JOHN</b>	Middle: <b>DAVID</b>	Last: <b>SOLLON JR.</b>

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically. (Set forth a *brief* summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. The age of the victim at the time of the offense may be included if known. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits. 204 PA.Code §§ 213.1 – 213.7.)

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	<b>1</b>	<b>6018.610</b>	<b>(1)</b>	<b>of the</b>	<b>35</b>	<b>1</b>	<b>M3</b>		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	

<b>PennDOT Data (if applicable)</b>	Accident Number _____	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, UNLAWFUL CONDUCT, 35 P.S. § 6018.610(1), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, John David Sollon, Jr., by his own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did dump or deposit, or permit the dumping or depositing, of solid waste onto the surface of the ground or into the waters of the Commonwealth, by any means, without obtaining a permit from the Department of Environmental Protection (DEP), to wit: on or about January 2012 through September 2013, the defendant, John David Sollon, Jr., did dump or deposit, or permit the dumping or depositing, of impoundment sludge and/or associated liner materials onto the ground and/or into waters of the commonwealth, from a pit at the Hoge Noce well Pad located in Cumberland Township, Greene County, Pennsylvania, without a permit from the DEP.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	<b>2</b>	<b>6018.610</b>	<b>(4)</b>	<b>of the</b>	<b>35</b>	<b>1</b>	<b>M3</b>		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	

<b>PennDOT Data (if applicable)</b>	Accident Number _____	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, UNLAWFUL CONDUCT, 35 P.S. § 6018.610(4), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, John David Sollon, Jr., by his own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did store or dispose of, or assist in the storage or disposal of, solid waste contrary to the rules or regulations adopted under the Solid Waste Management Act (Act), or any term or any condition of any permit, or in any manner as to create a public nuisance or to adversely affect the public health, safety and welfare, to wit: on or about January 2012 through September 2013, the defendant, John David Sollon, Jr., did dispose of impoundment sludge and/or associated liner materials, from a pit located at the Hoge Noce Well site, located in Cumberland Township, Greene County, Pennsylvania, contrary to the rules or regulations adopted under the Act and/or the terms and conditions of its permit and/or in a manner that created a public nuisance or adversely affected the public health, safety and welfare.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	<b>3</b>	<b>6018.610</b>	<b>(7)</b>	<b>of the</b>	<b>35</b>	<b>1</b>	<b>M3</b>		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	

<b>PennDOT Data (if applicable)</b>	Accident Number _____	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, UNLAWFUL CONDUCT, 35 P.S. § 6018.610(7), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, John David Sollon, Jr., by his own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did refuse, hinder, obstruct, delay, or threaten any agent or employee of the department in the course of performance of any duty under this act, including, but not limited to, entry and inspection under any circumstances, to wit: on or about January 2012 through September 2013, the defendant, John David Sollon, Jr., did hinder the department in the performance of its duties when he dumped or deposited, or permitted the dumping or depositing, of impoundment sludge and/or associated liner materials, from a pit at the Hoge Noce well Pad located in Cumberland Township, Greene County, Pennsylvania, and covered said materials with fresh soil.



# POLICE CRIMINAL COMPLAINT

Docket Number: <i>CR 73-22</i>	Date Filed: <i>6/16/22</i>	OTN/LiveScan Number <i>R 305076-2</i>	Complaint/Incident Number 49-1258
Defendant Name:	First: JOHN	Middle: DAVID	Last: SOLLON JR.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> Lead?	4	6018.302	(b)(1)	of the	35	1	M3		
Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code		

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, DISPOSAL, PROCESSING AND STORAGE OF RESIDUAL WASTE, 35 P.S. § 6018.302(B)(1), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, John David Sollon, Jr., by his own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did, while storing, processing, or disposing of residual waste, fail to use such methods and facilities as are necessary to control leachate, runoff, discharges and emissions from residual waste in accordance with department regulations, to wit: on or about January 2012 through September 2013, the defendant, John David Sollon, Jr., did while storing, processing, or disposing of impoundment sludge and liner materials, fail to use such methods and facilities as are necessary to control leachate, runoff, discharges and emissions from residual waste contained in a pit on the Hoge Noce Well Pad located in Cumberland Township, Greene County, in accordance with department regulations.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> Lead?	5	6018.302	(b)(3)	of the	35	1	M3		
Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code		

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, DISPOSAL, PROCESSING AND STORAGE OF RESIDUAL WASTE, 35 P.S. § 6018.302(B)(3), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, John David Sollon, Jr., by his own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did, while storing, processing, or disposing of residual waste, fail to design, construct, operate and maintain facilities and areas in a manner which shall not adversely affect or endanger public health, safety and welfare or the environment or cause a public nuisance, to wit: on or about January 2012 through September 2013, the defendant, John David Sollon, Jr., did while storing, processing, or disposing of impoundment sludge and liner materials, designed, constructed, operated and maintained facilities and areas in a manner which adversely affected or endangered public health, safety and welfare of the environment or caused a public nuisance, at a pit on the Hoge Noce Well Pad located in Cumberland Township, Greene County.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> Lead?				of the					
Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code		

PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance):

Acts of the accused associated with this Offense:



# POLICE CRIMINAL COMPLAINT

Docket Number: <u>CR-73-22</u>	Date Filed: <u>6/16/22</u>	OTN/LiveScan Number <u>R305076-2</u>	Complaint/Incident Number 49-1258
Defendant Name:	First: JOHN	Middle: DAVID	Last: SOLLON JR.

- I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
- I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S. § 4904) relating to unsworn falsification to authorities.
- This complaint consists of the preceding page(s) numbered 1 through 4.
- I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* that require filing confidential information and documents differently than non-confidential information and documents.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.

**(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)**

June 10,                      2022  
(Date)    (Year)

[Signature]  
(Signature of Affiant)

AND NOW, on this date JUNE 10 2022 I certify that the complaint has been properly completed and verified.

An affidavit of probable cause must be completed before a warrant can be issued.

13-3-03  
(Magisterial District Court Number)

[Signature]  
(Issuing Authority)





# POLICE CRIMINAL COMPLAINT

Docket Number: <i>CR-75-22</i>	Date Filed: <i>6/16/22</i>	OTN/LiveScan Number <i>R305076-2</i>	Complaint/Incident Number 49-1258
Defendant Name:	First: JOHN	Middle: DAVID	Last: SOLLON JR.

## AFFIDAVIT of PROBABLE CAUSE

Your affiant, H. Justus Brambley, IV, Section Director, Pennsylvania Office of Attorney General (hereinafter: OAG), being duly sworn, deposes and states:

Your affiant has been conducting an investigation into criminal activity associated with the fracking/drilling process conducted by Energy Corporation of America and/or Greylock Production, LLC. On September 23, 2021, the 46<sup>th</sup> Statewide Investigating Grand Jury issued Presentment No. 20 recommending that criminal charges be filed against John D. Sollon, Jr. for violations of the Pennsylvania Solid Waste Management Act. The aforementioned Presentment was accepted by the Honorable Anthony M. Mariani, Supervising Judge of the 46<sup>th</sup> Statewide Investigating Grand Jury by Order dated September 28, 2021.

Your affiant has reviewed the above cited Presentment and having been present at all proceedings, finds that the factual findings described therein correspond to the OAG Investigative findings. Your affiant is adopting the presentment and incorporating it into this Affidavit of Probable Cause (a copy of the presentment is attached hereto). Your affiant has reviewed the sworn testimony given by the witnesses before the Grand Jury and finds that it is consistent with the information contained within the Presentment. Your affiant has reviewed the evidence presented to the Grand Jury and finds that it comports with the results of the OAG investigative efforts and findings as to the allegations contained in this criminal complaint.

Your affiant states that based upon the above facts, there is probable cause to believe that the defendant, John D. Sollon, Jr., committed the acts alleged therein, in violation of Pennsylvania law and respectfully requests the issuance of a summons.

**I, SD H. JUSTUS BRAMBLEY, IV, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.**

**I CERTIFY THAT THIS FILING COMPLIES WITH THE PROVISIONS OF THE CASE RECORDS PUBLIC ACCESS POLICY OF THE UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA THAT REQUIRE FILING CONFIDENTIAL INFORMATION AND DOCUMENTS DIFFERENTLY THAN NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.**

*H. Justus Brambley, IV*  
 \_\_\_\_\_  
 (Signature of Affiant)

Sworn to me and subscribed before me this 10<sup>TH</sup> day of JUNE, 2022  
6/16/22 Date \_\_\_\_\_, Magisterial District Judge

My commission expires first Monday of January, 2026



COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: GREENE

Magisterial District Number: 13-3-03  
MDJ: Hon. Leroy W. Watson  
Address: 100-D Park Avenue,  
Carmichaels, PA 15320  
Telephone: (724)852-5313



**POLICE CRIMINAL COMPLAINT**  
COMMONWEALTH OF PENNSYLVANIA  
VS.

DEFENDANT: (NAME and ADDRESS):  
DONALD C. SUPCOE III  
First Name Middle Name Last Name Gen  
5002 STONE RIDGE PLACE  
Morgantown, WV 26508

NCIC Extradition Code Type

<input type="checkbox"/> 1-Felony Full	<input type="checkbox"/> 5-Felony Pending Extradition	<input type="checkbox"/> C-Misdemeanor Surrounding States	<input type="checkbox"/> Distance: _____
<input type="checkbox"/> 2-Felony Limited	<input type="checkbox"/> 6-Felony Pending Extradition Determ.	<input checked="" type="checkbox"/> D-Misdemeanor No Extradition	
<input type="checkbox"/> 3-Felony Surrounding States	<input type="checkbox"/> A-Misdemeanor Full	<input type="checkbox"/> E-Misdemeanor Pending Extradition	
<input type="checkbox"/> 4-Felony No Extradition	<input type="checkbox"/> B-Misdemeanor Limited	<input type="checkbox"/> F-Misdemeanor Pending Extradition	

DEFENDANT IDENTIFICATION INFORMATION

Docket Number <u>CR-75-22</u>	Date Filed <u>06/10/2022</u>	OTN/LiveScan Number <u>R 305089-1</u>	Complaint/Incident Number <u>49-1258</u>	Request Lab Services? <input type="checkbox"/> YES <input type="checkbox"/> NO
GENDER <input checked="" type="checkbox"/> Male <input type="checkbox"/> Female	DOB <u>11/10/1985</u>	POB _____	Add'l DOB / /	Co-Defendant(s) <input type="checkbox"/>
First Name		Middle Name	Last Name	Gen.
AKA _____				
RACE <input checked="" type="checkbox"/> White <input type="checkbox"/> Asian <input type="checkbox"/> Black <input type="checkbox"/> Native American <input type="checkbox"/> Unknown	ETHNICITY <input type="checkbox"/> Hispanic <input checked="" type="checkbox"/> Non-Hispanic <input type="checkbox"/> Unknown			
Hair Color <input type="checkbox"/> GRY (Gray) <input type="checkbox"/> BLK (Black) <input type="checkbox"/> BLN (Blonde / Strawberry)	<input type="checkbox"/> RED (Red/Aubn.)	<input type="checkbox"/> SDY (Sandy)	<input type="checkbox"/> BLU (Blue) <input type="checkbox"/> XXX (Unk./Bald)	<input type="checkbox"/> PLE (Purple) <input type="checkbox"/> GRN (Green) <input type="checkbox"/> PNK (Pink)
Eye Color <input type="checkbox"/> BLK (Black) <input type="checkbox"/> HAZ (Hazel)	<input type="checkbox"/> BLU (Blue)	<input checked="" type="checkbox"/> BRO (Brown) <input type="checkbox"/> PNK (Pink)	<input type="checkbox"/> GRN (Green) <input type="checkbox"/> MUL (Multicolored)	<input type="checkbox"/> GRY (Gray) <input type="checkbox"/> XXX (Unknown)
DNA <input type="checkbox"/> YES <input type="checkbox"/> NO	DNA Location _____			WEIGHT (lbs.) <u>180</u>
FBI Number _____	MNU Number _____			Ft. HEIGHT In. <u>5</u> <u>11</u>
Defendant Fingerprinted <input type="checkbox"/> YES <input type="checkbox"/> NO	Fingerprint Classification: _____			

DEFENDANT VEHICLE INFORMATION

Plate #	State	Haz mat <input type="checkbox"/>	Registration Sticker (MM/YY) /	Comm'l Veh. Ind. <input type="checkbox"/>	School Veh. <input type="checkbox"/>	Oth. NCIC Veh. Code	Reg. same as Def. <input type="checkbox"/>
VIN	Year	Make	Model	Style	Color		

Office of the attorney for the Commonwealth  Approved  Disapproved because: \_\_\_\_\_

(The attorney for the Commonwealth may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing. See Pa.R.Crim.P. 507).

CDAG REBECCA S. FRANZ  
(Name of the attorney for the Commonwealth)

*Rebecca Franz*  
(Signature of the attorney for the Commonwealth)

6/19/2022  
(Date)

I, <u>SD H. JUSTUS BRAMBLEY, IV</u> (Name of the Affiant)	<u>528</u> (PSP/MPOETC -Assigned Affiant ID Number & Badge #)
of <u>Pennsylvania Office of Attorney General</u> (Identify Department or Agency Represented and Political Subdivision)	<u>PA0222400</u> (Police Agency ORI Number)
do hereby state: (check appropriate box)	
1. <input checked="" type="checkbox"/> I accuse the above named defendant who lives at the address set forth above	
<input type="checkbox"/> I accuse the defendant whose name is unknown to me but who is described as _____	
<input type="checkbox"/> I accuse the defendant whose name and popular designation or nickname are unknown to me and whom I have therefore designated as John Doe or Jane Doe with violating the penal laws of the Commonwealth of Pennsylvania at [203] _____ Cumberland Township (Subdivision Code) (Place-Political Subdivision)	
in GREENE County	[30] _____ on or about FEBRUARY 2009 THROUGH MAY 2020 (County Code)



# POLICE CRIMINAL COMPLAINT

Docket Number: CR-75-22	Date Filed: 6/10/22	OTN/LiveScan Number R305089-1	Complaint/Incident Number 49-1258
Defendant Name:	First: DONALD	Middle: C.	Last: SUPCOE III

The acts committed by the accused are described below with each Act of Assembly or statute allegedly violated, if appropriate. When there is more than one offense, each offense should be numbered chronologically. (Set forth a brief summary of the facts sufficient to advise the defendant of the nature of the offense(s) charged. A citation to the statute(s) allegedly violated, without more, is not sufficient. In a summary case, you must cite the specific section(s) and subsection(s) of the statute(s) or ordinance(s) allegedly violated. The age of the victim at the time of the offense may be included if known. In addition, social security numbers and financial information (e.g. PINs) should not be listed. If the identity of an account must be established, list only the last four digits. 204 PA.Code §§ 213.1 – 213.7.)

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	1	6018.610	(2)	of the	35	1	M3		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number _____	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, UNLAWFUL CONDUCT, 35 P.S. § 6018.610(2), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Donald C. Supcoe, III, by his own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did construct, alter, operate or utilize a solid waste storage, treatment, processing or disposal facility without a permit from the Department of Environmental Protection (DEP) as required by this act or in violation of the rules or regulations adopted under this act, or orders of the DEP, or in violation of any term or condition of any permit issued by the DEP, to wit: on or about February 2009 through May 2020, the defendant, Donald C. Supcoe, III, did construct, alter, operate or utilize seventeen centralized impoundments for the storage of flowback and produced water without a permit from the DEP, in Cumberland, Whiteley, and Jefferson Townships in Greene County, as well as Goshen Township, Clearfield County.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	2	6018.610	(1)	of the	35	1	M3		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number _____	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, UNLAWFUL CONDUCT, 35 P.S. § 6018.610(1), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Donald C. Supcoe, III, by his own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did dump or deposit, or permit the dumping or depositing, of solid waste onto the surface of the ground or into the waters of the Commonwealth, by any means, without obtaining a permit from the Department of Environmental Protection (DEP), to wit: on or about January 2012 through September, 2013, the defendant, Donald C. Supcoe, III, did dump or deposit, or permit the dumping or depositing, of impoundment sludge and/or associated liner materials onto the ground and/or into waters of the Commonwealth, from a pit at the Hoge Noce well Pad located in Cumberland Township, Greene County, Pennsylvania, without a permit from the DEP.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	3	6018.610	(4)	of the	35	1	M3		
Lead?	Offense#	Section	Subsection		PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code

PennDOT Data (if applicable)	Accident Number _____	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, UNLAWFUL CONDUCT, 35 P.S. § 6018.610(4), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Donald C. Supcoe, III, by his own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did store or dispose of, or assist in the storage or disposal of, solid waste contrary to the rules or regulations adopted under the Solid Waste Management Act (Act), or any term or any condition of any permit, or in any manner as to create a public nuisance or to adversely affect the public health, safety and welfare, to wit: on or about January 2012 through September 2013, the defendant, Donald C. Supcoe, III, did dispose of impoundment sludge and/or associated liner materials, from a pit located at the Hoge Noce Well site, located in Cumberland Township, Greene County, Pennsylvania, contrary to the rules or regulations adopted under the Act and/or the terms and conditions of its permit and/or in a manner that created a public nuisance or adversely affected the public health, safety and welfare.





# POLICE CRIMINAL COMPLAINT

Docket Number: <b>CR-75-22</b>	Date Filed: <b>6/16/22</b>	OTN/LiveScan Number <b>R305089-1</b>	Complaint/Incident Number <b>49-1258</b>
Defendant Name:	First: <b>DONALD</b>	Middle: <b>C.</b>	Last: <b>SUPCOE III</b>

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> Lead?	<b>4</b> Offense#	<b>6018.610</b> Section	<b>(7)</b> Subsection	<b>of the</b>	<b>35</b> PA Statute (Title)	<b>1</b> Counts	<b>M3</b> Grade	NCIC Offense Code	UCR/NIBRS Code
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<b>PennDOT Data (if applicable)</b>	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, UNLAWFUL CONDUCT, 35 P.S. § 6018.610(7), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Donald C. Supcoe, III, by his own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did refuse, hinder, obstruct, delay, or threaten any agent or employee of the department in the course of performance of any duty under this act, including, but not limited to, entry and inspection under any circumstances, to wit: on or about January 2012 through September 2013, the defendant, Donald C. Supcoe, III, did hinder the department in the performance of its duties when he dumped or deposited, or permitted the dumping or depositing, of impoundment sludge and/or associated liner materials, from a pit at the Hoge Noce well Pad located in Cumberland Township, Greene County, Pennsylvania, and covered said materials with fresh soil.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> Lead?	<b>5</b> Offense#	<b>6018.302</b> Section	<b>(b)(1)</b> Subsection	<b>of the</b>	<b>35</b> PA Statute (Title)	<b>1</b> Counts	<b>M3</b> Grade	NCIC Offense Code	UCR/NIBRS Code
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<b>PennDOT Data (if applicable)</b>	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, DISPOSAL, PROCESSING AND STORAGE OF RESIDUAL WASTE, 35 P.S. § 6018.302(B)(1), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Donald C. Supcoe, III, by his own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did, while storing, processing, or disposing of residual waste, fail to use such methods and facilities as are necessary to control leachate, runoff, discharges and emissions from residual waste in accordance with department regulations, to wit: on or about January 2012 through September 2013, The defendant, Donald C. Supcoe, III, did while storing, processing, or disposing of impoundment sludge and liner materials, fail to use such methods and facilities as are necessary to control leachate, runoff, discharges and emissions from residual waste contained in a pit on the Hoge Noce Well Pad located in Cumberland Township, Greene County, in accordance with department regulations.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> Lead?	<b>6</b> Offense#	<b>6018.302</b> Section	<b>(b)(3)</b> Subsection	<b>of the</b>	<b>35</b> PA Statute (Title)	<b>1</b> Counts	<b>M3</b> Grade	NCIC Offense Code	UCR/NIBRS Code
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<b>PennDOT Data (if applicable)</b>	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, DISPOSAL, PROCESSING AND STORAGE OF RESIDUAL WASTE, 35 P.S. § 6018.302(B)(3), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Donald C. Supcoe, III, by his own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did, while storing, processing, or disposing of residual waste, fail to design, construct, operate and maintain facilities and areas in a manner which shall not adversely affect or endanger public health, safety and welfare or the environment or cause a public nuisance, to wit: on or about January 2012 through September 2013, the defendant, Donald C. Supcoe, III, did while storing, processing, or disposing of impoundment sludge and liner materials, designed, constructed, operated and maintained facilities and areas in a manner which adversely affected or endangered public health, safety and welfare of the environment or caused a public nuisance, at a pit on the Hoge Noce Well Pad located in Cumberland Township, Greene County.



# POLICE CRIMINAL COMPLAINT

Docket Number: <b>CR-75-22</b>	Date Filed: <b>6/16/22</b>	OTN/LiveScan Number <b>R305289-1</b>	Complaint/Incident Number <b>49-1258</b>
Defendant Name:	First: <b>DONALD</b>	Middle: <b>C.</b>	Last: <b>SUPCOE III</b>

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> Lead?	<b>7</b> Offense#	<b>691.301</b> Section	Subsection	of the	<b>35</b> PA Statute (Title)	<b>1</b> Counts	<b>M2</b> Grade	NCIC Offense Code	UCR/NIBRS Code
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PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **CLEAN STREAMS LAW, PROHIBITION AGAINST DISCHARGE OF INDUSTRIAL WASTES, 35 P.S. § 691.301, A MISDEMEANOR OF THE SECOND DEGREE**

Acts of the accused associated with this Offense: The defendant, Donald C. Supcoe, III, by his own conduct or the conduct of another, pursuant to 18 Pa C.S.A. § 307, did place, or permit to be placed, or discharged or permitted to flow, or continued to discharge or permit to flow, into any waters of the Commonwealth any industrial wastes, to wit: During drilling at the Beacon well pad, the defendant, Donald C. Supcoe, III, did negligently discharge, permit to flow or continue to discharge or permit to flow, drilling fluid surfactant, an industrial waste, into unnamed tributary 8 to Frosty Run, a water of the commonwealth, on or about February 10, 2020, in Greene Township, Greene County.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> Lead?	<b>8</b> Offense#	<b>691.401</b> Section	Subsection	of the	<b>35</b> PA Statute (Title)	<b>1</b> Counts	<b>M2</b> Grade	NCIC Offense Code	UCR/NIBRS Code
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PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **CLEAN STREAMS LAW, PROHIBITION AGAINST OTHER POLLUTIONS, 35 P.S. § 691.401, A MISDEMEANOR OF THE SECOND DEGREE**

Acts of the accused associated with this Offense: The defendant, Donald C. Supcoe, III, by his own conduct or the conduct of another, pursuant to 18 Pa C.S.A. § 307, did put or place into any of the waters of the Commonwealth, or allowed or permitted to be discharged from property owned or occupied by such person or municipality into any of the waters of the Commonwealth, any substance of any kind or character resulting in pollution as herein defined. Any such discharge is hereby declared to be a nuisance, to wit: During drilling at the Beacon well pad, the defendant, Donald C. Supcoe, III, did negligently allow or permit the discharge of drilling fluid surfactant, a substance resulting in pollution, into unnamed tributary 8 to Frosty Run, a water of the commonwealth, on or about February 10, 2020, in Greene Township, Greene County.

<input type="checkbox"/> Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/> Lead?	<b>9</b> Offense#	<b>691.611</b> Section	Subsection	of the	<b>35</b> PA Statute (Title)	<b>1</b> Counts	<b>M2</b> Grade	NCIC Offense Code	UCR/NIBRS Code
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PennDOT Data (if applicable)	Accident Number	<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone
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Statute Description (include the name of statute or ordinance): **CLEAN STREAMS LAW, UNLAWFUL CONDUCT, 35 P.S. § 691.611, A MISDEMEANOR OF THE SECOND DEGREE**

Acts of the accused associated with this Offense: The defendant, Donald C. Supcoe, III, by his own conduct or the conduct of another, pursuant to 18 Pa C.S.A. § 307, did fail to comply with any rule or regulation of the department or fail to comply with any order or permit or license of the department, violated any of the provisions of this act or rules and regulations adopted hereunder, or any order or permit or license of the department, caused air or water pollution, or hindered, obstructed, prevented or interfered with the department or its personnel in the performance of any duty hereunder or violated the provisions of 18 Pa.C.S. section 4903 or 4904, to wit: During drilling at the Beacon well pad, the defendant, Donald C. Supcoe, III, did negligently cause water pollution by discharging drilling fluid surfactant into unnamed tributary 8 to Frosty Run, a water of the commonwealth, on or about February 10, 2020, in Greene Township, Greene County.



# POLICE CRIMINAL COMPLAINT

Docket Number: <b>CR-75-22</b>	Date Filed: <b>6/10/22</b>	OTN/LiveScan Number <b>R305089-1</b>	Complaint/Incident Number <b>49-1258</b>
Defendant Name:	First: <b>DONALD</b>	Middle: <b>C.</b>	Last: <b>SUPCOE III</b>

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	10	6018.301		of the	35	1	M3		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	
PennDOT Data (if applicable)		Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone		

Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, MANAGEMENT OF RESIDUAL WASTE, 35 P.S. § 6018.301, A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Donald C. Supcoe, III, by his own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did store, transport, process, or dispose of residual waste within this Commonwealth unless such storage, or transportation, is consistent with or such processing or disposal is authorized by the rules and regulations of the department and no person or municipality shall own or operate a residual waste processing or disposal facility unless such person or municipality has first obtained a permit for such facility from the department, to wit: on or about February 10, 2020, the defendant, Donald C. Supcoe, III, did store, transport, process or dispose of residual waste in a manner inconsistent with the rules and regulations of the department, when residual waste overtopped a tank on the Beacon well Pad located in Greene Township, Greene County.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>	11	6018.302	(b)(3)	of the	35	1	M3		
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	
PennDOT Data (if applicable)		Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone		

Statute Description (include the name of statute or ordinance): **SOLID WASTE MANAGEMENT ACT, DISPOSAL, PROCESSING AND STORAGE OF RESIDUAL WASTE, 35 P.S. § 6018.302(B)(3), A MISDEMEANOR OF THE THIRD DEGREE**

Acts of the accused associated with this Offense: The defendant, Greylock Production, LLC, by its own conduct or the conduct of another pursuant to 18 Pa. C.S.A. § 307, did, while storing, processing, or disposing of residual waste, fail to design, construct, operate and maintain facilities and areas in a manner which shall not adversely affect or endanger public health, safety and welfare or the environment or cause a public nuisance, to wit: on or about February 10, 2020, the defendant, Donald C. Supcoe, III, did while storing, processing, or disposing of drilling fluid waste, designed, constructed, operated and maintained containment facilities in a manner which adversely affected or endangered public health, safety and welfare of the environment or caused a public nuisance, at a tank on the Beacon well Pad located in Greene Township, Greene County.

Inchoate Offense	<input type="checkbox"/> Attempt 18 901 A	<input type="checkbox"/> Solicitation 18 902 A	<input type="checkbox"/> Conspiracy 18 903	Number of Victims Age 60 or Older _____
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<input type="checkbox"/>				of the					
Lead?	Offense#	Section	Subsection	PA Statute (Title)	Counts	Grade	NCIC Offense Code	UCR/NIBRS Code	
PennDOT Data (if applicable)		Accident Number			<input type="checkbox"/> Interstate	<input type="checkbox"/> Safety Zone	<input type="checkbox"/> Work Zone		

Statute Description (include the name of statute or ordinance):

Acts of the accused associated with this Offense:



# POLICE CRIMINAL COMPLAINT

Docket Number: <u>CR-75-22</u>	Date Filed: <u>6/8/22</u>	OTN/LiveScan Number <u>R305089-1</u>	Complaint/Incident Number 49-1258
Defendant Name:	First: DONALD	Middle: C.	Last: SUPCOE III

- I ask that a warrant of arrest or a summons be issued and that the defendant be required to answer the charges I have made.
- I verify that the facts set forth in this complaint are true and correct to the best of my knowledge or information and belief. This verification is made subject to the penalties of Section 4904 of the Crimes Code (18 Pa.C.S. § 4904) relating to unsworn falsification to authorities.
- This complaint consists of the preceding page(s) numbered 1 through 6.
- I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* that require filing confidential information and documents differently than non-confidential information and documents.

The acts committed by the accused, as listed and hereafter, were against the peace and dignity of the Commonwealth of Pennsylvania and were contrary to the Act(s) of the Assembly, or in violation of the statutes cited.

**(Before a warrant of arrest can be issued, an affidavit of probable cause must be completed, sworn to before the issuing authority, and attached.)**

June 10

(Date)

2022

(Year)

[Signature]

(Signature of Affiant)

AND NOW, on this date

June 10, 2022

I certify that the complaint has been properly completed and verified.

An affidavit of probable cause must be completed before a warrant can be issued.

13-3-03

(Magisterial District Court Number)

[Signature]

(Issuing Authority)





# POLICE CRIMINAL COMPLAINT

Docket Number: CR-75-22	Date Filed: 6/16/22	OTN/LiveScan Number R305089-1	Complaint/Incident Number 49-1258
Defendant Name:	First: DONALD	Middle: C.	Last: SUPCOE III

## AFFIDAVIT of PROBABLE CAUSE

Your affiant, H. Justus Brambley, IV, Section Director, Pennsylvania Office of Attorney General (hereinafter: OAG), being duly sworn, deposes and states:

Your affiant has been conducting an investigation into criminal activity associated with the fracking/drilling process conducted by Energy Corporation of America and/or Greylock Production, LLC. On September 23, 2021, the 46<sup>th</sup> Statewide Investigating Grand Jury issued Presentment No. 21 recommending that criminal charges be filed against Donald C. Supcoe, III for violations of the Pennsylvania Solid Waste Management Act. The aforementioned Presentment was accepted by the Honorable Anthony M. Mariani, Supervising Judge of the 46<sup>th</sup> Statewide Investigating Grand Jury by Order dated September 28, 2021.

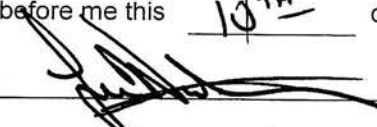
Your affiant has reviewed the above cited Presentment and having been present at all proceedings, finds that the factual findings described therein correspond to the OAG Investigative findings. Your affiant is adopting the presentment and incorporating it into this Affidavit of Probable Cause (a copy of the presentment is attached hereto). Your affiant has reviewed the sworn testimony given by the witnesses before the Grand Jury and finds that it is consistent with the information contained within the Presentment. Your affiant has reviewed the evidence presented to the Grand Jury and finds that it comports with the results of the OAG investigative efforts and findings as to the allegations contained in this criminal complaint.

Your affiant states that based upon the above facts, there is probable cause to believe that the defendant, Donald C. Supcoe, III, committed the acts alleged therein, in violation of Pennsylvania law and respectfully requests the issuance of a summons.

**I, SD H. JUSTUS BRAMBLEY, IV, BEING DULY SWORN ACCORDING TO THE LAW, DEPOSE AND SAY THAT THE FACTS SET FORTH IN THE FOREGOING AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.**

**I CERTIFY THAT THIS FILING COMPLIES WITH THE PROVISIONS OF THE CASE RECORDS PUBLIC ACCESS POLICY OF THE UNIFIED JUDICIAL SYSTEM OF PENNSYLVANIA THAT REQUIRE FILING CONFIDENTIAL INFORMATION AND DOCUMENTS DIFFERENTLY THAN NON-CONFIDENTIAL INFORMATION AND DOCUMENTS.**

  
 \_\_\_\_\_  
 (Signature of Affiant)

Sworn to me and subscribed before me this 10<sup>TH</sup> day of JUNE, 2022  
6/10/22 Date  \_\_\_\_\_, Magisterial District Judge

My commission expires first Monday of January, 2026

