IN THE COURT OF COMMON PLEAS WASHINGTON COUNTY PENNSYLVANIA CIVIL DIVISION

BRYAN LATKANICH, HUNTER LATKANICH COLTON LATKANICH

RYAN LATKANICH, a minor by and through Natural guardian BRYAN LATKANICH

Plaintiffs

v.

CHEVRON CORP.
CHEVRON U.S.A. INC.
CHEVRON APPALACHIA, LLC
CHEVRON NORTH AMERICAN EXPLORATION
AND PRODUCTION COMPANY

Chevron Defendants

and

EQT CORP.
EQT PRODUCTION COMPANY
EQT PRODUCTON MARCELLUS
EQT CHAP LLC

EQT Defendants

and

JOHN DOE DEFENDANTS PFAS Defendants Case No. 2022-6006

Type of pleading:

PLAINTIFFS' MOTION TO OUASH

Filed on behalf of: Plaintiffs

Counsel of Record for Plaintiffs:

Lisa Johnson, Esq. Pa. I.D. No. 200101 Lisa Johnson & Associates 1800 Murray Ave., #81728 Pittsburgh, PA 15217 lisa@lajteam.com Phone: 412-913-8583

CERTIFICATE OF PRESENTATION

- 1. The undersigned, Lisa Johnson, represents Plaintiffs in this matter, the moving parties herein.
- 2. The attached motion will be presented to the Hon. Michael J. Lucas, on Thursday, June 29, 2023 at 8:45 a.m. in Courtroom No. 6.
- 3. The attached motion is contested by Defendants.
- 4. The applicable authorities on which the Court may rely to provide the relief sought are as follows: Pa.R.Civ.P. 4011(a)-(c).

Respectfully submitted,

Lisa Johnson, Esq. PAI.D.: 200101

Lisa Johnson & Associates 1800 Murray Ave., #81728

Pittsburgh, PA 15217 Phone: 412-913-8583 lisa@lajteam.com

Dated: June 21, 2023

CERTIFICATE OF COMPLIANCE

1. The undersigned, Lisa Johnson, represents Plaintiffs in this matter, the moving parties herein.

2. I certify that I have complied with Wash.L.R.C.P. 208.2(3)(a) and conferred with Kathy Condo, of Babst Calland Clements and Zomnir, counsel for Defendants via email on June 13, 2023, and June 16, 2023 in an attempt to resolve the subject matter of this motion.

Respectfully submitted,

Lisa Johnson, Esq.

PAI.D.: 200101

Lisa Johnson & Associates 1800 Murray Ave., #81728

Pittsburgh, PA 15217

Phone: 412-913-8583 lisa@lajteam.com

Dated: June 21, 2023

MOTION TO QUASH SUBPOENAS DIRECTED TO NON-PARTY JOURNALIST AND NEWS OUTLETS

Plaintiffs, by and through their undersigned counsel, hereby respectfully moves the Court to quash the subpoenas described in Exhibit A pursuant to Pennsylvania Rule of Civil Procedure 234(b).

BACKGROUND

- 1. On September 7, 2022, Plaintiffs issued a summons in the above-captioned action.
- 2. On October 28, 2022, Plaintiffs filed a complaint in the above-captioned action.
- 3. On December 16, 2022, Defendants filed preliminary objections to the complaint.
 - 4. On January 26, 2023, Plaintiffs filed an amended complaint.
- 5. On February 3, 2023, certain of the Defendants sent notices of intent to serve subpoena (collectively, "Notices") on certain third parties to Plaintiffs, including to Don Hopey, Pittsburgh Post-Gazette, E & E News, Environmental Health News, Inside Climate News, Marketplace.org, Neela Banerjee, NBCUniversal Media, LLC, WTAE-TV, WV Public Broadcasting Foundation, Inc. and Issam Ahmed (collectively, "Journalists").
- 6. Undersigned counsel was not counsel of record at the time the Notices were sent; counsel of record at the time had significant medical issues

and was hospitalized during a period of time of his representation of this matter.

- 7. Due to the medical issues of prior counsel, Plaintiffs were unable to file their objection to the service of any subpoenas to the Journalists at the time.
- 8. On February 14, 2023, Defendants filed preliminary objections to the amended complaint.
 - 9. On May 19, 2023, Plaintiffs filed a Second Amended Complaint.
- 10. On June 1, 2023, Defendants filed preliminary objections to the Second Amended Complaint.
- 11. On June 9, 2023, Plaintiffs filed their answer to Defendants' preliminary objections to the Second Amended Complaint.
- 12. On June 12, 2023, Plaintiffs sent the Prothonotary for filing on June 13, 2023, Preliminary Objections to Defendants' Preliminary Objections.
- 13. On June 13, 2023, Defendants' filed Certificates Prerequisite to Subpoena ("Certificates") with respect to the Journalists without any prior courtesy notice to undersigned counsel.
- 14. That same day, June 13, 2023, upon email service of the Certificates, undersigned counsel notified counsel for Defendants that Plaintiffs object to the service of the subpoenas; and that had Plaintiffs the opportunity to object after the Notices were filed, they would have done so.
- 15. The Court held oral argument on the Defendants' Preliminary Objections to the Second Amended Complaint on June 20, 2023 at 2:00pm in front of the Honorable Michael J. Lucas.

16. Plaintiffs object to the service of the subpoenas to the Journalists for the reasons set forth herein and the subpoenas should be quashed, and Defendants contest this motion.

LEGAL STANDARDS

- 17. Under Pennsylvania law, "a party may obtain discovery regarding any matter, not privileged, which is relevant to the subject matter involved in the pending action." Pa. R. Civ. P. 4003.1. "[N]o discovery shall be permitted which is beyond the scope of [Rule 4003.1]." *See Lloyd v. Pa. Med. Prof'l Liab. Catastrophe Loss Fund*, 821 A.2d 1230, 1236 (Pa. 2003) (holding that the trial court properly denied discovery that were "not relevant"). "No discovery, including discovery of electronically stored information, shall be permitted which (a) is sought in bad faith; [or] (b) would cause unreasonable annoyance, embarrassment, oppression, burden or expense to the deponent or any person or party[.]" Pa. R. Civ. P. 4011(a)-(b).
- 18. Status as a reporter brings with it special protections under both the Pennsylvania Shield Law and the First Amendment reporter's privilege.
- 19. In *Taylor*, a 1963 case involving journalists subpoenaed by a grand jury, the Pennsylvania Supreme Court explained that the Shield Law's (described below) absolute guarantee of source confidentiality is critical to society's well-being:

It is a matter of widespread common and therefore of Judicial knowledge that newspapers and news media are the principal source of news concerning daily local, State, National and international events. We would be unrealistic if we did not take judicial notice of another matter of wide public knowledge and great importance, namely, that important information, tips and leads will dry up and the public will often be deprived of the knowledge of dereliction of public duty, bribery, corruption, conspiracy and other crimes committed or possibly committed by public officials or by powerful individuals or organizations, unless newsmen are able to *fully and completely* protect the sources of their information. It is vitally important that this public shield against governmental inefficiency, corruption and crime be preserved against piercing and erosion.

Taylor and Selby Appeals, 193 A.2d 181, 185 (Pa. 1963) (emphasis in Taylor). Therefore, the Court stressed, "The Statute must be liberally construed in favor of the newspapers and news media." *Id*.

- 20. The Pennsylvania Supreme Court has also held that Pennsylvania recognizes a First Amendment reporter's privilege. *Commonwealth v. Bowden*, 838 A.2d 740, 753 n.10 (Pa. 2003). This privilege is crucial and exists to "promote the free flow and exchange of ideas and information to the news media," which is "essential to the existence of a democratic republic." *Castellani v. Scranton Times, L.P.*, 916 A.2d 648, 653 (Pa. Super. Ct. 2007) (citing to *Hatchard v. Westinghouse Broad. Co.*, 532 A.2d 346, 350 (Pa. 1987)). In evaluating that privilege, a court "must balance on one hand the policies which give rise to the privilege and their applicability to the facts at hand against the needs for the evidence sought to be obtained in the case at hand." *Id.* at 754.
- 21. The Pennsylvania Supreme Court also has left no doubt that the protection encompasses not just testimony, but also documents that could reveal

- a confidential source's identity. See, e.g., *Bowden*, 838 A.2d at 749 ("[D]ocuments are to be considered sources [under the Shield Law] where their production, even with all names redacted, could breach the confidentiality of a human source."). The party that is seeking to overcome this privilege must show that: (1) it has made an effort to obtain the information from other sources; (2) the information is only accessible through the reporters and their sources; and (3) the information is crucial to the case." *Id.* at 752.
- 22. The First Amendment privilege applies to all information, including published information. The privilege protects reporters from having to testify to verify the accuracy of published material. *McMenamin v. Tartaglione*, 590 A.2d 802, 811 (Pa. Commw. 1991) (where, based on First Amendment, court refused to compel reporter's testimony to verify that candidate made statements at press conference that were part of a television news report), *aff'd without op.*, 590 A.2d 753 (Pa. 1991); *see also Commonwealth v. Farley*, 27 Med. L. Rep. 1544 (Jefferson Cty. C.C.P. Jan. 12, 1999) (quashing subpoena and holding that First Amendment reporter's privilege applies to published material sought by the Commonwealth).
- 23. Pursuant to the Pennsylvania Shield Law, no individual who is "engaged on, connected with, or employed by any newspaper of general circulation or any press association or any radio or television station, or any magazine of general circulation, for the purpose of gathering, procuring, compiling, editing or publishing news, shall be required to disclose the source

of any information procured or obtained by such person, in any legal proceeding, trial or investigation before any government unit." 42 Pa. Cons. Stat. § 5942(a). This law creates an absolute privilege for "confidential source's identity, or any information which could expose the source's identity." *Castellani v. Scranton Times, L.P.* 956 A.2d 937, 954 (Pa. 2008). The Shield Law aims to maintain the "free flow of information to members of the news media." *Bowden*, 838 A.2d at 750.

ARGUMENT

- 24. Plaintiffs concur with the objection that was filed with the Court by non-party journalist Neela Banarjee on February 23, 2023, a copy of which is attached hereto as Exhibit A.
- 25. In this case, none of the Journalists to which the Subpoenas are directed are a party to this action; instead, each is either a reporter or a news outlet to which journalists report that cover environmental and other issues in Pennsylvania and beyond.
- 26. Journalists throughout Pennsylvania and beyond have been reporting on the fossil fuel industry in the state for years, including the oil and gas industry. In-depth reporting on the oil and gas industry helps hold companies and elected officials accountable and keeps residents informed about potential threats to their communities' safety and wellbeing.
- 27. The Journalists are some of the journalists and news outlets that have covered Pennsylvania's oil and gas industry.

- 28. The Proposed Subpoenas demand multiple categories of documents, including materials pertaining to Journalist's newsgathering methods.
- 29. Each of the Proposed Subpoenas should be quashed because their demands are vague, unduly burdensome, and overbroad.
- 30. The Proposed Subpoenas should be quashed because Defendants can obtain the requested information from other sources, and cannot, therefore, overcome the reporter's privilege.
- 31. The Proposed Subpoenas should be quashed because Defendants are seeking information that could expose the identity of confidential sources, which is not required to be disclosed under the Pennsylvania Shield Law.
- 32. The Proposed Subpoenas are bad faith attempts to harass and burden the Journalists by imposing discovery demands on each of them and forcing each to produce documents gathered in connection to their reporting, including information that could reveal confidential sources. This can have a damaging, chilling impact on the free flow and exchange of ideas between the Journalists, members of the news media, and sources, thus thwarting the very important purpose of the Pennsylvania Shield Law and the reporter's privilege.
- 33. The Defendants have not and cannot demonstrate that the information sought is crucial to the case. In addition, Defendants have no grounds to claim that the information is unavailable from other sources where the case is only in its in its initial stages of party discovery. *See Bowden supra*.
 - 34. Defendants' unnecessary and unreasonable discovery tactics with

respect to the service of the baseless subpoenas to the Journalists will increase

the time, burden, and expenses in this matter, which is an annoyance and

prejudicial to Plaintiffs.

35. For all the reasons set forth herein, Plaintiffs object to the proposed

subpoenas in their entirety pursuant to Pennsylvania Rule of Civil Procedure

4009.21(a), (b), and (c).

36. In light of these Objections, the proposed subpoenas should not be

served as stated in Rule 4009.21(d)(l), or in the event Defendants have served

the Journalists, the subpoenas should be quashed.

Respectfully submitted,

Lisa Johnson, Esq.

PAI.D.: 200101

Lisa Johnson & Associates

1800 Murray Ave., #81728

Pittsburgh, PA 15217

Phone: 412-913-8583

lisa@lajteam.com

Dated: June 21, 2023

JURY TRIAL DEMANDED

8

IN THE COURT OF COMMON PLEAS WASHINGTON COUNTY PENNSYLVANIA CIVIL DIVISION

BRYAN LATKANICH, HUNTER LATKANICH COLTON LATKANICH RYAN LATKANICH, a minor by and through Natural guardian BRYAN LATKANICH Case No. 2022-6006

Plaintiffs

v

CHEVRON CORP.
CHEVRON U.S.A. INC.
CHEVRON APPALACHIA, LLC
CHEVRON NORTH AMERICAN EXPLORATION
AND PRODUCTION COMPANY

Chevron Defendants

and

JURY TRIAL DEMANDED

EQT CORP.
EQT PRODUCTION COMPANY
EQT PRODUCTON MARCELLUS
EQT CHAP LLC

EQT Defendants

and

JOHN DOE DEFENDANTS

PFAS Defendants

ORDER

AND	NOW,	this	day	of .		_,	2023,	upon	considera	tion	of	the
PLAIN	TIFFS N	MOTI	ON T	O QU	JASH it	is l	hereby	ORDEI	RED, ADJ	UDG	ED,	and
DECRE	EED tha	t the	MOT	ION	IS GRA	NT	ED. It	is here	by ORDE	RED	that	the
subpoer	nas direc	eted to	the 1	non-p	arties des	scr	ibed in	Plainti	ffs' Motion	to Q	uash	are
QUASH	HED.											

Michael J. Lucas, Judge

IN THE COURT OF COMMON PLEAS WASHINGTON COUNTY PENNSYLVANIA CIVIL DIVISION

BRYAN LATKANICH, HUNTER LATKANICH COLTON LATKANICH

RYAN LATKANICH, a minor by and through Natural guardian BRYAN LATKANICH

Plaintiffs

v.

CHEVRON CORP.
CHEVRON U.S.A. INC.
CHEVRON APPALACHIA, LLC
CHEVRON NORTH AMERICAN EXPLORATION
AND PRODUCTION COMPANY

Chevron Defendants

and

EQT CORP.
EQT PRODUCTION COMPANY
EQT PRODUCTON MARCELLUS
EQT CHAP LLC

EQT Defendants

and

JOHN DOE DEFENDANTS PFAS Defendants Case No. 2022-6006

Type of pleading:

PLAINTIFFS' MOTION TO OUASH

Filed on behalf of: Plaintiffs

Counsel of Record for Plaintiffs:

Lisa Johnson, Esq. Pa. I.D. No. 200101 Lisa Johnson & Associates 1800 Murray Ave., #81728 Pittsburgh, PA 15217 lisa@lajteam.com Phone: 412-913-8583

CERTIFICATION OF COMPLIANCE REGARDING CONFIDENTIAL INFORMATION

I certify that this filing complies with the provisions of the Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts that require filing confidential information and documents differently than non-confidential information and documents.

Dated: June 21, 2023

Lisa Johnson, Esq. PA I.D.: 200101

Lisa Johnson & Associates

1800 Murray Ave., #81728 Pittsburgh, PA 15217

Phone: 412-913-8583

lisa@lajteam.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing document was served upon Defendants' counsel via electronic mail, this 9th day of June 2023.

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Film #812 Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 (412) 394-5400 -Phone (412) 394-6576 - Fax

Kathy K. Condo kcondo@babstcalland.com Mark K. Dausch, Esquire mdausch@babstcalland.com Joshua S. Snyder jsnyder@babstcalland.com Edward D. Phillips EPhillips@babstcalland.com

Dated: June 21, 2023

Lisa Johnson, Esq.

Pennsylvania Attorney I.D. 200101

Lisa Johnson & Associates

1800 Murray Ave., #81728

Pittsburgh, PA 15217 Phone: 412-913-8583

lisa@lajteam.com

EXHIBIT A TO MOTION TO QUASH

BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

v.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA TO PRODUCE DOCUMENTS TO DON HOPEY PURSUANT TO RULE 4009.25

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo
Pa. ID No. 34910
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Mark K. Dausch, Esquire
Pa. ID No. 205621
mdausch@babstcalland.com
Joshua S. Snyder
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jsnyder@babstcalland.com
Edward D. Phillips
Pa. ID No. 322402
ephillips@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812 Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 (412) 394-5400 – Phone (412) 394-6576 – Fax

BRYAN LATKANICH,)	CIVIL DIVISION
HUNTER LATKANICH,)	
COLTON LATKANICH, and)	Case No. 2022-6006
RYAN LATKANICH, a minor by and)	
through natural guardian BRYAN)	
LATKANICH,)	
)	
Plaintiffs,)	
v.)	
)	
CHEVRON CORP., CHEVRON U.S.A.)	
INC., CHEVRON APPALACHIA, LLC,)	
EQT CORP., EQT PRODUCTION	1	
COMPANY, EQT PRODUCTION)	
MARCELLUS, EQT CHAP LLC, and JOHN	í	
DOE DEFENDANTS,	/	

Defendants.

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA

As a prerequisite to service of subpoenas for documents and things pursuant to Pa. R. Civ. P. 4009.22, Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC (collectively, "Defendants"), by and through their undersigned counsel, certify that:

- (1) A notice of intent to serve the subpoena with a copy of the subpoena attached thereto was delivered to each party at least twenty days prior to the date on which the subpoena is sought to be served,
- (2) A copy of the notice of intent, including the proposed subpoena, is attached to this certificate,
- (3) No objection to the subpoena has been received, and
- (4) The subpoena which will be served is identical to the subpoena which is attached to the notice of intent to serve the subpoena.

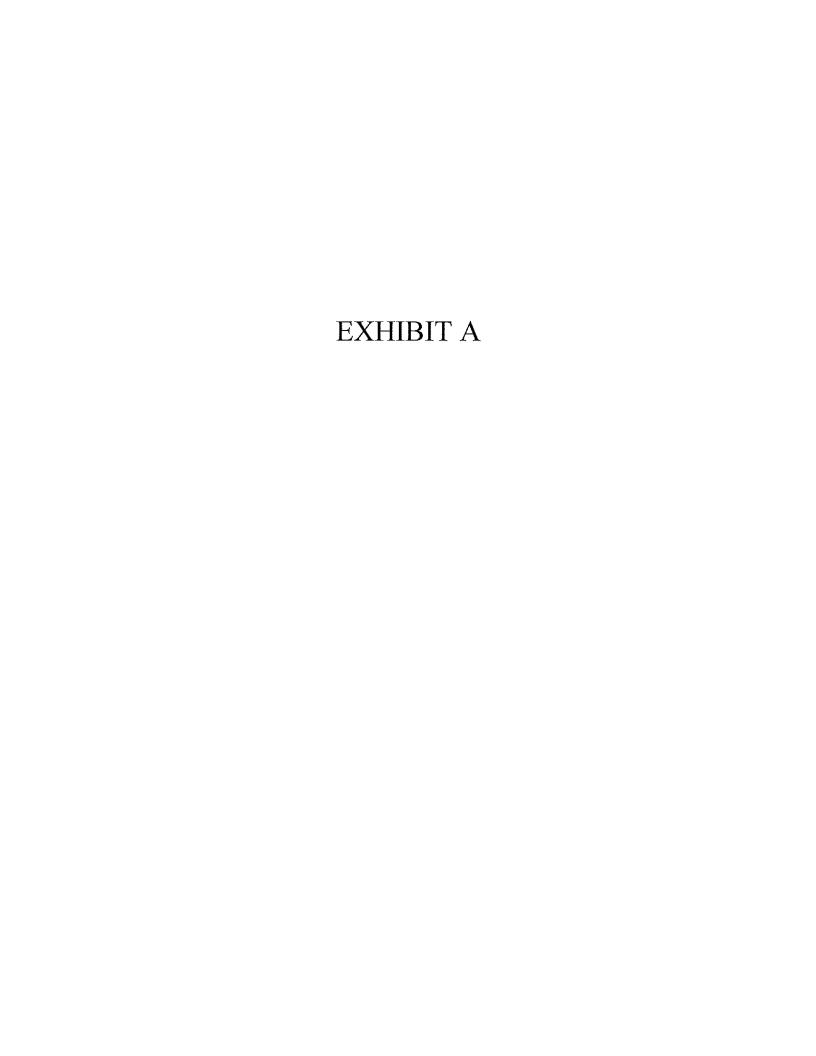
Dated: June 13, 2023

Respectfully submitted,

BABST, CALLAND, CLEMENTS and ZOMNIR, PC.

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Edward D. Phillips, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400

Counsel for Defendants Chevron Corporation, Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC



BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

v.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

NOTICE OF INTENT TO SERVE SUBPOENA ON DON HOPEY

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo
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Mark K. Dausch, Esquire
Pa I.D. No. 205621
mdausch@babstcalland.com
Joshua S. Snyder
Pa. ID No. 315845
jsnyder@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812
Two Gateway Center, 6th Floor 603 Stanwix Street
Pittsburgh, PA 15222
(412) 394-5400 – Phone
(412) 394-6576 – Fax

BRYAN LATKANICH,) CIVIL DIVISION
HUNTER LATKANICH,)
COLTON LATKANICH, and) Case No. 2022-6006
RYAN LATKANICH, a minor by and)
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D1 : 4'CC)
Plaintiffs,	í
v.)
CHEVRON CORP., CHEVRON U.S.A.)
INC., CHEVRON APPALACHIA, LLC,)
EQT CORP., EQT PRODUCTION)
COMPANY, EQT PRODUCTION	Ś
MARCELLUS, EQT CHAP LLC, and JOHN)
DOE DEFENDANTS.	

Defendants.

NOTICE OF INTENT TO SERVE SUBPOENA ON DON HOPEY

Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC intend to serve a subpoena identical to the one that is attached to this notice.

You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena will be served.

Dated: February 3, 2023

Respectfully submitted,

BABST, CALLAND, CLEMENTS AND ZOMNIR, PC.

Kathy K. Condo, Esquire

Mark K. Dausch, Esquire

Joshua S. Snyder, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400

Counsel for Defendants Chevron Corporation, Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC

COUNTY OF WASHINGTON

\	•
yan Latkanich, etal.	
	: FILE NO. 2022-6006
v. Eneuron Corp., et al.	:
1.	:
	PRODUCE DOCUMENTS OR THINGS
	ERY PURSUANT TO RULE 4009.22
To:	Hopey
(Nam	ie of Person or Entity).
	his subpoena, you are ordered by the court to produce the
following documents or things: See E	xhibit A attached
at 603 Stanwix St, Pittsburgh, DA 15222 (64th	nfloor); or electronically to jsnyder@babstcalland.com
	(Address)
together with the certificate of compliance, to th the right to seek in advance the reasonable cost	documents or produce things requested by this subpoena, are party making this request at the address listed above. You have of preparing the copies or producing the things sought.
	required by this subpoena within twenty (20) days after its k a court order compelling you to comply with it.
THIS SUBPOENA WAS ISSUED AT THE REQUE	ST OF THE FOLLOWING PERSON:
NAME: Joshua Snyder ADDRESS: 603 Stanwix St, 6th Floor Pittsburgh, PA 15222 TELEPHONE: 412-394-6556 SUPREME COURT ID #315845 ATTORNEY FOR: Chevron & Eat Defenda	-
. A	BY THE COURT:
,	LAURA H. HOUGH, PROTHONOTARY
	MY TERM EXPIRES FIRST MONDAY IN JANUARY 2024
Date:	Ting) Whitedasxi
Seal of the Court	DEPUTY

BRYAN LATKANICH, HUNTER LATKANICH,)	CIVIL DIVISION
COLTON LATKANICH, and)	Case No. 2022-6006
RYAN LATKANICH, a minor by and)	
through natural guardian BRYAN)	
LATKANICH,)	
71 ' (100)	
Plaintiffs,	í	
v.)	
CHEVRON CORP., CHEVRON U.S.A.)	
INC., CHEVRON APPALACHIA, LLC,	í	
EQT CORP., EQT PRODUCTION	Ś	
COMPANY, EQT PRODUCTION)	
MARCELLUS, EQT CHAP LLC, and JOHN)	
DOE DEFENDANTS,	•	

Defendants.

EXHIBIT A TO SUBPOENA

Definitions and Instructions

- "Latkanich Property" or "Property" shall mean the property located at 95 Hill Road,
 Fredericktown, Pennsylvania 15333.
- 2. "Communications" shall mean all forms of written and oral transmissions of information, including, but not limited to, letters, e-mails, faxes, voice mails, notes, memos, and all electronic correspondence such as instant messaging.
- 3. The terms "concern," "concerning," "relate to," "relating to," "refer to," "referring to," and "evidence" shall be interpreted broadly to include constituting, reflecting, respecting, supporting, contradicting, describing, recording, noting, embodying, containing, mentioning, alluding to, responding to, connected with, studying, analyzing, evaluating, commenting on, in respect of, about, regarding, discussing, or showing, analyzing, constituting, containing anything

relevant in any way to the specified subject within the meaning of Rule 4003.1 of the Pennsylvania Rules of Civil Procedure.

"Document" shall extend to the fullest scope provided for under Rule 4009.1 of the 4. Pennsylvania Rules of Civil Procedure and shall include, without limitation, all written or graphic matter or any other means of preserving thought or expression of every type and description regardless of origin or location, whether written, recorded, transcribed, taped, punched, filmed, microfilmed, or in any other way produced, reproduced or recorded, and including but not limited to: originals, drafts, computer-stored and computer-retrievable information, copies or duplicates that are marked with any notation or annotation, copies or duplicates that differ in any way from the original, correspondence, memoranda, reports, notes, minutes, contracts, agreements, books, records, vouchers, invoices, purchase orders, ledgers, diaries, logs, calendar notes, computer printouts, computer disks, CD-ROMs, card files, lists of persons attending meetings or conferences, sketches, diagrams, calculations, evaluations, analyses, directions, work papers, press clippings, sworn or unsworn statements of employees, requisitions, manuals or guidelines, audit workpapers, financial analyses, tables of organizations, charts, graphs, indices, advertisements or other promotional material, audited and unaudited financial statements, trade letters, trade publications, newspapers or newsletters, diagrams, photographs, e-mails, electronic or mechanical records, telegrams, telecopies, audiotapes, videotapes, and all other receptacles or repositories housing or containing such Documents, and all other media used to record in any form, information. A draft, annotated or otherwise non-identical copy shall be considered a separate Document within the meaning of this term. "Document" shall also include any removable "Post-It" notes or other attachments affixed to any of the foregoing, as well as the file, folder tabs, and labels appended to or containing any Documents. For purposes of these Discovery Requests, "Document" includes "electronically stored information"—or ESI—as that term is used in the Pennsylvania Rules of Civil Procedure.

- 5. If there is any objection or claim of privilege relating to any request, state in full the basis for the objection or claim of privilege, including the facts upon which you rely to support the objection or claim or privilege in sufficient detail to permit the Court to rule on the propriety of the objection or claim of privilege.
- 6. A request for a document shall be deemed to include a request for the entire document and transmittal sheets, cover letters, exhibits, enclosures, or attachments to the document, in addition to the document itself.
- 7. In the event that any information is redacted from a document produced pursuant to these Requests, the subject matter of the information withheld and the basis upon which such information is redacted must be furnished.
- 8. If you contend that any documents responsive to these requests are not reasonably accessible or would be unduly burdensome to locate and/or produce, identify such documents by category and source and provide detailed information regarding the burden or cost you claim is associated with the search for or production of such documents.
- 9. If any document requested herein was, but no longer is, in your possession, custody, or control, state what disposition was made of such document, why, and include the date and place of disposition and the person(s) who disposed of the document.
- 10. If any document responsive to these Requests has been destroyed, the response hereto shall describe in detail the circumstances of such destruction, including the date of destruction and the names and titles of all persons who participated in the destruction, and any documents related to such destruction are hereby requested to be produced.

11. If no documents are responsive to a particular request, state that no responsive documents exist.

Requests for Production of Documents

- 1. Produce all documents related to the Property, including but not limited to any inspections, sampling or testing done on the Property.
- 2. Produce all documents related to Bryan Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- Produce all documents related to Ryan Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 4. Produce all documents related to Hunter Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 5. Produce all documents related to Colton Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 6. Produce all documents related to any communications with any third parties regarding the Latkanich Property or its residents.
- 7. Produce all documents related to any news report, article, documentary, or broadcast involving the Latkanich Property or its residents. This request includes, but is not limited to, documents related to (i) David Templeton and Don Hopey, *The Human Toll Part 2 The Industry Says Otherwise, but Studies Identify Specific Harms that Shale Gas Pollution Can Cause for Fetuses, Newborns, Children, and Teenagers* (July 2019) or (ii) Don Hopey, *Industry Ills* (2021).

Certificate of Compliance

To Don Hopey:

You are required to complete the following Certificate of compliance when producing documents or things pursuant to the Subpoena.

CERTIFICATE OF COMPLIANCE WITH SUBPOENA TO PRODUCE DOCUMENTS OR THINGS PURSUANT TO RULE 4009.23

I,	, certify to the best of my knowledge, information
and belief that all	documents or things required to be produced pursuant to the subpoena issued
on	, 2023 have been produced.
Date:	Don Hopey

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA ON DON HOPEY** was served upon counsel via electronic mail, this 3rd day of February, 2023.

Marc T. Valentine, Esq.
MARC T. VALENTINE & ASSOCIATES
The Rubicon Building
118 North Center Ave
Somerset, PA 15501
marcvaltax@gmail.com

Counsel for Plaintiff

Babst, Calland, Clements & Zomnir, P.C.

By:_

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire

Counsel for Defendants Chevron Corporation, Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA** was served upon counsel via electronic mail, this 13th day of June, 2023.

Lisa Johnson, Esquire PA I.D. No. 200101 Lisa Johnson & Associates 1800 Murray Ave., #81728 Pittsburgh, PA 15217 lisa@lajteam.com

Counsel for Plaintiffs Bryan Latkanich, Hunter Latkanich, Colton Latkanich, and Ryan Latkanich

Babst, Calland, Clements and Zomnir, P.C.

By: & Ph

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Edward D. Phillips, Esquire

Counsel for Defendants Chevron Corporation, Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC

BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

٧.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA TO PRODUCE DOCUMENTS TO E&E NEWS PURSUANT TO RULE 4009.25

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo Pa. ID No. 34910

kcondo@babstcalland.com Mark K. Dausch, Esquire

Pa. ID No. 205621

mdausch@babstcalland.com

Joshua S. Snyder Pa. ID No. 315845

jsnyder@babstcalland.com

Edward D. Phillips Pa. ID No. 322402

ephillips@babstcalland.com

BABST, CALLAND, CLEMENTS

and ZOMNIR, P.C.

Firm #812

Two Gateway Center, 6th Floor

603 Stanwix Street
Pittsburgh, PA 15222
(412) 394-5400 – Phone
(412) 394-6576 – Fax

BRYAN LATKANICH,)	CIVIL DIVISION
HUNTER LATKANICH,)	
COLTON LATKANICH, and)	Case No. 2022-6006
RYAN LATKANICH, a minor by and)	
through natural guardian BRYAN)	
LATKANICH,)	
)	
Plaintiffs,)	
v.)	
CHEVRON CORP., CHEVRON U.S.A.)	
INC., CHEVRON APPALACHIA, LLC,)	
EQT CORP., EQT PRODUCTION)	
COMPANY, EQT PRODUCTION)	
MARCELLUS, EQT CHAP LLC, and JOHN	j	
DOE DEFENDANTS.	,	

Defendants.

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA

As a prerequisite to service of subpoenas for documents and things pursuant to Pa. R. Civ. P. 4009.22, Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC (collectively, "Defendants"), by and through their undersigned counsel, certify that:

- (1) A notice of intent to serve the subpoena with a copy of the subpoena attached thereto was delivered to each party at least twenty days prior to the date on which the subpoena is sought to be served,
- (2) A copy of the notice of intent, including the proposed subpoena, is attached to this certificate,
- (3) No objection to the subpoena has been received, and
- (4) The subpoena which will be served is identical to the subpoena which is attached to the notice of intent to serve the subpoena.

Dated: June 13, 2023

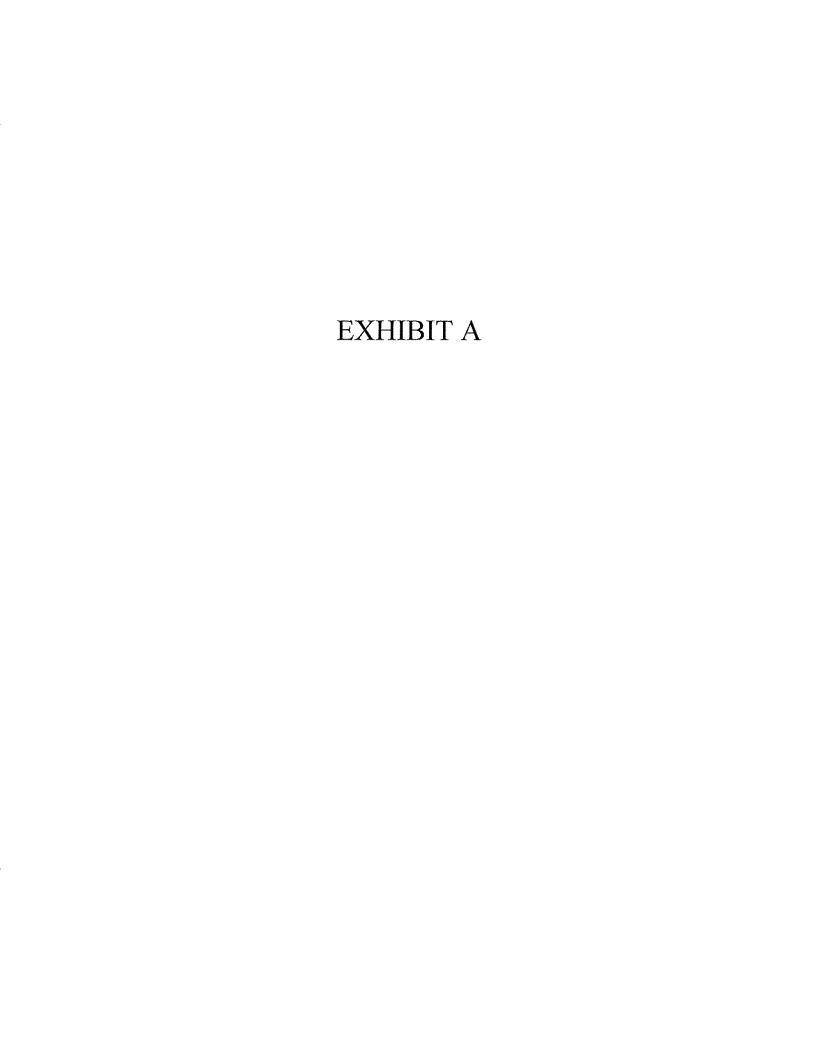
Respectfully submitted,

BABST, CALLAND, CLEMENTS and ZOMNIR, PC.

Kathy K. Condo, Esquire

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Edward D. Phillips, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400

Counsel for Defendants Chevron Corporation, Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC



BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

v.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

NOTICE OF INTENT TO SERVE SUBPOENA ON E&E NEWS

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo
Pa. ID No. 34910
kcondo@babstcalland.com
Mark K. Dausch, Esquire
Pa I.D. No. 205621
mdausch@babstcalland.com
Joshua S. Snyder
Pa. ID No. 315845
jsnyder@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812
Two Gateway Center, 6th Floor 603 Stanwix Street
Pittsburgh, PA 15222
(412) 394-5400 — Phone
(412) 394-6576 — Fax

BRYAN LATKANICH,) CIVIL DIVISION
HUNTER LATKANICH,)
COLTON LATKANICH, and) Case No. 2022-6006
RYAN LATKANICH, a minor by and)
through natural guardian BRYAN)
LATKANICH,)
Plaintiffs,)
v.)
CHEVRON CORP., CHEVRON U.S.A.)
INC., CHEVRON APPALACHIA, LLC,	3
EQT CORP., EQT PRODUCTION)
COMPANY, EQT PRODUCTION	Ś
MARCELLUS, EQT CHAP LLC, and JOHN	j
DOE DEFENDANTS.	1

Defendants.

NOTICE OF INTENT TO SERVE SUBPOENA ON E&E NEWS

Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC intend to serve a subpoena identical to the one that is attached to this notice.

You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena will be served.

PC.

Dated: February 3, 2023 Respectfully submitted,

BABST, CALLAND, CLEMENTS AND ZOMNIR,

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400

COUNTY OF WASHINGTON

Bryan Latkanich, et al.	;
. V .	: FILE NO. 2022-6006
Chevron Corp., et al.	: :
	ODUCE DOCUMENTS OR THINGS PURSUANT TO RULE 4009.22
	of Person or Entity).
Within twenty (20) days after service of this following documents or things:See_Exh	subpoena, you are ordered by the court to produce the ibit A attached
at 1603 Stanwix St, leth floor, Pittsburgh, PA	15222; or electronically to jsnyder@babst calland.com (Address)
together with the certificate of compliance, to the p the right to seek in advance the reasonable cost of p	uments or produce things requested by this subpoena, arty making this request at the address listed above. You have preparing the copies or producing the things sought. Quired by this subpoena within twenty (20) days after its
service, the party serving this subpoena may seek a	
THIS SUBPOENA WAS ISSUED AT THE REQUEST	OF THE FOLLOWING PERSON:
NAME: Joshua Snyder ADDRESS: 603 Stanwix 8t, 6th Floor Pittsburgh, PA 15222 TELEPHONE: 412-394-6556 SUPREME COURT ID # 315845 ATTORNEY FOR: Chevron & EQT Defendants	
	BY THE COURT: LAURA H. HOUGH, PROTHONOTARY MY TERM EXPIRES FIRST MONDAY IN JANUARY 2024
Date: Seal of the Court	Una Whited 208N DEPUTY
Sear of the Court	DEFOIT

BRYAN LATKANICH,)	CIVIL DIVISION
HUNTER LATKANICH,)	
COLTON LATKANICH, and)	Case No. 2022-6006
RYAN LATKANICH, a minor by and)	
through natural guardian BRYAN)	
LATKANICH,)	
)	
Plaintiffs,)	
v.)	
)	
CHEVRON CORP., CHEVRON U.S.A.	í	
INC., CHEVRON APPALACHIA, LLC,)	
EQT CORP., EQT PRODUCTION	Ś	
COMPANY, EQT PRODUCTION	Ś	
MARCELLUS, EQT CHAP LLC, and JOHN)	
DOE DEFENDANTS,	•	

Defendants.

EXHIBIT A TO SUBPOENA

Definitions and Instructions

- "Latkanich Property" or "Property" shall mean the property located at 95 Hill Road,
 Fredericktown, Pennsylvania 15333.
- 2. "Communications" shall mean all forms of written and oral transmissions of information, including, but not limited to, letters, e-mails, faxes, voice mails, notes, memos, and all electronic correspondence such as instant messaging.
- 3. The terms "concern," "concerning," "relate to," "relating to," "refer to," "referring to," and "evidence" shall be interpreted broadly to include constituting, reflecting, respecting, supporting, contradicting, describing, recording, noting, embodying, containing, mentioning, alluding to, responding to, connected with, studying, analyzing, evaluating, commenting on, in respect of, about, regarding, discussing, or showing, analyzing, constituting, containing anything

relevant in any way to the specified subject within the meaning of Rule 4003.1 of the Pennsylvania Rules of Civil Procedure.

4. "Document" shall extend to the fullest scope provided for under Rule 4009.1 of the Pennsylvania Rules of Civil Procedure and shall include, without limitation, all written or graphic matter or any other means of preserving thought or expression of every type and description regardless of origin or location, whether written, recorded, transcribed, taped, punched, filmed, microfilmed, or in any other way produced, reproduced or recorded, and including but not limited to: originals, drafts, computer-stored and computer-retrievable information, copies or duplicates that are marked with any notation or annotation, copies or duplicates that differ in any way from the original, correspondence, memoranda, reports, notes, minutes, contracts, agreements, books, records, vouchers, invoices, purchase orders, ledgers, diaries, logs, calendar notes, computer printouts, computer disks, CD-ROMs, card files, lists of persons attending meetings or conferences, sketches, diagrams, calculations, evaluations, analyses, directions, work papers, press clippings, sworn or unsworn statements of employees, requisitions, manuals or guidelines, audit workpapers, financial analyses, tables of organizations, charts, graphs, indices, advertisements or other promotional material, audited and unaudited financial statements, trade letters, trade publications, newspapers or newsletters, diagrams, photographs, e-mails, electronic or mechanical records, telegrams, telecopies, audiotapes, videotapes, and all other receptacles or repositories housing or containing such Documents, and all other media used to record in any form, information. A draft, annotated or otherwise non-identical copy shall be considered a separate Document within the meaning of this term. "Document" shall also include any removable "Post-It" notes or other attachments affixed to any of the foregoing, as well as the file, folder tabs, and labels appended to or containing any Documents. For purposes of these Discovery Requests,

"Document" includes "electronically stored information"—or ESI—as that term is used in the Pennsylvania Rules of Civil Procedure.

- 5. If there is any objection or claim of privilege relating to any request, state in full the basis for the objection or claim of privilege, including the facts upon which you rely to support the objection or claim or privilege in sufficient detail to permit the Court to rule on the propriety of the objection or claim of privilege.
- 6. A request for a document shall be deemed to include a request for the entire document and transmittal sheets, cover letters, exhibits, enclosures, or attachments to the document, in addition to the document itself.
- 7. In the event that any information is redacted from a document produced pursuant to these Requests, the subject matter of the information withheld and the basis upon which such information is redacted must be furnished.
- 8. If you contend that any documents responsive to these requests are not reasonably accessible or would be unduly burdensome to locate and/or produce, identify such documents by category and source and provide detailed information regarding the burden or cost you claim is associated with the search for or production of such documents.
- 9. If any document requested herein was, but no longer is, in your possession, custody, or control, state what disposition was made of such document, why, and include the date and place of disposition and the person(s) who disposed of the document.
- 10. If any document responsive to these Requests has been destroyed, the response hereto shall describe in detail the circumstances of such destruction, including the date of destruction and the names and titles of all persons who participated in the destruction, and any documents related to such destruction are hereby requested to be produced.

11. If no documents are responsive to a particular request, state that no responsive documents exist.

Requests for Production of Documents

- 1. Produce all documents related to the Property, including but not limited to any inspections, sampling or testing done on the Property.
- 2. Produce all documents related to Bryan Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 3. Produce all documents related to Ryan Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 4. Produce all documents related to Hunter Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 5. Produce all documents related to Colton Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 6. Produce all documents related to any communications with any third parties regarding the Latkanich Property or its residents.
- 7. Produce all documents related to any news report, article, documentary, or broadcast involving the Latkanich Property or its residents. This request includes, but is not limited to, documents related to Adam Aton, *Hurt by Fracking but Voting for Trump* (October 2020).

Certificate of Compliance

To E&E News a/k/a Politico LLC:

You are required to complete the following Certificate of compliance when producing documents or things pursuant to the Subpoena.

CERTIFICATE OF COMPLIANCE WITH SUBPOENA TO PRODUCE DOCUMENTS OR THINGS PURSUANT TO RULE 4009.23

I,	, certify to the best of my knowledge, information
and belief that all documents or thir	ngs required to be produced pursuant to the subpoena issued
on, 2023	have been produced.
Date:	Representative E&E News a/k/a Politico LLC

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA ON E&E NEWS** was served upon counsel via electronic mail, this 3rd day of February, 2023.

Marc T. Valentine, Esq.
MARC T. VALENTINE & ASSOCIATES
The Rubicon Building
118 North Center Ave
Somerset, PA 15501
marcvaltax@gmail.com

Counsel for Plaintiff

Babst, Calland, Clements & Zomnir, P.C.

By:

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA** was served upon counsel via electronic mail, this 13th day of June, 2023.

Lisa Johnson, Esquire PA I.D. No. 200101 Lisa Johnson & Associates 1800 Murray Ave., #81728 Pittsburgh, PA 15217 lisa@lajteam.com

Counsel for Plaintiffs Bryan Latkanich, Hunter Latkanich, Colton Latkanich, and Ryan Latkanich

Babst, Calland, Clements and Zomnir, P.C.

By:__ &

Kathy K. Condo, Esquire Mark K. Dausch, Esquire

Joshua S. Snyder, Esquire

Edward D. Phillips, Esquire

BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

v.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENAS TO PRODUCE DOCUMENTS TO ENGINEERS WITHOUT BORDERS – PITT CHAPTER PURSUANT TO RULE 4009.25

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo
Pa. ID No. 34910
kcondo@babstcalland.com
Mark K. Dausch, Esquire
Pa. ID No. 205621
mdausch@babstcalland.com
Joshua S. Snyder
Pa. ID No. 315845
jsnyder@babstcalland.com
Edward D. Phillips
Pa. ID No. 322402
ephillips@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812 Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 (412) 394-5400 – Phone (412) 394-6576 – Fax

BRYAN LATKANICH,) CIVIL DIVISION	
HUNTER LATKANICH,)	
COLTON LATKANICH, and) Case No. 2022-600	6
RYAN LATKANICH, a minor by and)	
through natural guardian BRYAN)	
LATKANICH,)	
)	
Plaintiffs,)	
ν.)	
CHEVRON CORP., CHEVRON U.S.A.)	
INC., CHEVRON APPALACHIA, LLC,)	
EQT CORP., EQT PRODUCTION)	
COMPANY, EQT PRODUCTION)	
MARCELLUS, EQT CHAP LLC, and JOHN)	
DOE DEFENDANTS,	,	

Defendants.

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA

As a prerequisite to service of subpoenas for documents and things pursuant to Pa. R. Civ. P. 4009.22, Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC (collectively, "Defendants"), by and through their undersigned counsel, certify that:

- (1) A notice of intent to serve the subpoena with a copy of the subpoena attached thereto was delivered to each party at least twenty days prior to the date on which the subpoena is sought to be served,
- (2) A copy of the notice of intent, including the proposed subpoena, is attached to this certificate,
- (3) No objection to the subpoena has been received, and
- (4) The subpoena which will be served is identical to the subpoena which is attached to the notice of intent to serve the subpoena.

Dated: June 13, 2023 Respectfully submitted,

BABST, CALLAND, CLEMENTS and ZOMNIR, ${\sf PC}.$

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Edward D. Phillips, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400



BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

٧.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

NOTICE OF INTENT TO SERVE SUBPOENA ON ENGINEERS WITHOUT BORDERS -- PITT CHAPTER

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo
Pa. ID No. 34910
kcondo@babstcalland.com
Mark K. Dausch, Esquire
Pa I.D. No. 205621
mdausch@babstcalland.com
Joshua S. Snyder
Pa. ID No. 315845
jsnyder@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812 Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 (412) 394-5400 – Phone (412) 394-6576 – Fax

BRYAN LATKANICH,) CIVIL DIVISION
HUNTER LATKANICH,)
COLTON LATKANICH, and) Case No. 2022-6006
RYAN LATKANICH, a minor by and)
through natural guardian BRYAN)
LATKANICH,)
Plaintiffs,)
v.)
CHEVRON CORP., CHEVRON U.S.A.)
INC., CHEVRON APPALACHIA, LLC,	1
EQT CORP., EQT PRODUCTION	Ś
COMPANY, EQT PRODUCTION	Ś
MARCELLUS, EQT CHAP LLC, and JOHN)
DOE DEFENDANTS,	

Defendants.

NOTICE OF INTENT TO SERVE SUBPOENA ON ENGINEERS WITHOUT BORDERS – PITT CHAPTER

Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC intend to serve a subpoena identical to the one that is attached to this notice.

You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena will be served.

Dated: February 3, 2023 Respectfully submitted,

BABST, CALLAND, CLEMENTS AND ZOMNIR, PC.

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400

COUNTY OF WASHINGTON

Bryan Latkanich, et al.	4
J . V.	: FILE NO. 2022-6006
:	:
Chevron Corp., et al.	:
	O PRODUCE DOCUMENTS OR THINGS VERY PURSUANT TO RULE 4009.22
TO: Engineers	Without Borders - Pitt Chapter
(Na	Without Borders - Pitt Chapter me of Person or Entity).
Within twenty (20) days after service of following documents or things: <u>See も</u>	this subpoena, you are ordered by the court to produce the xhibit A attached
	urgh, PA 15222; or electronically to jsnyder@babstcalland.com (Address)
together with the certificate of compliance, to	e documents or produce things requested by this subpoena, the party making this request at the address listed above. You have st of preparing the copies or producing the things sought.
	gs required by this subpoena within twenty (20) days after its eek a court order compelling you to comply with it.
THIS SUBPOENA WAS ISSUED AT THE REQU	JEST OF THE FOLLOWING PERSON:
NAME: Joshua Snyder ADDRESS: 603 Stanwix St. 6th Floor Pitts burgh, PA 16222 TELEPHONE: 412-394-6650 SUPREME COURT ID # 315845 ATTORNEY FOR: Chevron & EDT Defendar	— — — — —
	LAURA H. HOUGH, PROTHONOTARY MY TERM EXPIRES FIRST MONDAY IN JANUARY 2024
Date:	Ma Wuldally DEPUTY
Seal of the Court	DEFOIT

C-1F-4

(Rev. 4/00)

BRYAN LATKANICH,)	CIVIL DIVISION
HUNTER LATKANICH,)	
COLTON LATKANICH, and)	Case No. 2022-6006
RYAN LATKANICH, a minor by and)	
through natural guardian BRYAN)	
LATKANICH,)	
D1-1-4166-)	
Plaintiffs,	í	
V.)	
CHEVRON CORP., CHEVRON U.S.A.)	
INC., CHEVRON APPALACHIA, LLC,)	
EQT CORP., EQT PRODUCTION) \	
COMPANY, EQT PRODUCTION	Ś	
MARCELLUS, EQT CHAP LLC, and JOHN	í	
DOE DEFENDANTS,	,	

Defendants.

EXHIBIT A TO SUBPOENA

Definitions and Instructions

- 1. "Latkanich Property" or "Property" shall mean the property located at 95 Hill Road, Fredericktown, Pennsylvania 15333.
- 2. "Communications" shall mean all forms of written and oral transmissions of information, including, but not limited to, letters, e-mails, faxes, voice mails, notes, memos, and all electronic correspondence such as instant messaging.
- 3. The terms "concern," "concerning," "relate to," "relating to," "refer to," "referring to," and "evidence" shall be interpreted broadly to include constituting, reflecting, respecting, supporting, contradicting, describing, recording, noting, embodying, containing, mentioning, alluding to, responding to, connected with, studying, analyzing, evaluating, commenting on, in

respect of, about, regarding, discussing, or showing, analyzing, constituting, containing anything relevant in any way to the specified subject within the meaning of Rule 4003.1 of the Pennsylvania Rules of Civil Procedure.

"Document" shall extend to the fullest scope provided for under Rule 4009.1 of the Pennsylvania Rules of Civil Procedure and shall include, without limitation, all written or graphic matter or any other means of preserving thought or expression of every type and description regardless of origin or location, whether written, recorded, transcribed, taped, punched, filmed, microfilmed, or in any other way produced, reproduced or recorded, and including but not limited to: originals, drafts, computer-stored and computer-retrievable information, copies or duplicates that are marked with any notation or annotation, copies or duplicates that differ in any way from the original, correspondence, memoranda, reports, notes, minutes, contracts, agreements, books, records, vouchers, invoices, purchase orders, ledgers, diaries, logs, calendar notes, computer printouts, computer disks, CD-ROMs, card files, lists of persons attending meetings or conferences, sketches, diagrams, calculations, evaluations, analyses, directions, work papers, press clippings, sworn or unsworn statements of employees, requisitions, manuals or guidelines, audit workpapers, financial analyses, tables of organizations, charts, graphs, indices, advertisements or other promotional material, audited and unaudited financial statements, trade letters, trade publications, newspapers or newsletters, diagrams, photographs, e-mails, electronic or mechanical records, telegrams, telecopies, audiotapes, videotapes, and all other receptacles or repositories housing or containing such Documents, and all other media used to record in any form, information. A draft, annotated or otherwise non-identical copy shall be considered a separate Document within the meaning of this term. "Document" shall also include any removable "Post-It" notes or other attachments affixed to any of the foregoing, as well as the file, folder tabs, and

labels appended to or containing any Documents. For purposes of these Discovery Requests, "Document" includes "electronically stored information"—or ESI—as that term is used in the Pennsylvania Rules of Civil Procedure.

- 5. If there is any objection or claim of privilege relating to any request, state in full the basis for the objection or claim of privilege, including the facts upon which You rely to support the objection or claim or privilege in sufficient detail to permit the Court to rule on the propriety of the objection or claim of privilege.
- 6. A request for a document shall be deemed to include a request for the entire document and transmittal sheets, cover letters, exhibits, enclosures, or attachments to the document, in addition to the document itself.
- 7. In the event that any information is redacted from a document produced pursuant to these Requests, the subject matter of the information withheld and the basis upon which such information is redacted must be furnished.
- 8. If You contend that any documents responsive to these requests are not reasonably accessible or would be unduly burdensome to locate and/or produce, identify such documents by category and source and provide detailed information regarding the burden or cost You claim is associated with the search for or production of such documents.
- 9. If any document requested herein was, but no longer is, in Your possession, custody, or control, state what disposition was made of such document, why, and include the date and place of disposition and the person(s) who disposed of the document.
- 10. If any document responsive to these Requests has been destroyed, the response hereto shall describe in detail the circumstances of such destruction, including the date of

destruction and the names and titles of all persons who participated in the destruction, and any documents related to such destruction are hereby requested to be produced.

11. If no documents are responsive to a particular request, state that no responsive documents exist.

Requests for Production of Documents

- 1. Produce all documents related to the Property, including but not limited to any inspections, sampling or testing done on the Property.
- 2. Produce all documents related to Bryan Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 3. Produce all documents related to Ryan Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 4. Produce all documents related to Hunter Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 5. Produce all documents related to Colton Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 6. Produce all documents, including but not limited to chain of custody documents, sampling documents, and lab analysis documents related to water sampling on the Latkanich Property, including but not limited to the sampling done by Engineers Without Borders.
- Produce all documents related to communications with third parties concerning the Latkanich Property or its residents.

Certificate of Compliance

To Engineers Without Borders – Pitt Chapter:

You are required to complete the following Certificate of compliance when producing documents or things pursuant to the Subpoena.

CERTIFICATE OF COMPLIANCE WITH SUBPOENA TO PRODUCE DOCUMENTS OR THINGS PURSUANT TO RULE 4009.23

Ι,	, certify to the best of my knowledge, information
and belief that all documents	or things required to be produced pursuant to the subpoena issued
on	, 2023 have been produced.
Date:	Representative of Engineers Without Borders – Pitt
	Chanter

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA ON ENGINEERS WITHOUT BORDERS – PITT CHAPTER** was served upon counsel via electronic mail, this 3rd day of February, 2023.

Marc T. Valentine, Esq.
MARC T. VALENTINE & ASSOCIATES
The Rubicon Building
118 North Center Ave
Somerset, PA 15501
marcvaltax@gmail.com

Counsel for Plaintiff

Babst, Calland, Clements & Zomnir, P.C.

By:_

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA** was served upon counsel via electronic mail, this 13th day of June, 2023.

Lisa Johnson, Esquire PA I.D. No. 200101 Lisa Johnson & Associates 1800 Murray Ave., #81728 Pittsburgh, PA 15217 lisa@lajteam.com

Counsel for Plaintiffs Bryan Latkanich, Hunter Latkanich, Colton Latkanich, and Ryan Latkanich

Babst, Calland, Clements and Zomnir, P.C.

By:_ ~ §

Kathy K. Condo, Esquire Mark K. Dausch, Esquire

Joshua S. Snyder, Esquire

Edward D. Phillips, Esquire

BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

v.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA TO PRODUCE DOCUMENTS TO ENVIRONMENTAL HEALTH NEWS PURSUANT TO RULE 4009.25

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo
Pa. ID No. 34910
kcondo@babstcalland.com
Mark K. Dausch, Esquire
Pa. ID No. 205621
mdausch@babstcalland.com
Joshua S. Snyder
Pa. ID No. 315845
jsnyder@babstcalland.com
Edward D. Phillips
Pa. ID No. 322402
ephillips@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812 Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 (412) 394-5400 – Phone (412) 394-6576 – Fax

BRYAN LATKANICH,) CIVIL DIVISION
HUNTER LATKANICH,)
COLTON LATKANICH, and) Case No. 2022-6006
RYAN LATKANICH, a minor by and)
through natural guardian BRYAN)
LATKANICH,)
)
Plaintiffs,)
v.)
CHEVRON CORP., CHEVRON U.S.A.)
INC., CHEVRON APPALACHIA, LLC,)
EQT CORP., EQT PRODUCTION)
COMPANY, EQT PRODUCTION)
MARCELLUS, EQT CHAP LLC, and JOHN)
DOE DEFENDANTS,	,

Defendants.

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA

As a prerequisite to service of subpoenas for documents and things pursuant to Pa. R. Civ. P. 4009.22, Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC (collectively, "Defendants"), by and through their undersigned counsel, certify that:

- (1) A notice of intent to serve the subpoena with a copy of the subpoena attached thereto was delivered to each party at least twenty days prior to the date on which the subpoena is sought to be served,
- (2) A copy of the notice of intent, including the proposed subpoena, is attached to this certificate,
- (3) No objection to the subpoena has been received, and
- (4) The subpoena which will be served is identical to the subpoena which is attached to the notice of intent to serve the subpoena.

Dated: June 13, 2023

Respectfully submitted,

BABST, CALLAND, CLEMENTS and ZOMNIR, PC.

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Edward D. Phillips, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400



BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

٧.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

NOTICE OF INTENT TO SERVE SUBPOENA ON ENVIRONMENTAL HEALTH NEWS

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo
Pa. ID No. 34910
kcondo@babstcalland.com
Mark K. Dausch, Esquire
Pa I.D. No. 205621
mdausch@babstcalland.com
Joshua S. Snyder
Pa. ID No. 315845
jsnyder@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812
Two Gateway Center, 6th Floor 603 Stanwix Street
Pittsburgh, PA 15222
(412) 394-5400 – Phone
(412) 394-6576 – Fax

BRYAN LATKANICH,) CIVIL DIVISION
HUNTER LATKANICH,)
COLTON LATKANICH, and) Case No. 2022-6006
RYAN LATKANICH, a minor by and)
through natural guardian BRYAN)
LATKANICH,)
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Plaintiffs,	}
v.)
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CHEVRON CORP., CHEVRON U.S.A.	1
INC., CHEVRON APPALACHIA, LLC,	`
EQT CORP., EQT PRODUCTION	Ś
COMPANY, EQT PRODUCTION)
MARCELLUS, EQT CHAP LLC, and JOHN	j
DOE DEFENDANTS,	,

Defendants.

NOTICE OF INTENT TO SERVE SUBPOENA ON ENVIRONMENTAL HEALTH NEWS

Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC intend to serve a subpoena identical to the one that is attached to this notice.

You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena will be served.

Dated: February 3, 2023 Respectfully submitted,

BABST, CALLAND, CLEMENTS AND ZOMNIR,

PC.

Kathy K. Condo, Esquire

Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400

COUNTY OF WASHINGTON

Sman 1 a-	tkanich, et al.	:
50	The state of the s	:
٧.		: FILE NO. 2027-6006
Cherron	Corp., et al.	:
0110	0.410.001	,
		•
	SUBPOENA TO	PRODUCE DOCUMENTS OR THINGS
	FOR DISCOV	ERY PURSUANT TO RULE 4009.22
TO:	Environ	mental Health News
10		me of Person or Entity).
	. (20) 1	this submanus was and and by the court to produce the
following docu	uments or things: <u>See Ex</u>	this subpoena, you are ordered by the court to produce the
		and the state of t
at 1603 Stanwin	x St, leth Floor, Pittsburgh, PA	(Address)
		(Address)
You may del	iver or mail legible copies of the	documents or produce things requested by this subpoena,
together with th	he certificate of compliance, to t	he party making this request at the address listed above. You have
		t of preparing the copies or producing the things sought.
If you fail to	produce the documents or thing	s required by this subpoena within twenty (20) days after its ek a court order compelling you to comply with it.
		EST OF THE FOLLOWING PERSON:
		EST OF THE FOLLOWING FERSON.
	stansia Chilata Floor	-
	Stanwix St. leth Floor Sburgh, PA 15222	_
TELEPHONE: 41	12-394-6556	
SUPREME COUR	RT ID #_315845	<u>-</u>
ATTORNEY FOR:	: Chevron & Eat Detend	dants
		BY THE COURT:
* •	•	My my A Though Down
**		LAURA H. HOUGH, PROTHONOTARY
· -	-	MY TERM EXPIRES FIRST MONDAY IN JANUARY 2024
	. •	J' I la to
Date:		unas Willed 1884
Sea	of the Court	DEPUTY

BRYAN LATKANICH,) CIVIL DIVISION
HUNTER LATKANICH,)
COLTON LATKANICH, and) Case No. 2022-6006
RYAN LATKANICH, a minor by and)
through natural guardian BRYAN)
LATKANICH,)
)
Plaintiffs,))
v.)
CHEVRON CORP. CHEVRONII CA)
CHEVRON CORP., CHEVRON U.S.A.	j
INC., CHEVRON APPALACHIA, LLC,)
EQT CORP., EQT PRODUCTION	`
COMPANY, EQT PRODUCTION	Ś
MARCELLUS, EQT CHAP LLC, and JOHN)
DOE DEFENDANTS,	

Defendants.

EXHIBIT A TO SUBPOENA

Definitions and Instructions

- "Latkanich Property" or "Property" shall mean the property located at 95 Hill Road,
 Fredericktown, Pennsylvania 15333.
- 2. "Communications" shall mean all forms of written and oral transmissions of information, including, but not limited to, letters, e-mails, faxes, voice mails, notes, memos, and all electronic correspondence such as instant messaging.
- 3. The terms "concern," "concerning," "relate to," "relating to," "refer to," "referring to," and "evidence" shall be interpreted broadly to include constituting, reflecting, respecting, supporting, contradicting, describing, recording, noting, embodying, containing, mentioning, alluding to, responding to, connected with, studying, analyzing, evaluating, commenting on, in

respect of, about, regarding, discussing, or showing, analyzing, constituting, containing anything relevant in any way to the specified subject within the meaning of Rule 4003.1 of the Pennsylvania Rules of Civil Procedure.

4. "Document" shall extend to the fullest scope provided for under Rule 4009.1 of the Pennsylvania Rules of Civil Procedure and shall include, without limitation, all written or graphic matter or any other means of preserving thought or expression of every type and description regardless of origin or location, whether written, recorded, transcribed, taped, punched, filmed, microfilmed, or in any other way produced, reproduced or recorded, and including but not limited to: originals, drafts, computer-stored and computer-retrievable information, copies or duplicates that are marked with any notation or annotation, copies or duplicates that differ in any way from the original, correspondence, memoranda, reports, notes, minutes, contracts, agreements, books, records, vouchers, invoices, purchase orders, ledgers, diaries, logs, calendar notes, computer printouts, computer disks, CD-ROMs, card files, lists of persons attending meetings or conferences, sketches, diagrams, calculations, evaluations, analyses, directions, work papers, press clippings, sworn or unsworn statements of employees, requisitions, manuals or guidelines, audit workpapers, financial analyses, tables of organizations, charts, graphs, indices, advertisements or other promotional material, audited and unaudited financial statements, trade letters, trade publications, newspapers or newsletters, diagrams, photographs, e-mails, electronic or mechanical records, telegrams, telecopies, audiotapes, videotapes, and all other receptacles or repositories housing or containing such Documents, and all other media used to record in any form, information. A draft, annotated or otherwise non-identical copy shall be considered a separate Document within the meaning of this term. "Document" shall also include any removable "Post-It" notes or other attachments affixed to any of the foregoing, as well as the file, folder tabs, and

labels appended to or containing any Documents. For purposes of these Discovery Requests, "Document" includes "electronically stored information"—or ESI—as that term is used in the Pennsylvania Rules of Civil Procedure.

- 5. If there is any objection or claim of privilege relating to any request, state in full the basis for the objection or claim of privilege, including the facts upon which you rely to support the objection or claim or privilege in sufficient detail to permit the Court to rule on the propriety of the objection or claim of privilege.
- 6. A request for a document shall be deemed to include a request for the entire document and transmittal sheets, cover letters, exhibits, enclosures, or attachments to the document, in addition to the document itself.
- 7. In the event that any information is redacted from a document produced pursuant to these Requests, the subject matter of the information withheld and the basis upon which such information is redacted must be furnished.
- 8. If you contend that any documents responsive to these requests are not reasonably accessible or would be unduly burdensome to locate and/or produce, identify such documents by category and source and provide detailed information regarding the burden or cost you claim is associated with the search for or production of such documents.
- 9. If any document requested herein was, but no longer is, in your possession, custody, or control, state what disposition was made of such document, why, and include the date and place of disposition and the person(s) who disposed of the document.
- 10. If any document responsive to these Requests has been destroyed, the response hereto shall describe in detail the circumstances of such destruction, including the date of

destruction and the names and titles of all persons who participated in the destruction, and any documents related to such destruction are hereby requested to be produced.

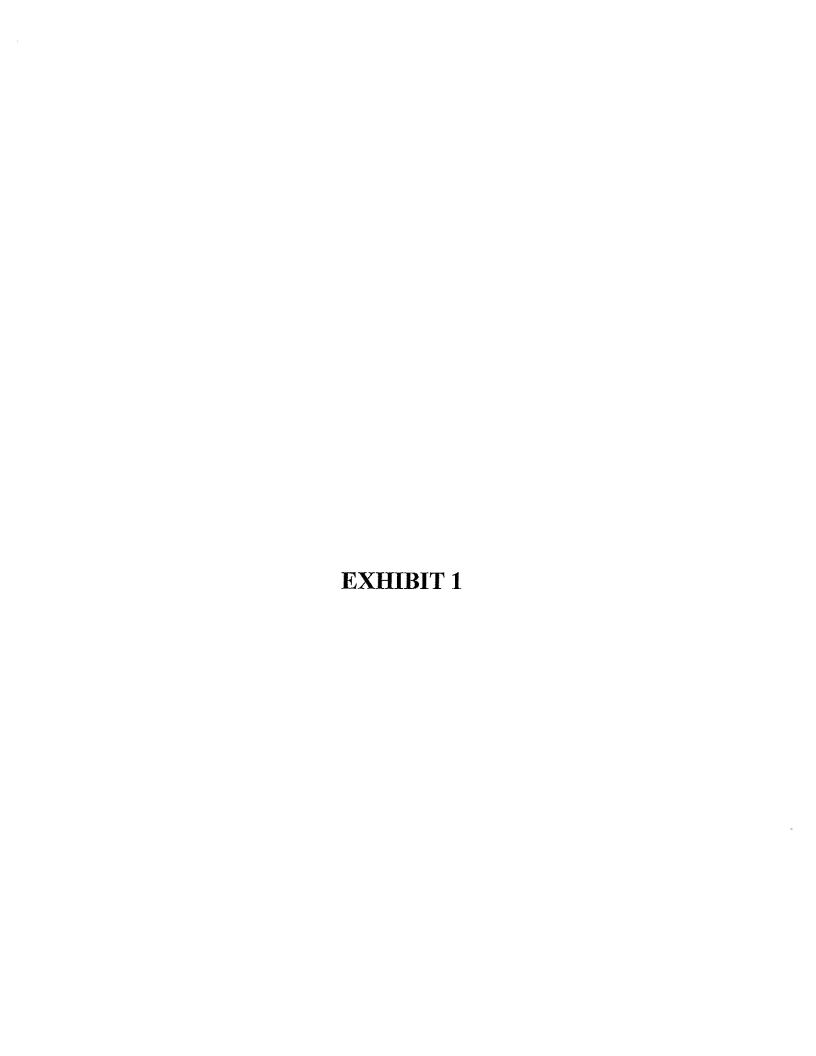
11. If no documents are responsive to a particular request, state that no responsive documents exist.

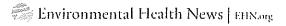
Requests for Production of Documents

- 1. Produce all documents related to the study "Human exposure to chemicals associated with unconventional oil and gas operations in Pennsylvania" which was the subject of the four-part series "Fractured," including but not limited to communications with statisticians and epidemiologists referenced in your September 1, 2020 letter to Bryan Latkanich.
- 2. Produce all documents related to any news report, article, documentary, or broadcast involving the Latkanich Property or its residents. This request includes, but is not limited to, documents related to Kristina Marusic's four-part series "Fractured".
- 3. Produce all documents related to the Property, including but not limited to any inspections, sampling or testing done on the Property.
- 4. Produce all documents related to Bryan Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 5. Produce all documents related to Ryan Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 6. Produce all documents related to Hunter Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 7. Produce all documents related to Colton Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.

- 8. Produce all documents, including but not limited to chain of custody documents, sampling documents, laboratory analysis documents, and documents related to the air monitor(s) used, related to air testing results done on the Latkanich Property or on residents of the Property, including but not limited to testing done on July 23, 2019 and August 5, 2019.
- 9. Produce all documents related to the air study from which the medians reported on Exhibit 1 hereto were derived.
- 10. Produce all documents related to communications with the University of Missouri concerning analysis of any samples taken on the Latkanich Property or from residents of the Latkanich Property.
- 11. Produce all documents, including but not limited to chain of custody documents, sampling and collection documents, and laboratory analysis documents, relating to the urine sampling done on Bryan Latkanich, including but not limited to the sampling done on July 23, 2019, August 5, 2019, and September 19, 2019.
- 12. Produce all documents, including but not limited to chain of custody documents, sampling and collection documents, and laboratory analysis documents, relating to the blood sampling done on Ryan Latkanich, including but not limited to the sampling done on July 23, 2019, August 5, 2019, and September 19, 2019.
- 13. Produce all documents related to the metabolite study from which the medians reported on Exhibit 2 hereto were derived.
- 14. Produce all documents related to the water sampling done on the Latkanich Property, including but not limited to chain of custody documents, sampling and collection documents, and laboratory analysis documents.

15. Produce all documents referenced in part three of the four-part Fractured series, including but not limited to the home visit, the "extensive survey", and the record of the residents' referenced therein.





Air Testing Results: Bryan Latkanich

		Beasurements are	· bi aderagramic per ·	dan meler qup
		Level in your air		
Chomical	Potential Health Effects*	July 23, 2019	August 5, 2019	Median for Our Study
	Dizzinoss; headachas; firedness;		7.04	
	blood clotting issues; lung irritation; eye and skin irritation; increased			
1,2,3-Tsimothylbonzona	cancer (isk	0.071	0.238	0.79
1,2.4,5-Totramothylbonzene	Nervous system problems; respiratory irritation	0.022	0.136	0.28
	Respiratory, nervous, and blood	0.022	0. (0.5	
1,2,4-Trimelhylbenzene	system problems; increased concer	0.234	0,661	1.98
	Nervous system damago; increased	0.234		1.00
1,3,5-Trimethylbenzene	cancerrisk	0,062	0.139	0.51
1-Dodecanol 1-Methylosphihalene	Skin, eye, and respiratory imtalion Skin irritation	0.185	0.175	1.22 0.13
1-монунарпилаеле	Respiratory irritation; nervous system	0.036	0.022	0.13
2 Ethyl f Hexanol	damage; liver and kidney problems	0.504	0.607	3.81
2-Heptanone	Skin and eye imitalion; respiratory and nervous system problems	0.026	0.039	0.3
2-Methylnaphthplene	Skin imitation	0.029	0.045	0.27
	Eye and skin imitation; central			
4-Heptenone	nervous system damage; liver problems	0.012	_	6,11
	Headache; nauses; vomiting; central	5.512		
	nervous system issues; skin, eye, and respiratory frritation; kidney			
Alpha-Pinone	damage	0.026	0.031	0.74
Beautilelist	Eye, skin, and respiratory initation;			
Benzeldehyde	dizziness Anemia; decrease in blood platelets;	0.768	1.192	3.4
Велгеле	increased cancer risk	0.635	0.698	1.01
	Respiratory irritation; central nervous			
Butylcyclohaxana	system problems; drowsiness and dizziness; lung damago	0.043	0.031	Đ, 18
	Headeche; dizziness and			
	drowsiness; central nervous system problems; eye and skin irritation;			
	kidney and liver damage; increased			
Cumene	cancer risk Eye and skin tritation; respiratory	0.026	0.041	0,14
Docanal	problems; gastrakileslinal problems	8.744	8.555	3.74
Docana	irritation of nose, throat, and lungs;	0.099	0,194	1.95
D-Limonene	Skin Irritalion	0.099	0,096	5.51
Dodecano	Skin and respiratory irritation	0.112	0.335	1.24
	Liver or kidneys problems; increased			
Elhyibenzana	Skin, eye, and respiratory imitation;	0.283	0.403	1.11
	dizzines and drows ness; central	Į		i
Ethylcyclohexane Replanal	nervous system problems Skin, eye, and respiratory imlation	0.08B 0.652	0.069 6.841	0,25 1,55
repainal	Headache; respiratory, eye, and skin	0.002	0.041	4.02
Hexanal	Initation	0.899	0.028	2.01
	Imitation of skin, nose, and throat; headache, navsen, vomiting.	j		- 1
M/P-Dielhylbenzene	dizziness; liver and kidney damage	0.041	0.127	0.42
M/P-Ethyllaluene	Eye, skin, and respiratory irritation	0,435	0,779	2.26
m/p-Xylena	Nervous system damage; increased cancer risk	0.45	0.940	1.88
	Eve. skin, and respiratory tritation:		310 10	
	control nervous system and gastrointestinal problems; liver and		1	
Mothyl sal cylate	kidney damage	0.162	0.204	0.4
Naphthalene	Neurological damage, liver damage, eye damage, increased concer risk	0.2	0,11	0.53
isajijuait.ie	Skin Irritation, dizziness, tivor			
N-Nonane	damage	0.369	0.422	1.3
	Headacho, nausea, dizziness, eye and skin imitation, pulmonary tract	1	1	
	[imitation, central nervous system			
N-Octonal	Skin and eye imitation, headache,	1,438	1,834	2.81
N-Propylbenzene	nausea, vomiting	0.056	0.128	0.35
	Respiratory, skin, and oya kritation;			
Octane O-Diethylbenzene	dizziness and headache Respiratory, skin, and eye imitation	1.355 0.123	0.59	1.22
	Nervous system damage; increased			-
O-Xyleno	cancer risk	0.331	0.500	1.43
Pontadecano	Skin and eye irritation Liver, kidney, or circulatory system	0,179	0,160	0.94
Styrene	problems; increased cancer risk	0,029	0.021	0.58
Tetradecano	Nausea, vomiting and diarrhea;	0.45	0.000	1.5.
ropedocang	Central nervous system problems Nervous system, kidney, or hver	0.15	0 269	1,54
Toluene	problems; increased cancer risk	1.858	4.539	16.21
Tridecane	Skin Irritation, headache	0.139	0321	0.6
Undecane	Skin and eye imitation	0.21	0.28	1.3

How to Road Your Results

Exceeds a taxel
estimated to cause
non-cancer health
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your air comple

Recommended Exposure Limits

Compounds	R*C, pg/m3	IUR +10-6 {pg/m3)-1	References
1.2.3-Tranethylbenzeno	60		EPA
1,2,4-Transtrationzene	(O		EPA
1,3,5-Tranethy/persione	69		EPA
Benzero	39	29	EPA, OEHHA
Curnena	400		EPA
Ethyibenzene	1,000	25	EPA OEHHA
Xylenes	10		EPA
Naphinalene	3	34	EPA DEHNA
Styrona	1,000		EPA
Toluene	5,000	1	EPA

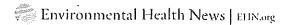
RIC + Application Continuous an estimate of Albert of particulum states of exposure they to be extend an approximate and formulation cancer affects over a Helma

 ${\bf RiR}$, the states that their presentations in the traditional and represent the string to decrease defining content to Eq. () will find a content of the ${\bf RiR}$

CPA + U.S. Environmental Production Agency CCIRIA + California Office of Constitutional House House Assessment

Sources: EPA 2000, Ruk Assessment Guidance for Suporfund (RAGS): Past F. 2009
https://www.epa.gov/stes/production/fies/2015-08/cocuments/past_200901_knal pdl integrated Rak Information System (IRIS) Assessment
https://dipub.epa.gov/coca/subskestch/odex chm. Assessed July 4th 2010 The Oldino Environmental Health Hazard Assessment (OBHUN). Totalcry criticals evaluation
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^{*} This first includes findings from both human and snimal studies. Having this chemical in your air, water, or body does not necessarily mean that you will experience these health effects.



Air Testing Results: Ryan Latkanich

Measurements are in micrograms per cubic meter (pgmr)

			e ta micrograms per c	nem: motes (little
Chemical	Potential Health Effects*	Level I July 23, 2019	n your air August 6, 2019	Madian for Our Study
1,2,3-Trimothylbenzena	Dizziness, headnches, liredness; blood clotling issues; lung initation; eye and skin knitation; increased cancer risk	0.313	0.218	0.79
1.2.4,5-Telramolhylbonzene	Norvous system problems;		8.262	
1,2,4,5-1enantanymenzene	respiratory Initiation Respiratory, nervous, and blood	0.006	0.202	0,28
1,2,4-Trimethylbenzena	system problems; increased cancer risk Nervous system damage; lecreased	1.011	0.488	1.98
1,3,5-Trimethylbenzena	cancer risk	0.306		0.51
1-Dodecanoi	Skin, eye, and respiratory imitation	2.884	17.632	1.22
1-Methylnaphthaleno 2 Ethyl 1 Hexanol	Skin imitation Respiratory imitation; nervous system damage; liver and kidney problems	0.066 4.488	0.059	0.13 3.81
2-Heptanone	Skin and eye initalion; respiratory and nervous system problems	0.183		0.3
2-Methylnaphthaleno	Skin Imitation	0.141	0.062	0.27
4-Heptanone	Eye and skin initation; central nervous system damago; liver problems	0,118	i-m	0.11
Alpha-Pinene	Headache; nausea, vomiting; central nervous system issues; skin, eye, and respiratory initation; kidney damaga	0.148	_	0,74
Benzaldehyde	Eye, skin, and respiratory irritation; dizziness	6.064	31.89	3,4
Benzena	Anemia; decrease in blood platelets; increased cancer risk	0.748	4,079	\$.01
Butylcyclohoxano	Respiratory imitation; central nervous system problems; drowsiness and dizziness; lung damage			0.18
	Headache; dizziness and drowsiness; central nervous system problems; eyo and skin lerifollon; kloney and liver damage; increased			
Cumena	cancer risk Eye and skin (rijelion; respiratory	0.078		0.14
Decanal	problems; gostraintostinal problems tratation of nose, throat, and lungs;	20.048	24.697	3,74
Decane	dizzinesa	0.403	-	1.95
D-Limonene	Skin irritation	1.272	4.055	5.51
Dodecane Ethylbenzene	Skin and respiratory irritation Liver or kildneys problems; increased cancer risk	1.568 0.455	0.324	1.24
Ethylaustekuseen	Skin, eya, and respiratory initation; dizzines and drowalness; contrat			0.25
Ethylcyclohexano Heplanal	nervous system problems Skin, eye, and respretery initation	0.372		1.55
Hexandi	Headache; respiratory, eye, and skin imitation	1.253		2.01
M/P-Diethylbenzene	(rritation of skin, nose, and throat; headache, nauses, vomiting,	0.196		0.42
M/P-Ethylioluene	dizziness; fiver and kidney damage Eye, skin, and respiratory irrelation	2.37	9,475	2 26
m/p-Xylene	Nervous system damage; increased cancer risk	1,348	0.491	1.58
	Eye, skin, and respiratory initation; central nervous system and gastrointestinal problems; liver and kidney damage	0.503	0.473	0.4
Methyl safcylate	Neurological damage, liver damage,		0,323	0.53
Naphthalene	eye damage, increased cancer risk Skin imitation, dizzinese, liver	0.392	u,s£3	
N-Honane	damago Headache, nausea, dizziness, eye and skin imitalion, pulmonary tract	0.487	-	1.3
N-Ocianal	initation, central nervous system problems	3.176		2.81
N-Propylbenzene	Skin and eye initation, headache, nausea, vomiting	0.245	0.112	0.38
Octane	Respiratory, skin, and eye initation; dizziness and heodache	-		2.54
O-Diethylbenzene	Respiratory, skin, and eye imitation Nervous system damage; increased	0.419	1.224	1.22
O-Xylene	cancer risk	0,976	0291	5,43
Penladecane Styrene	Skin and eye inflation Liver, kidney, or circulatory eystem problems; increased cancer risk	0.433	0.471	0.94
Teiradecane	Nausea, vomiling and diarrhea; central naryous system problems	0.533	0.765	1.54
Toluene	Nervous system, kidnoy, or liver problems; increased cancer risk	5.575	21,183	16.21
Tridecane	Skin imitation, headache	0.423	0.828	0.6
Undecane	Skin and eye initation	0.5	0,49	1.3

How to Read Your Results

Excreds a level restanded to cause non-concer resith effects over a Melime
Exceeds in level of exposure extinated to increase concer risk by more than 1 in a million
Bo stale of federal exposure tents available
Below syndatio supposes brids
 Chamistral hot found in your air samp'e

Recommended Exposure Limits

Сепроилаз	RIC, pg/m3	tuR =10-6 (pg/m3)-1	References
1,2,3-Tranethylbenzena	60		EPA
1,2,4-Trimethyloenzene	(2)		ЕРА
1,3,5-Triasethylbenzena	60		EPA
Benzena	39	29	EPA DEHIIA
Cumono	400	1	EPA
Ethylbenzena	1,000	2.5	EPA, DEHNA
Xylenes	10		Etry
Naphthaleno	J	34	EPA OERIHA
Styrene	1,000		EPA
To/uene	5,000	1	EPA

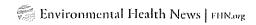
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EPA + U.S. Environmental Production Agency
OCINICA + Epiker at Order of Environmental Human Hazard Actinosment

^{*} This list includes findings from both human and animal abudies. Having this chemical in your air, water, or body does not necessarily mean that you will experience (loss health affects.





Urine Testing Results - Metabolites: Bryan Latkanich

		1	Mole	labolite levels in your uring		Median for U.S.	95th percentile for U.	
Metabolita	Parent Chemical (s)	Paleralal Housin Effects*	7/24/19	PSIG	MINIS	Population	S. Population	Median for Our Study
Hopune and	Yolusne, Cennamattehyde	Honous system, kidney, or liver problems; skin kritalish; increased cancer risk	304,048	104,885	225,938	18,000	360.000	170,763
2-hydia iy-H-rassiy)siiccərəndə	N-Methyl-2-pyrroldona (NMP)	Skin, dye, and respiratory initiation, kidney, kvel, and hervious system problems; reproductive harm in pregnant todoriduats	410,674	381,153	322,324	N'A	NIA	250,594
Mandele seid	Ethybenzene, Styrene	Elver, kidney, or circulatory system problems; incressed concer lisk	1,492	3,008	1,229	124	400	2,315
4-Methylhippuris apd	Xviana	Hosdacks, distinate, drowshose, nauses, Lindness, narroles system damago, eye, skin, and lung smission, suressed cancer nak	42	167	317	210	1500	230
2-Methylhippunc and		Hoodishe, dizinoss, drowinoss, nausos, iredness, rervous system damage, eye, skr., and tung relation, increased cancer risk	185	104	224	40	276	105
3-Mathylnippisse Asid		iteadache, duzinosa, drowainosa, nausoa, liednesa, nenous aystem damago, eyo, skin, and king damajon, incrossed Cancol Jisk	85	193	135	210	1500	pg
Alpha-Haphihyl Olucuronido		Skin and ogo tritlaton; nausus, vombag, abdominal cramps, dunitae; narcous system problems, kidney problems, jsundon, anemia	191	297	362	RA	HVA	264
Beta-Naphinyi Sulphata		Skin and eye imitation; nautes, koméng, abdominal cramps, diambes, nelvous system problems, lidney problems, jaunáce, anemia	.83	43	71	N/A	JUA.	18
Phenylyhowic Acd	1 1	Liver, kidney, or circulatory system problems, increased cancer risk	94 5	1971	1,416	210	620	741
Trans, Trans-Mucconic Acid	l i	Anemia, decrease in blood platelets, increased risk of cancer	354	1,052	TOT	77	470	438
1.Svrnidona	N-Mathyl-2-pyrioldono	Skin, eye, and respiratory kntabon, kidney, lives, and netyous system problems; birth defects in pregnant	ž pen	0.004	5041	3.174	bsiā	4 235

Median = The middle number in the data set #5th percentile = 95% of fevels fall below this number

o Road Your Results
Excoods 05th percents for the general O.S. papulation
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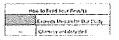
U.S. Carters for Desease Control and Protection, National Instances of Hearth Standallests Organization, Agency for Toxic Standalors and Disease Projecty, European Chemicals Agency

^{*} This list includes lookings from both human and annual studies. Having this chemical in your as, weller, or body does not necessarily mean that you gut a specimon lives beauty effects.

Environmental Health News | гихагд

Urine Testing Results - Parent Compounds: Bryan Latkanich

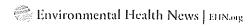
			vels in your u	∤in a	Hidles for	
Compound	Potential Health Ellects*	7/23/19	66/19	N16.18	Our story	
5 2.3-Trinettu bersene	Skin and trys andston, here and respiratory damage, anemia, increased cancer		_	_	032	
1.2.4.3-Tetramethytensens	Newcos system sections, respiratory artiston			-		
124Tanenyzentera	Chin and eye intuition, fiver and respiratory damage, enemia, increased concertiful.			-	1 07	
1,3,5-Trimethybenzene	Skin and the instation, their and temperatury damage, enemia, increased cancer into			_		
1-Metrohapathatone	Starriation	 		 		
2-Eth Meranol-1	intation of nose, throat and lungs, discesses, nausea, headuthe, nervous lighter problems		_	47.36	14 83	
2-i lepunone	intation to the skin, eyes, and, respiratory system, headaches, voming, and creases	_			14 25	
2-t/e2ghapolhalene	Stan Intalisa	-	_		1 92	
7-Pentanone	Digethys land extation	52.75	21352	11.00	182 26	
4-1 de planone	Initistica of myes and this, central network system depression, distincts, crossiness, decreased breath, from damage	10.51	_	l -	42 53	
4-isothiocyanalo-1-bulene	Str., e.g., and to spiratory entation or damage, diffauty breathing, likings, treasy bast, and bladder poplers, reproductive harm in pregness individuals			-		
Alfyl isothiocyanalo	Stan, eye, and respiratory instation, difficulty broathing		T		51.13	
Alpha Pineno	licadacho, nausoa, sumang, contrai nervous system (stuos, skn, eys, and raspiratory intestion; lidney fismage	_	_	_	_	
Berrena Berrena	Anemia; decrease in blood platelels; increased cancer risk	1001 1000	ings A Payer	常常(私 打動深筆	0.72	
liutykysioheanna	Respektory interior; central review) system problems; drawsings and circles; bing damage					
Caryone	St.in britajion		1		\$0.28	
Curreya	Eya, skin, gastroindexissis and respiratory innation; brodness, innabity, hidroy, criticy bad, and bladder problems; reproductive harm in pregnant individuals; increased cancer they	_	_	_	_	
Docana	Instation of ruse, thepail, and fungs; duraness	822		12.67	454	
D-Limonena	Eye, tâm, and participlestoral secution			_	1.13	
Dodgeane	Stin and respiratory instators	_			2.73	
Ethylbenzene	Eye and thin intellor; liver or bidney problems; reproductive from in pregnant individuals; legarated cancer rick	-	_	_	0.45	
Elhykydoherane	Skin, eye, and respiratory initiation, thursten and digrestions; control services system problems	_	_	_	2.88	
Heptino	Henros system problems	3 53	FAIF O. FT (SVI)	76. 24.30 Miles	3 8 8	
K.P.Dieth ₁ Restrone	Inition of skin, note, and throst, headache, names, voming, durinks; liver and kidney damage	_		_	-	
WP-Ethytakena	Eye, skin, and respiratory instatos	-			-	
LUP-Xylene	Herrous system damage, increased cancel risk	_			033	
Vethyl Salcylate	Eye, thin, and respiratory hindston; rentral nervous system and postrointestinal problems, twee and tidney damage			_	371	
Nethylcyckol orano	Site and the inflation, detriness at disserteds				0.73	
Lapichalove	Damage to blood cels, increased carcos inth		2.84		1,77	
knane	Sile imaton, durinese, iver demago			_	0.60	
I Propyteruene	Skin and eye metation, headache, nausea, voneting		-	_	-	
actions.	Intation of nose, throat, and kings; headache, citzinucs	2 18	_	26 030 886	2.35	
3 Dethyberzene	Respiratory, skin, and aya intation				_	
3-Kylene	Herrous system distrige, increased cancer mix		-	1	1.19	
restadentare	Stin and eye instation			*	10.04	
Shiena	User, kelney, or cartalatory system problems, increased career rak	F	**	_		
Tetraterang	Hausea, someng and chambea, central persons system problems	-	***		1.47	
(Averse	Hervous system, hisney, or liver problems; increased transportish	236	3.11	472	1.65	
Indecane	51m smallen, headache					
Undecana	Site and eve intatos	1448	48.00	2 7 M //	19 42	



Sources Agency for Energia states and Leaves English (1950), Englishment and analysis (Appartment of Leaves Hardward Facilities).

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^{*} This talk believes transper from their human and promate studies, litering this chamical is your air, meter, or body during and necessarily mean thickyou will experience these shades about



Urine Testing Results - Metabolites: Ryan Latkanich

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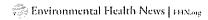
Median = Tise middle number in the data set 95th percentite = 95% of levels fall below this

Hoy	rta Read Your Results
	Exceeds 95th percentile for the general U.S. population
	Exceeds median for the general U.S. population
	No U.S. population data available
	Belaik median and 95th percent for for the general U.S. paguistion

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Urine Testing Results - Parent Compounds: Ryan Latkanich

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To Environmental Health News:

You are required to complete the following Certificate of compliance when producing documents or things pursuant to the Subpoena.

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Ι,	, certify to the best of my knowledge, information
and belief that all do	cuments or things required to be produced pursuant to the subpoena issued
on	, 2023 have been produced.
Date:	
	Representative of Environmental Health News

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA ON ENVIRONMENTAL HEALTH NEWS** was served upon counsel via electronic mail, this 3rd day of February, 2023.

Marc T. Valentine, Esq.
MARC T. VALENTINE & ASSOCIATES
The Rubicon Building
118 North Center Ave
Somerset, PA 15501
marcvaltax@gmail.com

Counsel for Plaintiff

Babst, Calland, Clements & Zomnir, P.C.

Bvi

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA** was served upon counsel via electronic mail, this 13th day of June, 2023.

Lisa Johnson, Esquire PA I.D. No. 200101 Lisa Johnson & Associates 1800 Murray Ave., #81728 Pittsburgh, PA 15217 lisa@lajteam.com

Counsel for Plaintiffs Bryan Latkanich, Hunter Latkanich, Colton Latkanich, and Ryan Latkanich

Babst, Calland, Clements and Zomnir, P.C.

By:__ 🤌

Kathy K. Condo, Esquire

Mark K. Dausch, Esquire

Joshua S. Snyder, Esquire

Edward D. Phillips, Esquire

BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

v.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA TO PRODUCE DOCUMENTS TO INSIDE CLIMATE NEWS PURSUANT TO RULE 4009.25

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo
Pa. ID No. 34910
kcondo@babstcalland.com
Mark K. Dausch, Esquire
Pa. ID No. 205621
mdausch@babstcalland.com
Joshua S. Snyder
Pa. ID No. 315845
jsnyder@babstcalland.com
Edward D. Phillips
Pa. ID No. 322402
ephillips@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812 Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 (412) 394-5400 – Phone (412) 394-6576 – Fax

BRYAN LATKANICH,		CIVIL DIVISION
HUNTER LATKANICH,)	
COLTON LATKANICH, and)	Case No. 2022-6006
RYAN LATKANICH, a minor by and		
through natural guardian BRYAN		
LATKANICH,)	
)	
Plaintiffs,)	
v.)	
CHEVRON CORP., CHEVRON U.S.A.)	
INC., CHEVRON APPALACHIA, LLC,)	
EQT CORP., EQT PRODUCTION)	
COMPANY, EQT PRODUCTION)	
MARCELLUS, EQT CHAP LLC, and JOHN	í	
DOE DEFENDANTS,	/	

Defendants.

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA

As a prerequisite to service of subpoenas for documents and things pursuant to Pa. R. Civ. P. 4009.22, Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC (collectively, "Defendants"), by and through their undersigned counsel, certify that:

- (1) A notice of intent to serve the subpoena with a copy of the subpoena attached thereto was delivered to each party at least twenty days prior to the date on which the subpoena is sought to be served,
- (2) A copy of the notice of intent, including the proposed subpoena, is attached to this certificate,
- (3) No objection to the subpoena has been received, and
- (4) The subpoena which will be served is identical to the subpoena which is attached to the notice of intent to serve the subpoena.

Dated: June 13, 2023

Respectfully submitted,

BABST, CALLAND, CLEMENTS and ZOMNIR, PC.

Kathy K. Condo, Esquire

Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Edward D. Phillips, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400



BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

v.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

NOTICE OF INTENT TO SERVE SUBPOENA ON INSIDE CLIMATE NEWS

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo
Pa. ID No. 34910
kcondo@babstcalland.com
Mark K. Dausch, Esquire
Pa I.D. No. 205621
mdausch@babstcalland.com
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jsnyder@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812 Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 (412) 394-5400 – Phone (412) 394-6576 – Fax

BRYAN LATKANICH,) CIVIL DIVISION
HUNTER LATKANICH,)
COLTON LATKANICH, and) Case No. 2022-6006
RYAN LATKANICH, a minor by and)
through natural guardian BRYAN)
LATKANICH,)
Plaintiffs,)
v.)
CHEVRON CORP., CHEVRON U.S.A.)
INC., CHEVRON APPALACHIA, LLC,	Ś
EQT CORP., EQT PRODUCTION)
COMPANY, EQT PRODUCTION)
MARCELLUS, EQT CHAP LLC, and JOHN)
DOE DEFENDANTS.	

Defendants.

NOTICE OF INTENT TO SERVE SUBPOENA ON INSIDE CLIMATE NEWS

Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC intend to serve a subpoena identical to the one that is attached to this notice.

You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena will be served.

Dated: February 3, 2023

Respectfully submitted,

BABST, CALLAND, CLEMENTS AND ZOMNIR,

PC.

Kathy K. Condo, Esquire Mark K. Dausch, Esquire

Joshua S. Snyder, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400

COUNTY OF WASHINGTON

	•
yan Latkanich, et al.	:
٧.	: FILE NO. 2027-6006
nevron Corp., et.al.	:
riottory corp. per sett	1
	O PRODUCE DOCUMENTS OR THINGS VERY PURSUANT TO RULE 4009.22
10	Climate News
, (iva	me of Person or Entity).
Within twenty (20) days after service of	this subpoena, you are ordered by the court to produce the
following documents or things: See T	exhibit A affachea
at 1603 Stanwix St. 16th Floor, Pittsbur	gh, Ph 15222; or electronically to jsnyder@babstcalland.co
	(Address)
together with the certificate of compliance, to the right to seek in advance the reasonable cos	the party making this request at the address listed above. You have st of preparing the copies or producing the things sought.
	gs required by this subpoena within twenty (20) days after its eek a court order compelling you to comply with it.
THIS SUBPOENA WAS ISSUED AT THE REQU	JEST OF THE FOLLOWING PERSON:
NAME: Joshua Snyder ADDRESS: 1003 Stanwix St, 10th Floor Pittsburgh, PA 15222	
SUPREME COURT ID # 315845 ATTORNEY FOR: Uneuron & Eat defe	<u>-</u> <u>end</u> ants
	LAURA H. HOUGH, PROTHONOTARY
	MY TERMJEXPIRES FIRST MONDAY IN JANUARY 2024
Date	Jem Whitad Do
Date:	DEPUTY

(Rev. 4/00)

BRYAN LATKANICH,) CIVIL DIVISION
HUNTER LATKANICH,)
COLTON LATKANICH, and) Case No. 2022-6006
RYAN LATKANICH, a minor by and)
through natural guardian BRYAN)
LATKANICH,)
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CHEVRON CORP., CHEVRON U.S.A.)
INC., CHEVRON APPALACHIA, LLC,	í
EQT CORP., EQT PRODUCTION)
COMPANY, EQT PRODUCTION	j
MARCELLUS, EQT CHAP LLC, and JOHN	,)
DOE DEFENDANTS,	-

Defendants.

EXHIBIT A TO SUBPOENA

Definitions and Instructions

- 1. "Latkanich Property" or "Property" shall mean the property located at 95 Hill Road, Fredericktown, Pennsylvania 15333.
- 2. "Communications" shall mean all forms of written and oral transmissions of information, including, but not limited to, letters, e-mails, faxes, voice mails, notes, memos, and all electronic correspondence such as instant messaging.
- 3. The terms "concern," "concerning," "relate to," "relating to," "refer to," "referring to," and "evidence" shall be interpreted broadly to include constituting, reflecting, respecting, supporting, contradicting, describing, recording, noting, embodying, containing, mentioning, alluding to, responding to, connected with, studying, analyzing, evaluating, commenting on, in respect of, about, regarding, discussing, or showing, analyzing, constituting, containing anything

relevant in any way to the specified subject within the meaning of Rule 4003.1 of the Pennsylvania Rules of Civil Procedure.

4. "Document" shall extend to the fullest scope provided for under Rule 4009.1 of the Pennsylvania Rules of Civil Procedure and shall include, without limitation, all written or graphic matter or any other means of preserving thought or expression of every type and description regardless of origin or location, whether written, recorded, transcribed, taped, punched, filmed, microfilmed, or in any other way produced, reproduced or recorded, and including but not limited to: originals, drafts, computer-stored and computer-retrievable information, copies or duplicates that are marked with any notation or annotation, copies or duplicates that differ in any way from the original, correspondence, memoranda, reports, notes, minutes, contracts, agreements, books, records, vouchers, invoices, purchase orders, ledgers, diaries, logs, calendar notes, computer printouts, computer disks, CD-ROMs, card files, lists of persons attending meetings or conferences, sketches, diagrams, calculations, evaluations, analyses, directions, work papers, press clippings, sworn or unsworn statements of employees, requisitions, manuals or guidelines, audit workpapers, financial analyses, tables of organizations, charts, graphs, indices, advertisements or other promotional material, audited and unaudited financial statements, trade letters, trade publications, newspapers or newsletters, diagrams, photographs, e-mails, electronic or mechanical records, telegrams, telecopies, audiotapes, videotapes, and all other receptacles or repositories housing or containing such Documents, and all other media used to record in any form, information. A draft, annotated or otherwise non-identical copy shall be considered a separate Document within the meaning of this term. "Document" shall also include any removable "Post-It" notes or other attachments affixed to any of the foregoing, as well as the file, folder tabs, and labels appended to or containing any Documents. For purposes of these Discovery Requests,

"Document" includes "electronically stored information"—or ESI—as that term is used in the Pennsylvania Rules of Civil Procedure.

- 5. If there is any objection or claim of privilege relating to any request, state in full the basis for the objection or claim of privilege, including the facts upon which you rely to support the objection or claim or privilege in sufficient detail to permit the Court to rule on the propriety of the objection or claim of privilege.
- 6. A request for a document shall be deemed to include a request for the entire document and transmittal sheets, cover letters, exhibits, enclosures, or attachments to the document, in addition to the document itself.
- 7. In the event that any information is redacted from a document produced pursuant to these Requests, the subject matter of the information withheld and the basis upon which such information is redacted must be furnished.
- 8. If you contend that any documents responsive to these requests are not reasonably accessible or would be unduly burdensome to locate and/or produce, identify such documents by category and source and provide detailed information regarding the burden or cost you claim is associated with the search for or production of such documents.
- 9. If any document requested herein was, but no longer is, in your possession, custody, or control, state what disposition was made of such document, why, and include the date and place of disposition and the person(s) who disposed of the document.
- 10. If any document responsive to these Requests has been destroyed, the response hereto shall describe in detail the circumstances of such destruction, including the date of destruction and the names and titles of all persons who participated in the destruction, and any documents related to such destruction are hereby requested to be produced.

11. If no documents are responsive to a particular request, state that no responsive documents exist.

Requests for Production of Documents

- 1. Produce all documents related to the Property, including but not limited to any inspections, sampling or testing done on the Property.
- 2. Produce all documents related to Bryan Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- Produce all documents related to Ryan Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 4. Produce all documents related to Hunter Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 5. Produce all documents related to Colton Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 6. Produce all documents related to any communications with any third parties regarding the Latkanich Property or its residents.
- 7. Produce all documents related to any news report, article, documentary, or broadcast involving the Latkanich Property or its residents. This request includes, but is not limited to, documents related to Neela Banerjee, *Has Fracking Tainted Your Water? Scientistis Say EPA Safety Study Was Censored* (December 2017) and Living with Fracking in Washington County, Pennsylvania (2018).

Certificate of Compliance

To Inside Climate News:

You are required to complete the following Certificate of compliance when producing documents or things pursuant to the Subpoena.

CERTIFICATE OF COMPLIANCE WITH SUBPOENA TO PRODUCE DOCUMENTS OR THINGS PURSUANT TO RULE 4009.23

Ι,	, certify to the best of my knowledge, information
and belief that all documents	or things required to be produced pursuant to the subpoena issued
on	, 2023 have been produced.
Date:	Representative of Inside Climate News

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing NOTICE OF INTENT TO SERVE SUBPOENA ON INSIDE CLIMATE NEWS was served upon counsel via electronic mail, this 3rd day of February, 2023.

Marc T. Valentine, Esq.
MARC T. VALENTINE & ASSOCIATES
The Rubicon Building
118 North Center Ave
Somerset, PA 15501
marcvaltax@gmail.com

Counsel for Plaintiff

Babst, Calland, Clements & Zomnir, P.C.

Rv.

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA** was served upon counsel via electronic mail, this 13th day of June, 2023.

Lisa Johnson, Esquire PA I.D. No. 200101 Lisa Johnson & Associates 1800 Murray Ave., #81728 Pittsburgh, PA 15217 lisa@lajteam.com

Counsel for Plaintiffs Bryan Latkanich, Hunter Latkanich, Colton Latkanich, and Ryan Latkanich

Babst, Calland, Clements and Zomnir, P.C.

Bv

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Edward D. Phillips, Esquire

BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

v.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA TO PRODUCE DOCUMENTS TO ISSAM AHMED PURSUANT TO RULE 4009.25

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo
Pa. ID No. 34910
kcondo@babstcalland.com
Mark K. Dausch, Esquire
Pa. ID No. 205621
mdausch@babstcalland.com
Joshua S. Snyder
Pa. ID No. 315845
jsnyder@babstcalland.com
Edward D. Phillips
Pa. ID No. 322402
ephillips@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812 Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 (412) 394-5400 – Phone (412) 394-6576 – Fax

BRYAN LATKANICH,) CIVIL DIVISION
HUNTER LATKANICH,)
COLTON LATKANICH, and) Case No. 2022-6006
RYAN LATKANICH, a minor by and)
through natural guardian BRYAN)
LATKANICH,)
)
Plaintiffs,)
v.)
)
CHEVRON CORP., CHEVRON U.S.A.	
INC., CHEVRON APPALACHIA, LLC,	}
EQT CORP., EQT PRODUCTION	}
COMPANY, EQT PRODUCTION	Ś
MARCELLUS, EQT CHAP LLC, and JOHN)
DOE DEFENDANTS.	/

Defendants.

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA

As a prerequisite to service of subpoenas for documents and things pursuant to Pa. R. Civ. P. 4009.22, Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC (collectively, "Defendants"), by and through their undersigned counsel, certify that:

- (1) A notice of intent to serve the subpoena with a copy of the subpoena attached thereto was delivered to each party at least twenty days prior to the date on which the subpoena is sought to be served,
- (2) A copy of the notice of intent, including the proposed subpoena, is attached to this certificate,
- (3) No objection to the subpoena has been received, and
- (4) The subpoena which will be served is identical to the subpoena which is attached to the notice of intent to serve the subpoena.

Dated: June 13, 2023

Respectfully submitted,

BABST, CALLAND, CLEMENTS and ZOMNIR, PC.

& phe

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Edward D. Phillips, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400



BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

v.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

NOTICE OF INTENT TO SERVE SUBPOENA ON ISSAM AHMED

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo
Pa. ID No. 34910
kcondo@babstcalland.com
Mark K. Dausch, Esquire
Pa I.D. No. 205621
mdausch@babstcalland.com
Joshua S. Snyder
Pa. ID No. 315845
jsnyder@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812 Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 (412) 394-5400 – Phone (412) 394-6576 – Fax

BRYAN LATKANICH,) CIVIL DIVISION
HUNTER LATKANICH,)
COLTON LATKANICH, and) Case No. 2022-6006
RYAN LATKANICH, a minor by and)
through natural guardian BRYAN)
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Plaintiffs,)
v.)
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CHEVRON CORP., CHEVRON U.S.A.)
INC., CHEVRON APPALACHIA, LLC,	{
EQT CORP., EQT PRODUCTION	{
COMPANY, EQT PRODUCTION	1
MARCELLUS, EQT CHAP LLC, and JOHN	í
DOE DEFENDANTS,	,

Defendants.

NOTICE OF INTENT TO SERVE SUBPOENA ON ISSAM AHMED

Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC intend to serve a subpoena identical to the one that is attached to this notice.

You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena will be served.

Dated: February 3, 2023

Respectfully submitted,

BABST, CALLAND, CLEMENTS AND ZOMNIR,

PC.

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400

COUNTY OF WASHINGTON

www.latkania	h. etal. :	
ryan Latkanio	:	
٧.	: FILE NO	2022-6006
Chevron Corp.,	etal. :	
	:	
	SUBPOENA TO PRODUCE DOCUMENT TO DISCOVERY PURSUANT TO	
TO	Issam Ahmed	
то:	(Name of Person or Er	ntity).
	or things: See Exhibit A outco	u are ordered by the court to produce the
at 603 Stanwix St. Pi	Hsburgh, PA 152ZZ (WthFloor); or elect (Address)	ronically to jsnyder@babstcalland.com
together with the certifi the right to seek in adva	nail legible copies of the documents or producate of compliance, to the party making this note the reasonable cost of preparing the cothe documents or things required by this su	s request at the address listed above. You have pies or producing the things sought.
service, the party servin	g this subpoena may seek a court order com	pelling you to comply with it.
THIS SUBPOENA WAS	ISSUED AT THE REQUEST OF THE FOLLO	WING PERSON:
Pittsburg TELEPHONE: 412-394 SUPREME COURT ID #	Wix St, Wth Floor Jh, P4 15222 H-6554	
	ВУ	THE COURT: Hough
	-	URA H. HOUGH, PROTHONOTARY Y TERM EXPIRES FIRST MONDAY IN JANUARY 2024
-	- · · · · ·	T TERM EAPINES FIRST INIVIDAY IN JANUARY 2024
Date:		Ma Willa ask

Seal of the Court

BRYAN LATKANICH,) CIVIL DIVISION
HUNTER LATKANICH,)
COLTON LATKANICH, and) Case No. 2022-6006
RYAN LATKANICH, a minor by and)
through natural guardian BRYAN)
LATKANICH,)
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COMPANY, EQT PRODUCTION	Ś
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EXHIBIT A TO SUBPOENA

Definitions and Instructions

- 1. "Latkanich Property" or "Property" shall mean the property located at 95 Hill Road, Fredericktown, Pennsylvania 15333.
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- 3. The terms "concern," "concerning," "relate to," "relating to," "refer to," "referring to," and "evidence" shall be interpreted broadly to include constituting, reflecting, respecting, supporting, contradicting, describing, recording, noting, embodying, containing, mentioning, alluding to, responding to, connected with, studying, analyzing, evaluating, commenting on, in respect of, about, regarding, discussing, or showing, analyzing, constituting, containing anything

relevant in any way to the specified subject within the meaning of Rule 4003.1 of the Pennsylvania Rules of Civil Procedure.

4. "Document" shall extend to the fullest scope provided for under Rule 4009.1 of the Pennsylvania Rules of Civil Procedure and shall include, without limitation, all written or graphic matter or any other means of preserving thought or expression of every type and description regardless of origin or location, whether written, recorded, transcribed, taped, punched, filmed, microfilmed, or in any other way produced, reproduced or recorded, and including but not limited to: originals, drafts, computer-stored and computer-retrievable information, copies or duplicates that are marked with any notation or annotation, copies or duplicates that differ in any way from the original, correspondence, memoranda, reports, notes, minutes, contracts, agreements, books, records, vouchers, invoices, purchase orders, ledgers, diaries, logs, calendar notes, computer printouts, computer disks, CD-ROMs, card files, lists of persons attending meetings or conferences, sketches, diagrams, calculations, evaluations, analyses, directions, work papers, press clippings, sworn or unsworn statements of employees, requisitions, manuals or guidelines, audit workpapers, financial analyses, tables of organizations, charts, graphs, indices, advertisements or other promotional material, audited and unaudited financial statements, trade letters, trade publications, newspapers or newsletters, diagrams, photographs, e-mails, electronic or mechanical records, telegrams, telecopies, audiotapes, videotapes, and all other receptacles or repositories housing or containing such Documents, and all other media used to record in any form, information. A draft, annotated or otherwise non-identical copy shall be considered a separate Document within the meaning of this term. "Document" shall also include any removable "Post-It" notes or other attachments affixed to any of the foregoing, as well as the file, folder tabs, and labels appended to or containing any Documents. For purposes of these Discovery Requests,

"Document" includes "electronically stored information"—or ESI—as that term is used in the Pennsylvania Rules of Civil Procedure.

- 5. If there is any objection or claim of privilege relating to any request, state in full the basis for the objection or claim of privilege, including the facts upon which you rely to support the objection or claim or privilege in sufficient detail to permit the Court to rule on the propriety of the objection or claim of privilege.
- 6. A request for a document shall be deemed to include a request for the entire document and transmittal sheets, cover letters, exhibits, enclosures, or attachments to the document, in addition to the document itself.
- 7. In the event that any information is redacted from a document produced pursuant to these Requests, the subject matter of the information withheld and the basis upon which such information is redacted must be furnished.
- 8. If you contend that any documents responsive to these requests are not reasonably accessible or would be unduly burdensome to locate and/or produce, identify such documents by category and source and provide detailed information regarding the burden or cost you claim is associated with the search for or production of such documents.
- 9. If any document requested herein was, but no longer is, in your possession, custody, or control, state what disposition was made of such document, why, and include the date and place of disposition and the person(s) who disposed of the document.
- 10. If any document responsive to these Requests has been destroyed, the response hereto shall describe in detail the circumstances of such destruction, including the date of destruction and the names and titles of all persons who participated in the destruction, and any documents related to such destruction are hereby requested to be produced.

11. If no documents are responsive to a particular request, state that no responsive documents exist.

Requests for Production of Documents

- 1. Produce all documents related to the Property, including but not limited to any inspections, sampling or testing done on the Property.
- 2. Produce all documents related to Bryan Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 3. Produce all documents related to Ryan Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 4. Produce all documents related to Hunter Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 5. Produce all documents related to Colton Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 6. Produce all documents related to any communications with any third parties regarding the Latkanich Property or its residents.
- 7. Produce all documents related to any news report, article, documentary, or broadcast involving the Latkanich Property or its residents. This request includes, but is not limited to, documents related to Issam Ahmed, *In Pennsylvania, Fracking Debate Triggers Political Tremors* (October 2020).

Certificate of Compliance

To Issam Ahmed:

You are required to complete the following Certificate of compliance when producing documents or things pursuant to the Subpoena.

CERTIFICATE OF COMPLIANCE WITH SUBPOENA TO PRODUCE DOCUMENTS OR THINGS PURSUANT TO RULE 4009.23

Ι,	, certify to the best of my knowledge, information
and belief that all	documents or things required to be produced pursuant to the subpoena issued
on	, 2023 have been produced.
Date:	Issam Ahmed

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA ON ISSAM AHMED** was served upon counsel via electronic mail, this 3rd day of February, 2023.

Marc T. Valentine, Esq.

MARC T. VALENTINE & ASSOCIATES
The Rubicon Building
118 North Center Ave
Somerset, PA 15501
marcvaltax@gmail.com

Counsel for Plaintiff

Babst, Calland, Clements & Zomnir, P.C.

By:

Kathy K. Condc, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA** was served upon counsel via electronic mail, this 13th day of June, 2023.

Lisa Johnson, Esquire PA I.D. No. 200101 Lisa Johnson & Associates 1800 Murray Ave., #81728 Pittsburgh, PA 15217 lisa@lajteam.com

Counsel for Plaintiffs Bryan Latkanich, Hunter Latkanich, Colton Latkanich, and Ryan Latkanich

Babst, Calland, Clements and Zomnir, P.C.

By: PL

Kathy K. Condo, Esquire Mark K. Dausch, Esquire

Joshua S. Snyder, Esquire

Edward D. Phillips, Esquire

BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

v.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA TO PRODUCE DOCUMENTS TO MINNESOTA PUBLIC RADIO D/B/A MARKETPLACE.ORG PURSUANT TO RULE 4009.25

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo
Pa. ID No. 34910
kcondo@babstcalland.com
Mark K. Dausch, Esquire
Pa. ID No. 205621
mdausch@babstcalland.com
Joshua S. Snyder
Pa. ID No. 315845
jsnyder@babstcalland.com
Edward D. Phillips
Pa. ID No. 322402
ephillips@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812 Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 (412) 394-5400 – Phone (412) 394-6576 – Fax

BRYAN LATKANICH,) CIVIL DIVISION
HUNTER LATKANICH,)
COLTON LATKANICH, and) Case No. 2022-6006
RYAN LATKANICH, a minor by and)
through natural guardian BRYAN)
LATKANICH,)
)
Plaintiffs,)
v.)
	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
CHEVRON CORP., CHEVRON U.S.A.)
INC., CHEVRON APPALACHIA, LLC,	{
EQT CORP., EQT PRODUCTION	
COMPANY, EQT PRODUCTION	Ś
MARCELLUS, EQT CHAP LLC, and JOHN	,)
DOE DEFENDANTS.	,

Defendants.

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA

As a prerequisite to service of subpoenas for documents and things pursuant to Pa. R. Civ. P. 4009.22, Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC (collectively, "Defendants"), by and through their undersigned counsel, certify that:

- (1) A notice of intent to serve the subpoena with a copy of the subpoena attached thereto was delivered to each party at least twenty days prior to the date on which the subpoena is sought to be served,
- (2) A copy of the notice of intent, including the proposed subpoena, is attached to this certificate,
- (3) No objection to the subpoena has been received, and
- (4) The subpoena which will be served is identical to the subpoena which is attached to the notice of intent to serve the subpoena.

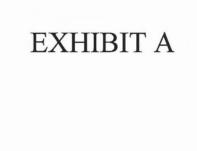
Dated: June 13, 2023

Respectfully submitted,

BABST, CALLAND, CLEMENTS and ZOMNIR, PC.

& Ple

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Edward D. Phillips, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400



BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

v.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

NOTICE OF INTENT TO SERVE SUBPOENA ON MINNESOTA PUBLIC RADIO D/B/A MARKETPLACE.ORG

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo
Pa. ID No. 34910
kcondo@babstcalland.com
Mark K. Dausch, Esquire
Pa I.D. No. 205621
mdausch@babstcalland.com
Joshua S. Snyder
Pa. ID No. 315845
jsnyder@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812 Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 (412) 394-5400 – Phone (412) 394-6576 – Fax

BRYAN LATKANICH,) CIVIL DIVISION
HUNTER LATKANICH,)
COLTON LATKANICH, and) Case No. 2022-6006
RYAN LATKANICH, a minor by and)
through natural guardian BRYAN)
LATKANICH,)
)
Plaintiffs,)
v.)
	,
CHEVRON CORP., CHEVRON U.S.A.	}
INC., CHEVRON APPALACHIA, LLC,	3
EQT CORP., EQT PRODUCTION	Ś
COMPANY, EQT PRODUCTION	í
MARCELLUS, EQT CHAP LLC, and JOHN	Ś
DOE DEFENDANTS,	,

Defendants.

NOTICE OF INTENT TO SERVE SUBPOENA ON MINNESOTA PUBLIC RADIO D/B/A MARKETPLACE.ORG

Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC intend to serve a subpoena identical to the one that is attached to this notice.

You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena will be served.

Dated: February 3, 2023

Respectfully submitted,

BABST, CALLAND, CLEMENTS AND ZOMNIR,

PC.

Kathy K. Condo, Esquire

Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400

COUNTY OF WASHINGTON

yan Latkanich, etal,	•
,	2022 4-0010
٧.	: FILE NO. 2022-4004
Chevron Corp., et al.	:
	RODUCE DOCUMENTS OR THINGS RY PURSUANT TO RULE 4009.22
TO: Minnesota Public Radio	dbla marketplace.org
	e of Person or Entity).
Within twenty (20) days after service of the following documents or things: See モベ	is subpoena, you are ordered by the court to produce the hibit A attached
at 603 Stanwix St, 6th Floor, Pittsburgh, DA	15222; or electronically to isnyder @ babitcalland.com (Address)
	ocuments or produce things requested by this subpoena,
the right to seek in advance the reasonable cost of If you fail to produce the documents or things r	e party making this request at the address listed above. You have f preparing the copies or producing the things sought. Trequired by this subpoena within twenty (20) days after its
the right to seek in advance the reasonable cost of	e party making this request at the address listed above. You have f preparing the copies or producing the things sought. Trequired by this subpoena within twenty (20) days after its
the right to seek in advance the reasonable cost of If you fail to produce the documents or things r service, the party serving this subpoena may seek THIS SUBPOENA WAS ISSUED AT THE REQUES	e party making this request at the address listed above. You have f preparing the copies or producing the things sought. The required by this subpoena within twenty (20) days after its a court order compelling you to comply with it.
the right to seek in advance the reasonable cost of If you fail to produce the documents or things r service, the party serving this subpoena may seek	e party making this request at the address listed above. You have f preparing the copies or producing the things sought. required by this subpoena within twenty (20) days after its a court order compelling you to comply with it. ST OF THE FOLLOWING PERSON:
If you fail to produce the documents or things r service, the party serving this subpoena may seek THIS SUBPOENA WAS ISSUED AT THE REQUES NAME: JOSHUA SHYDER ADDRESS: 603 STANWIX St, 6th Floor Pittsburgh, PA 15222 TELEPHONE: 412-394-6556 SUPREME COURT ID # 315845	e party making this request at the address listed above. You have f preparing the copies or producing the things sought. required by this subpoena within twenty (20) days after its a court order compelling you to comply with it. ST OF THE FOLLOWING PERSON:

BRYAN LATKANICH,) CIVIL DIVISION
HUNTER LATKANICH,)
COLTON LATKANICH, and) Case No. 2022-6006
RYAN LATKANICH, a minor by and)
through natural guardian BRYAN)
LATKANICH,)
)
Plaintiffs,)
V.)
	{
CHEVRON CORP., CHEVRON U.S.A.	1
INC., CHEVRON APPALACHIA, LLC,	Ś
EQT CORP., EQT PRODUCTION)
COMPANY, EQT PRODUCTION)
MARCELLUS, EQT CHAP LLC, and JOHN)
DOE DEFENDANTS,	•

Defendants.

EXHIBIT A TO SUBPOENA

Definitions and Instructions

- "Latkanich Property" or "Property" shall mean the property located at 95 Hill Road,
 Fredericktown, Pennsylvania 15333.
- 2. "Communications" shall mean all forms of written and oral transmissions of information, including, but not limited to, letters, e-mails, faxes, voice mails, notes, memos, and all electronic correspondence such as instant messaging.
- 3. The terms "concern," "concerning," "relate to," "relating to," "refer to," "referring to," and "evidence" shall be interpreted broadly to include constituting, reflecting, respecting, supporting, contradicting, describing, recording, noting, embodying, containing, mentioning, alluding to, responding to, connected with, studying, analyzing, evaluating, commenting on, in respect of, about, regarding, discussing, or showing, analyzing, constituting, containing anything

relevant in any way to the specified subject within the meaning of Rule 4003.1 of the Pennsylvania Rules of Civil Procedure.

"Document" shall extend to the fullest scope provided for under Rule 4009.1 of the Pennsylvania Rules of Civil Procedure and shall include, without limitation, all written or graphic matter or any other means of preserving thought or expression of every type and description regardless of origin or location, whether written, recorded, transcribed, taped, punched, filmed, microfilmed, or in any other way produced, reproduced or recorded, and including but not limited to: originals, drafts, computer-stored and computer-retrievable information, copies or duplicates that are marked with any notation or annotation, copies or duplicates that differ in any way from the original, correspondence, memoranda, reports, notes, minutes, contracts, agreements, books, records, vouchers, invoices, purchase orders, ledgers, diaries, logs, calendar notes, computer printouts, computer disks, CD-ROMs, card files, lists of persons attending meetings or conferences, sketches, diagrams, calculations, evaluations, analyses, directions, work papers, press clippings, sworn or unsworn statements of employees, requisitions, manuals or guidelines, audit workpapers, financial analyses, tables of organizations, charts, graphs, indices, advertisements or other promotional material, audited and unaudited financial statements, trade letters, trade publications, newspapers or newsletters, diagrams, photographs, e-mails, electronic or mechanical records, telegrams, telecopies, audiotapes, videotapes, and all other receptacles or repositories housing or containing such Documents, and all other media used to record in any form, information. A draft, annotated or otherwise non-identical copy shall be considered a separate Document within the meaning of this term. "Document" shall also include any removable "Post-It" notes or other attachments affixed to any of the foregoing, as well as the file, folder tabs, and labels appended to or containing any Documents. For purposes of these Discovery Requests,

"Document" includes "electronically stored information"—or ESI—as that term is used in the Pennsylvania Rules of Civil Procedure.

- 5. If there is any objection or claim of privilege relating to any request, state in full the basis for the objection or claim of privilege, including the facts upon which you rely to support the objection or claim or privilege in sufficient detail to permit the Court to rule on the propriety of the objection or claim of privilege.
- 6. A request for a document shall be deemed to include a request for the entire document and transmittal sheets, cover letters, exhibits, enclosures, or attachments to the document, in addition to the document itself.
- 7. In the event that any information is redacted from a document produced pursuant to these Requests, the subject matter of the information withheld and the basis upon which such information is redacted must be furnished.
- 8. If you contend that any documents responsive to these requests are not reasonably accessible or would be unduly burdensome to locate and/or produce, identify such documents by category and source and provide detailed information regarding the burden or cost you claim is associated with the search for or production of such documents.
- 9. If any document requested herein was, but no longer is, in your possession, custody, or control, state what disposition was made of such document, why, and include the date and place of disposition and the person(s) who disposed of the document.
- 10. If any document responsive to these Requests has been destroyed, the response hereto shall describe in detail the circumstances of such destruction, including the date of destruction and the names and titles of all persons who participated in the destruction, and any documents related to such destruction are hereby requested to be produced.

11. If no documents are responsive to a particular request, state that no responsive documents exist.

Requests for Production of Documents

- Produce all documents related to the Property, including but not limited to any inspections, sampling or testing done on the Property.
- 2. Produce all documents related to Bryan Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 3. Produce all documents related to Ryan Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 4. Produce all documents related to Hunter Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 5. Produce all documents related to Colton Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 6. Produce all documents related to any communications with any third parties regarding the Latkanich Property or its residents.
- 7. Produce all documents related to any news report, article, documentary, or broadcast involving the Latkanich Property or its residents. This request includes, but is not limited to, documents related to Scott Tong, *Documents Show Undisclosed EPA Health Concerns on Fracking Chemicals* (November 2017).

Certificate of Compliance

To Minnesota Public Radio d/b/a marketplace.org:

You are required to complete the following Certificate of compliance when producing documents or things pursuant to the Subpoena.

CERTIFICATE OF COMPLIANCE WITH SUBPOENA TO PRODUCE DOCUMENTS OR THINGS PURSUANT TO RULE 4009,23

I,	certify to the best of my knowledge, information
and belief that all docu	ments or things required to be produced pursuant to the subpoena issued
on	, 2023 have been produced.
Date:	
	Representative of Minnesota Public Radio

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing NOTICE OF INTENT TO SERVE SUBPOENA ON MINNESOTA PUBLIC RADIO D/B/A MARKETPLACE.ORG was served upon counsel via electronic mail, this 3rd day of February, 2023.

Marc T. Valentine, Esq.
MARC T. VALENTINE & ASSOCIATES
The Rubicon Building
118 North Center Ave
Somerset, PA 15501
marcvaltax@gmail.com

Counsel for Plaintiff

Babst, Calland, Clements & Zomnir, P.C.

Bv:

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA** was served upon counsel via electronic mail, this 13th day of June, 2023.

Lisa Johnson, Esquire PA I.D. No. 200101 Lisa Johnson & Associates 1800 Murray Ave., #81728 Pittsburgh, PA 15217 lisa@lajteam.com

Counsel for Plaintiffs Bryan Latkanich, Hunter Latkanich, Colton Latkanich, and Ryan Latkanich

Babst, Calland, Clements and Zomnir, P.C.

By: & A

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Edward D. Phillips, Esquire

BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

V.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA TO PRODUCE DOCUMENTS TO NEELA BANERJEE PURSUANT TO RULE 4009.25

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo
Pa. ID No. 34910
kcondo@babstcalland.com
Mark K. Dausch, Esquire
Pa. ID No. 205621
mdausch@babstcalland.com
Joshua S. Snyder
Pa. ID No. 315845
jsnyder@babstcalland.com
Edward D. Phillips
Pa. ID No. 322402
ephillips@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812 Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 (412) 394-5400 – Phone (412) 394-6576 – Fax

BRYAN LATKANICH,) CIVIL DIVISION
HUNTER LATKANICH,)
COLTON LATKANICH, and) Case No. 2022-6006
RYAN LATKANICH, a minor by and)
through natural guardian BRYAN)
LATKANICH,)
)
Plaintiffs,)
v.)
)
CHEVRON CORP., CHEVRON U.S.A.	,
INC., CHEVRON APPALACHIA, LLC,	
EQT CORP., EQT PRODUCTION	<u> </u>
COMPANY, EQT PRODUCTION	Ś
MARCELLUS, EQT CHAP LLC, and JOHN)
DOE DEFENDANTS,	,

Defendants.

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA

As a prerequisite to service of subpoenas for documents and things pursuant to Pa. R. Civ. P. 4009.22, Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC (collectively, "Defendants"), by and through their undersigned counsel, certify that:

- (1) A notice of intent to serve the subpoena with a copy of the subpoena attached thereto was delivered to each party at least twenty days prior to the date on which the subpoena is sought to be served,
- (2) A copy of the notice of intent, including the proposed subpoena, is attached to this certificate,
- (3) No objection to the subpoena properly raised under Pa.R.Civ.P. 4009.21 has been received, ¹ and

¹ Pa.R.Civ.P. 4009.21(b) requires that the "written notice *shall not be given* to the person named in the subpoena." (emphasis added). Accordingly, only parties to the litigation may object to the Notice of Intent to Serve Subpoena. Pa.R.Civ.P. 4009.21(c) ("Any *party* may object to the subpoena by filing of record written objections[.]") (emphasis

(4) The subpoena which will be served is identical to the subpoena which is attached to the notice of intent to serve the subpoena.

Dated: June 13, 2023

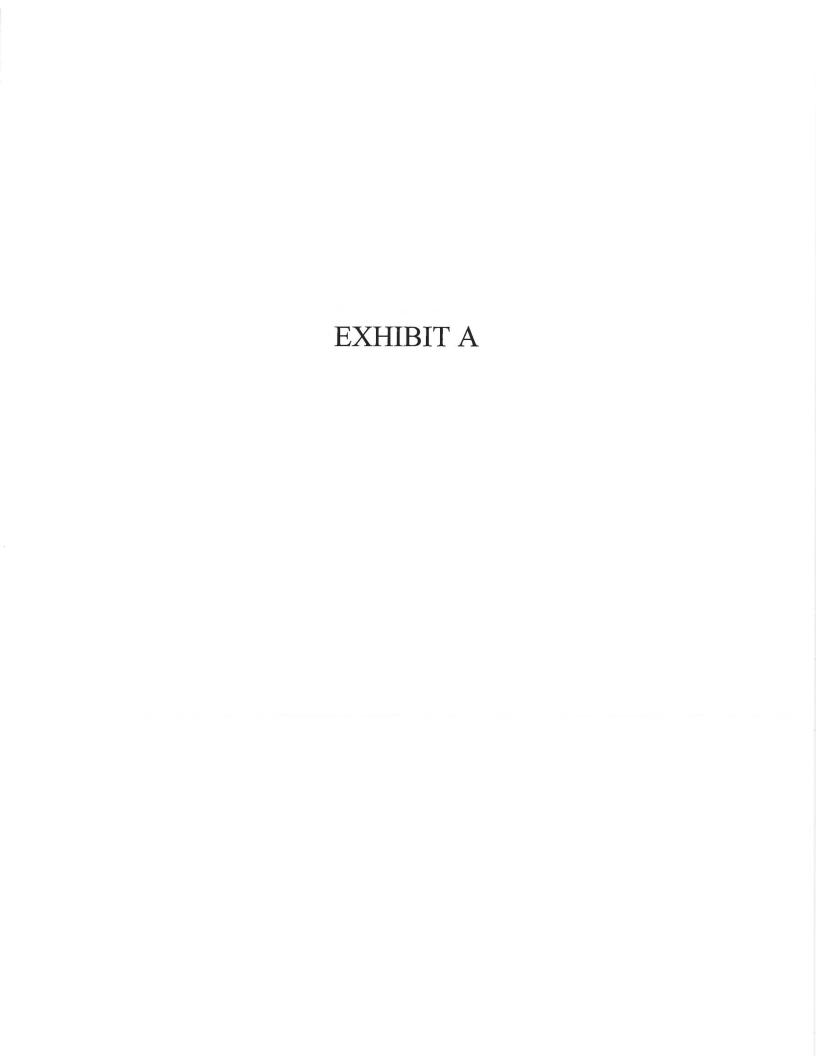
Respectfully submitted,

BABST, CALLAND, CLEMENTS and ZOMNIR, PC.

& phel

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Edward D. Phillips, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400

added). Consistent with Rule 4009.21, Defendants did not provide third-party Neela Banerjee with the Notice of Intent. Notwithstanding, on February 23, 2023, third-party Neela Banerjee filed improper objections to the Notice of Intent to Serve Subpoena on Neela Banerjee. Third-party Neela Banerjee may seek an appropriate protective order after the service of this subpoena. Rule 4009.21(d)(2).



BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

v.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

NOTICE OF INTENT TO SERVE SUBPOENA ON NEELA BANERJEE

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo
Pa. ID No. 34910
kcondo@babstcalland.com
Mark K. Dausch, Esquire
Pa I.D. No. 205621
mdausch@babstcalland.com
Joshua S. Snyder
Pa. ID No. 315845
jsnyder@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812 Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 (412) 394-5400 – Phone (412) 394-6576 – Fax

BRYAN LATKANICH,) CIVIL DIVISION
HUNTER LATKANICH,)
COLTON LATKANICH, and) Case No. 2022-6006
RYAN LATKANICH, a minor by and)
through natural guardian BRYAN)
LATKANICH,)
	?
Plaintiffs,	·
v.)
	1
CHEVRON CORP., CHEVRON U.S.A.	Ś
INC., CHEVRON APPALACHIA, LLC,	Ś
EQT CORP., EQT PRODUCTION	í
COMPANY, EQT PRODUCTION	í
MARCELLUS, EQT CHAP LLC, and JOHN)
DOE DEFENDANTS	,

Defendants.

NOTICE OF INTENT TO SERVE SUBPOENA ON NEELA BANERJEE

Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC intend to serve a subpoena identical to the one that is attached to this notice.

You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena will be served.

Dated: February 3, 2023

Respectfully submitted,

BABST, CALLAND, CLEMENTS AND ZOMNIR,

Kathy K. Condo, Esquire

Mark K. Dausch, Esquire

Joshua S. Snyder, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400

COMMONWEALTH OF PENNSYLVANIA COUNTY OF WASHINGTON

Bryan Lat kanich, et.al	1
J	:
v.	: FILE NO. 2022-6006
Chevron Corp., et al.	·
CHANGE CORP. LET WI.	:
	PRODUCE DOCUMENTS OR THINGS RY PURSUANT TO RULE 4009.22
TO: Nam	Banerjee e of Person or Entity).
Within twenty (20) days after service of th following documents or things: See Ex)	nis subpoena, you are ordered by the court to produce the nibit A attached
at 1603 Stanwix St, 16th Floor, Pittsburgh, 12	(Address)
together with the certificate of compliance, to the	ocuments or produce things requested by this subpoena, e party making this request at the address listed above. You have of preparing the copies or producing the things sought.
If you fail to produce the documents or things service, the party serving this subpoena may seek	required by this subpoena within twenty (20) days after its a court order compelling you to comply with it.
THIS SUBPOENA WAS ISSUED AT THE REQUES	ST OF THE FOLLOWING PERSON:
NAME: Joshua Snyder ADDRESS: 603 Stanwik St, 6th Floor Pittsburgh, Pt 15222 TELEPHONE: 412-394-6556 SUPREME COURT ID # 315845 ATTORNEY FOR: Chevron & Ebt Defende	<u>z</u> nts
	BY THE COURT: LAURA H. HOUGH, PROTHONOTARY MY TERM EXPIRES FIRST MONDAY IN JANUARY 2024
Date:	Time Whited BSX
Seal of the Court	DEPUTY

BRYAN LATKANICH,) CIVIL DIVISION
HUNTER LATKANICH,)
COLTON LATKANICH, and) Case No. 2022-6006
RYAN LATKANICH, a minor by and)
through natural guardian BRYAN)
LATKANICH,)
)
Plaintiffs,)
٧.)
	\(\)
CHEVRON CORP., CHEVRON U.S.A.	í
INC., CHEVRON APPALACHIA, LLC,	í
EQT CORP., EQT PRODUCTION	Ś
COMPANY, EQT PRODUCTION	Ś
MARCELLUS, EQT CHAP LLC, and JOHN)
DOE DEFENDANTS,	,

Defendants.

EXHIBIT A TO SUBPOENA

Definitions and Instructions

- "Latkanich Property" or "Property" shall mean the property located at 95 Hill Road,
 Fredericktown, Pennsylvania 15333.
- 2. "Communications" shall mean all forms of written and oral transmissions of information, including, but not limited to, letters, e-mails, faxes, voice mails, notes, memos, and all electronic correspondence such as instant messaging.
- 3. The terms "concern," "concerning," "relate to," "relating to," "refer to," "referring to," and "evidence" shall be interpreted broadly to include constituting, reflecting, respecting, supporting, contradicting, describing, recording, noting, embodying, containing, mentioning, alluding to, responding to, connected with, studying, analyzing, evaluating, commenting on, in respect of, about, regarding, discussing, or showing, analyzing, constituting, containing anything

relevant in any way to the specified subject within the meaning of Rule 4003.1 of the Pennsylvania Rules of Civil Procedure.

"Document" shall extend to the fullest scope provided for under Rule 4009.1 of the Pennsylvania Rules of Civil Procedure and shall include, without limitation, all written or graphic matter or any other means of preserving thought or expression of every type and description regardless of origin or location, whether written, recorded, transcribed, taped, punched, filmed, microfilmed, or in any other way produced, reproduced or recorded, and including but not limited to: originals, drafts, computer-stored and computer-retrievable information, copies or duplicates that are marked with any notation or annotation, copies or duplicates that differ in any way from the original, correspondence, memoranda, reports, notes, minutes, contracts, agreements, books, records, vouchers, invoices, purchase orders, ledgers, diaries, logs, calendar notes, computer printouts, computer disks, CD-ROMs, card files, lists of persons attending meetings or conferences, sketches, diagrams, calculations, evaluations, analyses, directions, work papers, press clippings, sworn or unsworn statements of employees, requisitions, manuals or guidelines, audit workpapers, financial analyses, tables of organizations, charts, graphs, indices, advertisements or other promotional material, audited and unaudited financial statements, trade letters, trade publications, newspapers or newsletters, diagrams, photographs, e-mails, electronic or mechanical records, telegrams, telecopies, audiotapes, videotapes, and all other receptacles or repositories housing or containing such Documents, and all other media used to record in any form, information. A draft, annotated or otherwise non-identical copy shall be considered a separate Document within the meaning of this term. "Document" shall also include any removable "Post-It" notes or other attachments affixed to any of the foregoing, as well as the file, folder tabs, and labels appended to or containing any Documents. For purposes of these Discovery Requests,

"Document" includes "electronically stored information"—or ESI—as that term is used in the Pennsylvania Rules of Civil Procedure.

- 5. If there is any objection or claim of privilege relating to any request, state in full the basis for the objection or claim of privilege, including the facts upon which you rely to support the objection or claim or privilege in sufficient detail to permit the Court to rule on the propriety of the objection or claim of privilege.
- 6. A request for a document shall be deemed to include a request for the entire document and transmittal sheets, cover letters, exhibits, enclosures, or attachments to the document, in addition to the document itself.
- 7. In the event that any information is redacted from a document produced pursuant to these Requests, the subject matter of the information withheld and the basis upon which such information is redacted must be furnished.
- 8. If you contend that any documents responsive to these requests are not reasonably accessible or would be unduly burdensome to locate and/or produce, identify such documents by category and source and provide detailed information regarding the burden or cost you claim is associated with the search for or production of such documents.
- 9. If any document requested herein was, but no longer is, in your possession, custody, or control, state what disposition was made of such document, why, and include the date and place of disposition and the person(s) who disposed of the document.
- 10. If any document responsive to these Requests has been destroyed, the response hereto shall describe in detail the circumstances of such destruction, including the date of destruction and the names and titles of all persons who participated in the destruction, and any documents related to such destruction are hereby requested to be produced.

11. If no documents are responsive to a particular request, state that no responsive documents exist.

Requests for Production of Documents

- Produce all documents related to the Property, including but not limited to any inspections, sampling or testing done on the Property.
- 2. Produce all documents related to Bryan Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 3. Produce all documents related to Ryan Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- Produce all documents related to Hunter Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- Produce all documents related to Colton Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- Produce all documents related to any communications with any third parties regarding the Latkanich Property or its residents.
- 7. Produce all documents related to any news report, article, documentary, or broadcast involving the Latkanich Property or its residents. This request includes, but is not limited to, documents related to Neela Banerjee, *Industrial Strength: How the US Government Hid Fracking's Risks to Drinking Water* (November 2017) and Neela Banerjee, *Has Fracking Tainted Your Water? Scientists Say EPA Safety Study Was Censored* (December 2017).

Certificate of Compliance

To Neela Banerjee:

You are required to complete the following Certificate of compliance when producing documents or things pursuant to the Subpoena.

CERTIFICATE OF COMPLIANCE WITH SUBPOENA TO PRODUCE DOCUMENTS OR THINGS PURSUANT TO RULE 4009,23

I,	, certify to the best of my knowledge, information
and belief that all documents of	or things required to be produced pursuant to the subpoena issued
on,	2023 have been produced.
Date:	Neela Baneriee

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA ON NEELA BANERJEE** was served upon counsel via electronic mail, this 3rd day of February, 2023.

Marc T. Valentine, Esq.
MARC T. VALENTINE & ASSOCIATES
The Rubicon Building
118 North Center Ave
Somerset, PA 15501
marcvaltax@gmail.com

Counsel for Plaintiff

Babst, Calland, Clements & Zomnir, P.C.

3y: //

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA** was served upon counsel via electronic mail, this 13th day of June, 2023.

Lisa Johnson, Esquire PA I.D. No. 200101 Lisa Johnson & Associates 1800 Murray Ave., #81728 Pittsburgh, PA 15217 lisa@lajteam.com

Counsel for Plaintiffs Bryan Latkanich, Hunter Latkanich, Colton Latkanich, and Ryan Latkanich

Babst, Calland, Clements and Zomnir, P.C.

By: 2 PL

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire

Edward D. Phillips, Esquire

BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

v.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA TO PRODUCE DOCUMENTS TO NBCUNIVERSAL MEDIA, LLC PURSUANT TO RULE 4009.25

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo
Pa. ID No. 34910
kcondo@babstcalland.com
Mark K. Dausch, Esquire
Pa. ID No. 205621
mdausch@babstcalland.com
Joshua S. Snyder
Pa. ID No. 315845
jsnyder@babstcalland.com
Edward D. Phillips
Pa. ID No. 322402
ephillips@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812 Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 (412) 394-5400 – Phone (412) 394-6576 – Fax

BRYAN LATKANICH,)	CIVIL DIVISION
HUNTER LATKANICH,)	
COLTON LATKANICH, and)	Case No. 2022-6006
RYAN LATKANICH, a minor by and		
through natural guardian BRYAN)	
LATKANICH,)	
)	
Plaintiffs,)	
v.)	
)	
CHEVRON CORP., CHEVRON U.S.A.)	
INC., CHEVRON APPALACHIA, LLC,)	
EQT CORP., EQT PRODUCTION	1	
COMPANY, EQT PRODUCTION	í	
MARCELLUS, EQT CHAP LLC, and JOHN)	
DOE DEFENDANTS,	,	

Defendants.

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA

As a prerequisite to service of subpoenas for documents and things pursuant to Pa. R. Civ. P. 4009.22, Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC (collectively, "Defendants"), by and through their undersigned counsel, certify that:

- (1) A notice of intent to serve the subpoena with a copy of the subpoena attached thereto was delivered to each party at least twenty days prior to the date on which the subpoena is sought to be served,
- (2) A copy of the notice of intent, including the proposed subpoena, is attached to this certificate.
- (3) No objection to the subpoena has been received, and
- (4) The subpoena which will be served is identical to the subpoena which is attached to the notice of intent to serve the subpoena.

Dated: June 13, 2023

Respectfully submitted,

BABST, CALLAND, CLEMENTS and ZOMNIR, PC.

Kathy K. Condo, Esquire

Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Edward D. Phillips, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400



BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

v.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

NOTICE OF INTENT TO SERVE SUBPOENA ON NBCUNIVERSAL MEDIA, LLC

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo
Pa. ID No. 34910
kcondo@babstcalland.com
Mark K. Dausch, Esquire
Pa I.D. No. 205621
mdausch@babstcalland.com
Joshua S. Snyder
Pa. ID No. 315845
jsnyder@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812 Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 (412) 394-5400 – Phone (412) 394-6576 – Fax

BRYAN LATKANICH,) CIVIL DIVISION
HUNTER LATKANICH,)
COLTON LATKANICH, and) Case No. 2022-6006
RYAN LATKANICH, a minor by and)
through natural guardian BRYAN)
LATKANICH,)
Plaintiffs,)
v.)
CHEVRON CORP., CHEVRON U.S.A.)
INC., CHEVRON APPALACHIA, LLC,	}
EQT CORP., EQT PRODUCTION)
COMPANY, EQT PRODUCTION)
MARCELLUS, EQT CHAP LLC, and JOHN)
DOE DEFENDANTS,	<i>*</i>

Defendants.

NOTICE OF INTENT TO SERVE SUBPOENA ON NBCUNIVERSAL MEDIA, LLC

Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC intend to serve a subpoena identical to the one that is attached to this notice.

You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena will be served.

Dated: February 3, 2023 Respectfully submitted,

BABST, CALLAND, CLEMENTS AND ZOMNIR,

PC.

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400

COUNTY OF WASHINGTON

ryan Latkanich, et al.	:
V.	: FILE NO. 2022-4004
Chevron Corp., et al.	:
	PRODUCE DOCUMENTS OR THINGS ERY PURSUANT TO RULE 4009.22
TO: NBCUNIVERTAL MEDIC	e of Person or Entity).
Within twenty (20) days after service of th following documents or things: See Ex	nis subpoena, you are ordered by the court to produce the
at 1003 Stanwix St, Loth Floor, Pittsburgh, PA	15222; or electronically to jsnyder@babstcalland.com (Address)
together with the certificate of compliance, to the	ocuments or produce things requested by this subpoena, e party making this request at the address listed above. You have of preparing the copies or producing the things sought.
If you fail to produce the documents or things service, the party serving this subpoena may seek	required by this subpoena within twenty (20) days after its a court order compelling you to comply with it.
THIS SUBPOENA WAS ISSUED AT THE REQUES	ST OF THE FOLLOWING PERSON:
NAME: Joshua Snyder ADDRESS: WO3 Stanwix St, bth Floor Pittsburgh, PA 15222 TELEPHONE: 412-394-4556 SUPREME COURT ID #315845 ATTORNEY FOR: Chevron FEBT defendar	
ATTORNET FOR. DITOVIOLITY EXT. CACTOTICAS	BY THE COURT: LAURA H. HOUGH, PROTHONOTARY MY TERM EXPIRES FIRST MONDAY IN JANUARY 2024
Date:	Ima) (1) he todown

BRYAN LATKANICH,) CIVIL DI	VISION
HUNTER LATKANICH,)	
COLTON LATKANICH, and) Case No.	2022-6006
RYAN LATKANICH, a minor by and)	
through natural guardian BRYAN)	
LATKANICH,)	
)	
Plaintiffs,)	
v.)	
)	
CHEVRON CORP., CHEVRON U.S.A.)	
INC., CHEVRON APPALACHIA, LLC,)	
EQT CORP., EQT PRODUCTION)	
COMPANY, EQT PRODUCTION)	
MARCELLUS, EQT CHAP LLC, and JOHN)	
DOE DEFENDANTS,	,	

Defendants.

EXHIBIT A TO SUBPOENA

Definitions and Instructions

- 1. "Latkanich Property" or "Property" shall mean the property located at 95 Hill Road, Fredericktown, Pennsylvania 15333.
- 2. "Communications" shall mean all forms of written and oral transmissions of information, including, but not limited to, letters, e-mails, faxes, voice mails, notes, memos, and all electronic correspondence such as instant messaging.
- 3. The terms "concern," "concerning," "relate to," "relating to," "refer to," "referring to," and "evidence" shall be interpreted broadly to include constituting, reflecting, respecting, supporting, contradicting, describing, recording, noting, embodying, containing, mentioning, alluding to, responding to, connected with, studying, analyzing, evaluating, commenting on, in respect of, about, regarding, discussing, or showing, analyzing, constituting, containing anything

relevant in any way to the specified subject within the meaning of Rule 4003.1 of the Pennsylvania Rules of Civil Procedure.

4. "Document" shall extend to the fullest scope provided for under Rule 4009.1 of the Pennsylvania Rules of Civil Procedure and shall include, without limitation, all written or graphic matter or any other means of preserving thought or expression of every type and description regardless of origin or location, whether written, recorded, transcribed, taped, punched, filmed, microfilmed, or in any other way produced, reproduced or recorded, and including but not limited to: originals, drafts, computer-stored and computer-retrievable information, copies or duplicates that are marked with any notation or annotation, copies or duplicates that differ in any way from the original, correspondence, memoranda, reports, notes, minutes, contracts, agreements, books, records, vouchers, invoices, purchase orders, ledgers, diaries, logs, calendar notes, computer printouts, computer disks, CD-ROMs, card files, lists of persons attending meetings or conferences, sketches, diagrams, calculations, evaluations, analyses, directions, work papers, press clippings, sworn or unsworn statements of employees, requisitions, manuals or guidelines, audit workpapers, financial analyses, tables of organizations, charts, graphs, indices, advertisements or other promotional material, audited and unaudited financial statements, trade letters, trade publications, newspapers or newsletters, diagrams, photographs, e-mails, electronic or mechanical records, telegrams, telecopies, audiotapes, videotapes, and all other receptacles or repositories housing or containing such Documents, and all other media used to record in any form, information. A draft, annotated or otherwise non-identical copy shall be considered a separate Document within the meaning of this term. "Document" shall also include any removable "Post-It" notes or other attachments affixed to any of the foregoing, as well as the file, folder tabs, and labels appended to or containing any Documents. For purposes of these Discovery Requests,

"Document" includes "electronically stored information"—or ESI—as that term is used in the Pennsylvania Rules of Civil Procedure.

- 5. If there is any objection or claim of privilege relating to any request, state in full the basis for the objection or claim of privilege, including the facts upon which you rely to support the objection or claim or privilege in sufficient detail to permit the Court to rule on the propriety of the objection or claim of privilege.
- 6. A request for a document shall be deemed to include a request for the entire document and transmittal sheets, cover letters, exhibits, enclosures, or attachments to the document, in addition to the document itself.
- 7. In the event that any information is redacted from a document produced pursuant to these Requests, the subject matter of the information withheld and the basis upon which such information is redacted must be furnished.
- 8. If you contend that any documents responsive to these requests are not reasonably accessible or would be unduly burdensome to locate and/or produce, identify such documents by category and source and provide detailed information regarding the burden or cost you claim is associated with the search for or production of such documents.
- 9. If any document requested herein was, but no longer is, in your possession, custody, or control, state what disposition was made of such document, why, and include the date and place of disposition and the person(s) who disposed of the document.
- 10. If any document responsive to these Requests has been destroyed, the response hereto shall describe in detail the circumstances of such destruction, including the date of destruction and the names and titles of all persons who participated in the destruction, and any documents related to such destruction are hereby requested to be produced.

11. If no documents are responsive to a particular request, state that no responsive documents exist.

Requests for Production of Documents

- Produce all documents related to the Property, including but not limited to any inspections, sampling or testing done on the Property.
- 2. Produce all documents related to Bryan Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 3. Produce all documents related to Ryan Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 4. Produce all documents related to Hunter Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 5. Produce all documents related to Colton Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 6. Produce all documents related to any communications with any third parties regarding the Latkanich Property or its residents.
- 7. Produce all documents related to any news report, article, documentary, or broadcast involving the Latkanich Property or its residents. This request includes, but is not limited to, documents related to CNBC, *Should the U.S. Ban Fracking?* (January 2020).

Certificate of Compliance

To the NBCUniversal Media, LLC:

You are required to complete the following Certificate of compliance when producing documents or things pursuant to the Subpoena.

CERTIFICATE OF COMPLIANCE WITH SUBPOENA TO PRODUCE DOCUMENTS OR THINGS PURSUANT TO RULE 4009.23

I,	, certify to the best of my knowledge, information
and belief that all docume	ents or things required to be produced pursuant to the subpoena issued
on	, 2023 have been produced.
Date:	
	Representative of the NRCI Iniversal Media, L.I.C.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA ON NBCUNIVERSAL MEDIA, LLC** was served upon counsel via electronic mail, this 3rd day of February, 2023.

Marc T. Valentine, Esq.
MARC T. VALENTINE & ASSOCIATES
The Rubicon Building
118 North Center Ave
Somerset, PA 15501
marcvaltax@gmail.com

Counsel for Plaintiff

Babst, Calland, Clements & Zomnir, P.C.

Bv:

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA** was served upon counsel via electronic mail, this 13th day of June, 2023.

Lisa Johnson, Esquire PA I.D. No. 200101 Lisa Johnson & Associates 1800 Murray Ave., #81728 Pittsburgh, PA 15217 lisa@lajteam.com

Counsel for Plaintiffs Bryan Latkanich, Hunter Latkanich, Colton Latkanich, and Ryan Latkanich

Babst, Calland, Clements and Zomnir, P.C.

Kathy K. Condo, Esquire

Mark K. Dausch, Esquire

Joshua S. Snyder, Esquire

Edward D. Phillips, Esquire

BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

v.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA TO PRODUCE DOCUMENTS TO PITTSBURGH POST-GAZETTE PURSUANT TO RULE 4009.25

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo
Pa. ID No. 34910
kcondo@babstcalland.com
Mark K. Dausch, Esquire
Pa. ID No. 205621
mdausch@babstcalland.com
Joshua S. Snyder
Pa. ID No. 315845
jsnyder@babstcalland.com
Edward D. Phillips
Pa. ID No. 322402
ephillips@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812 Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 (412) 394-5400 – Phone (412) 394-6576 – Fax

BRYAN LATKANICH,)	CIVIL DIVISION
HUNTER LATKANICH,)	
COLTON LATKANICH, and)	Case No. 2022-6006
RYAN LATKANICH, a minor by and)	
through natural guardian BRYAN)	
LATKANICH,)	
Plaintiffs,)	
v.)	
CHEVRON CORP., CHEVRON U.S.A.)	
INC., CHEVRON APPALACHIA, LLC,)	
EQT CORP., EQT PRODUCTION	í	
COMPANY, EQT PRODUCTION	í	
MARCELLUS, EQT CHAP LLC, and JOHN	Ć	
DOE DEFENDANTS,	,	

Defendants.

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA

As a prerequisite to service of subpoenas for documents and things pursuant to Pa. R. Civ. P. 4009.22, Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC (collectively, "Defendants"), by and through their undersigned counsel, certify that:

- (1) A notice of intent to serve the subpoena with a copy of the subpoena attached thereto was delivered to each party at least twenty days prior to the date on which the subpoena is sought to be served,
- (2) A copy of the notice of intent, including the proposed subpoena, is attached to this certificate,
- (3) No objection to the subpoena has been received, and
- (4) The subpoena which will be served is identical to the subpoena which is attached to the notice of intent to serve the subpoena.

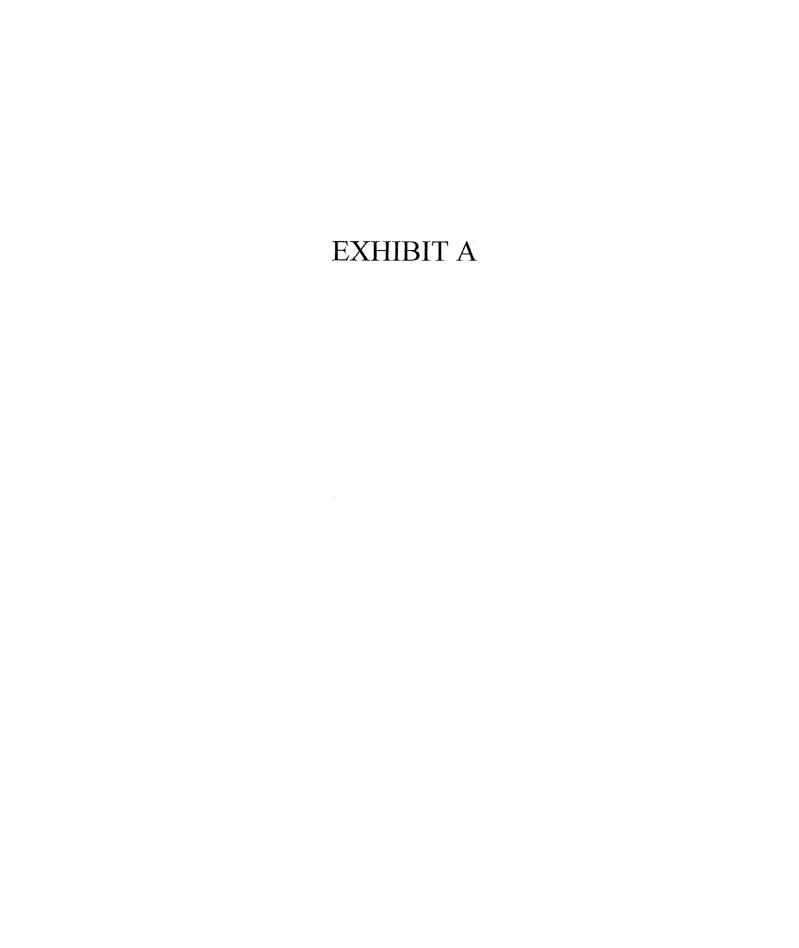
Dated: June 13, 2023

Respectfully submitted,

BABST, CALLAND, CLEMENTS and ZOMNIR, PC.

e phe

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Edward D. Phillips, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400



BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs.

v.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

NOTICE OF INTENT TO SERVE SUBPOENA ON PITTSBURGH POST-GAZETTE

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo
Pa. ID No. 34910
kcondo@babstcalland.com
Mark K. Dausch, Esquire
Pa I.D. No. 205621
mdausch@babstcalland.com
Joshua S. Snyder
Pa. ID No. 315845
jsnyder@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812
Two Gateway Center, 6th Floor 603 Stanwix Street
Pittsburgh, PA 15222
(412) 394-5400 – Phone
(412) 394-6576 – Fax

BRYAN LATKANICH,) CIVIL DIVISION
HUNTER LATKANICH,)
COLTON LATKANICH, and) Case No. 2022-6006
RYAN LATKANICH, a minor by and)
through natural guardian BRYAN)
LATKANICH,)
Plaintiffs,)
V.)
CHEVRON CORP., CHEVRON U.S.A.	
INC., CHEVRON APPALACHIA, LLC,	\
EQT CORP., EQT PRODUCTION	í
COMPANY, EQT PRODUCTION	j
MARCELLUS, EQT CHAP LLC, and JOHN)
DOE DEFENDANTS,	

Defendants.

NOTICE OF INTENT TO SERVE SUBPOENA ON PITTSBURGH POST-GAZETTE

Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC intend to serve a subpoena identical to the one that is attached to this notice.

You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena will be served.

Dated: February 3, 2023

Respectfully submitted,

BABST, CALLAND, CLEMENTS AND ZOMNIR,

PC.

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400

COUNTY OF WASHINGTON

n	:
Bryan Latkanich, et al.	:
. V .	: FILE NO. 2022 - 6006
Cheuran Corp., et al.	:
Cheuran Corp., et al.	:
	TO PRODUCE DOCUMENTS OR THINGS OVERY PURSUANT TO RULE 4009.22
TO: PG Publishing Comp	Dany dbla Pittsburgh Post-Gazette Jame of Person or Entity).
Within twenty (20) days after service of following documents or things:	of this subpoena, you are ordered by the court to produce the ee Exhibit A attached
at 1603 Stanwix St, Leth Floor, Pittsburgh,	PA 15222; or electronically to jsnyder@babstcalland.com (Address)
together with the certificate of compliance, t	he documents or produce things requested by this subpoena, o the party making this request at the address listed above. You have ost of preparing the copies or producing the things sought.
	ngs required by this subpoena within twenty (20) days after its seek a court order compelling you to comply with it.
THIS SUBPOENA WAS ISSUED AT THE REC	QUEST OF THE FOLLOWING PERSON:
NAME: Joshua Snyder ADDRESS: 603 Stanwik St. 6th Floor Pittsburgh, PA 15222 TELEPHONE: 412-394-6556 SUPREME COURT ID #315845 ATTORNEY FOR: Chevron & EQT Defen	
ATTORNET FOR. CHOWAT & Car Delan	
	LAURA H. HOUGH, PROTHONOTARY MY TERM EXPIRES FIRST MONDAY IN JANUARY 2024
Date:	Imas Wheter DSXI
Seal of the Court	DEPUTY

BRYAN LATKANICH,)	CIVIL DIVISION
HUNTER LATKANICH,)	
COLTON LATKANICH, and)	Case No. 2022-6006
RYAN LATKANICH, a minor by and)	
through natural guardian BRYAN)	
LATKANICH,)	
)	
Plaintiffs,)	
V.)	
CHEVRON CORP., CHEVRON U.S.A.)	
-)	
INC., CHEVRON APPALACHIA, LLC,)	
EQT CORP., EQT PRODUCTION)	
COMPANY, EQT PRODUCTION)	
MARCELLUS, EQT CHAP LLC, and JOHN)	
DOE DEFENDANTS,	•	

Defendants.

EXHIBIT A TO SUBPOENA

Definitions and Instructions

- 1. "Latkanich Property" or "Property" shall mean the property located at 95 Hill Road, Fredericktown, Pennsylvania 15333.
- 2. "Communications" shall mean all forms of written and oral transmissions of information, including, but not limited to, letters, e-mails, faxes, voice mails, notes, memos, and all electronic correspondence such as instant messaging.
- 3. The terms "concern," "concerning," "relate to," "relating to," "refer to," "referring to," and "evidence" shall be interpreted broadly to include constituting, reflecting, respecting, supporting, contradicting, describing, recording, noting, embodying, containing, mentioning, alluding to, responding to, connected with, studying, analyzing, evaluating, commenting on, in respect of, about, regarding, discussing, or showing, analyzing, constituting, containing anything

relevant in any way to the specified subject within the meaning of Rule 4003.1 of the Pennsylvania Rules of Civil Procedure.

"Document" shall extend to the fullest scope provided for under Rule 4009.1 of the 4. Pennsylvania Rules of Civil Procedure and shall include, without limitation, all written or graphic matter or any other means of preserving thought or expression of every type and description regardless of origin or location, whether written, recorded, transcribed, taped, punched, filmed, microfilmed, or in any other way produced, reproduced or recorded, and including but not limited to: originals, drafts, computer-stored and computer-retrievable information, copies or duplicates that are marked with any notation or annotation, copies or duplicates that differ in any way from the original, correspondence, memoranda, reports, notes, minutes, contracts, agreements, books, records, vouchers, invoices, purchase orders, ledgers, diaries, logs, calendar notes, computer printouts, computer disks, CD-ROMs, card files, lists of persons attending meetings or conferences, sketches, diagrams, calculations, evaluations, analyses, directions, work papers, press clippings, sworn or unsworn statements of employees, requisitions, manuals or guidelines, audit workpapers, financial analyses, tables of organizations, charts, graphs, indices, advertisements or other promotional material, audited and unaudited financial statements, trade letters, trade publications, newspapers or newsletters, diagrams, photographs, e-mails, electronic or mechanical records, telegrams, telecopies, audiotapes, videotapes, and all other receptacles or repositories housing or containing such Documents, and all other media used to record in any form, information. A draft, annotated or otherwise non-identical copy shall be considered a separate Document within the meaning of this term. "Document" shall also include any removable "Post-It" notes or other attachments affixed to any of the foregoing, as well as the file, folder tabs, and labels appended to or containing any Documents. For purposes of these Discovery Requests,

"Document" includes "electronically stored information"—or ESI—as that term is used in the Pennsylvania Rules of Civil Procedure.

- 5. If there is any objection or claim of privilege relating to any request, state in full the basis for the objection or claim of privilege, including the facts upon which you rely to support the objection or claim or privilege in sufficient detail to permit the Court to rule on the propriety of the objection or claim of privilege.
- 6. A request for a document shall be deemed to include a request for the entire document and transmittal sheets, cover letters, exhibits, enclosures, or attachments to the document, in addition to the document itself.
- 7. In the event that any information is redacted from a document produced pursuant to these Requests, the subject matter of the information withheld and the basis upon which such information is redacted must be furnished.
- 8. If you contend that any documents responsive to these requests are not reasonably accessible or would be unduly burdensome to locate and/or produce, identify such documents by category and source and provide detailed information regarding the burden or cost you claim is associated with the search for or production of such documents.
- 9. If any document requested herein was, but no longer is, in your possession, custody, or control, state what disposition was made of such document, why, and include the date and place of disposition and the person(s) who disposed of the document.
- 10. If any document responsive to these Requests has been destroyed, the response hereto shall describe in detail the circumstances of such destruction, including the date of destruction and the names and titles of all persons who participated in the destruction, and any documents related to such destruction are hereby requested to be produced.

11. If no documents are responsive to a particular request, state that no responsive documents exist.

Requests for Production of Documents

- 1. Produce all documents related to the Property, including but not limited to any inspections, sampling or testing done on the Property.
- 2. Produce all documents related to Bryan Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 3. Produce all documents related to Ryan Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 4. Produce all documents related to Hunter Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 5. Produce all documents related to Colton Latkanich, including but not limited to communications with him, and any examination, testing, or sampling done with or on him.
- 6. Produce all documents related to any communications with any third parties regarding the Latkanich Property or its residents.
- 7. Produce all documents related to any news report, article, documentary, or broadcast involving the Latkanich Property or its residents. This request includes, but is not limited to, documents related to David Templeton and Don Hopey, *The Human Toll Part 2 The Industry Says Otherwise, but Studies Identify Specific Harms that Shale Gas Pollution Can Cause for Fetuses, Newborns, Children, and Teenagers* (July 2019).

Certificate of Compliance

To the Pittsburgh Post-Gazette:

You are required to complete the following Certificate of compliance when producing documents or things pursuant to the Subpoena.

CERTIFICATE OF COMPLIANCE WITH SUBPOENA TO PRODUCE DOCUMENTS OR THINGS PURSUANT TO RULE 4009.23

Ι,	, certify to the best of my knowledge, information
and belief that all documents of	or things required to be produced pursuant to the subpoena issued
on,	2023 have been produced.
Date:	Representative of the Pittsburgh Post-Gazette

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA ON PITTSBURGH POST-GAZETTE** was served upon counsel via electronic mail, this 3rd day of February, 2023.

Marc T. Valentine, Esq.
MARC T. VALENTINE & ASSOCIATES
The Rubicon Building
118 North Center Ave
Somerset, PA 15501
marcvaltax@gmail.com

Counsel for Plaintiff

Babst, Calland, Clements & Zomnir, P.C.

Ev/

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA** was served upon counsel via electronic mail, this 13th day of June, 2023.

Lisa Johnson, Esquire PA I.D. No. 200101 Lisa Johnson & Associates 1800 Murray Ave., #81728 Pittsburgh, PA 15217 lisa@lajteam.com

Counsel for Plaintiffs Bryan Latkanich, Hunter Latkanich, Colton Latkanich, and Ryan Latkanich

Babst, Calland, Clements and Zomnir, P.C.

Kathy K. Condo, Esquire

Mark K. Dausch, Esquire

Joshua S. Snyder, Esquire

Edward D. Phillips, Esquire

BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

v.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA TO PRODUCE DOCUMENTS TO WTAE-TV PURSUANT TO RULE 4009.25

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo Pa. ID No. 34910

kcondo@babstcalland.com Mark K. Dausch, Esquire

Pa. ID No. 205621

mdausch@babstcalland.com

Joshua S. Snyder Pa. ID No. 315845

jsnyder@babstcalland.com

Edward D. Phillips Pa. ID No. 322402

ephillips@babstcalland.com

BABST, CALLAND, CLEMENTS

and ZOMNIR, P.C.

Firm #812

Two Gateway Center, 6th Floor

603 Stanwix Street
Pittsburgh, PA 15222
(412) 394-5400 – Phone
(412) 394-6576 – Fax

BRYAN LATKANICH,)	CIVIL DIVISION
HUNTER LATKANICH,)	
COLTON LATKANICH, and)	Case No. 2022-6006
RYAN LATKANICH, a minor by and)	
through natural guardian BRYAN)	
LATKANICH,)	
)	
Plaintiffs,)	
v.)	
CHEVRON CORP., CHEVRON U.S.A.)	
INC., CHEVRON APPALACHIA, LLC,)	
EQT CORP., EQT PRODUCTION)	
COMPANY, EQT PRODUCTION)	
MARCELLUS, EQT CHAP LLC, and JOHN	í	
DOE DEFENDANTS,	,	

Defendants.

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA

As a prerequisite to service of subpoenas for documents and things pursuant to Pa. R. Civ. P. 4009.22, Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC (collectively, "Defendants"), by and through their undersigned counsel, certify that:

- (1) A notice of intent to serve the subpoena with a copy of the subpoena attached thereto was delivered to each party at least twenty days prior to the date on which the subpoena is sought to be served,
- (2) A copy of the notice of intent, including the proposed subpoena, is attached to this certificate,
- (3) No objection to the subpoena has been received, and
- (4) The subpoena which will be served is identical to the subpoena which is attached to the notice of intent to serve the subpoena.

Dated: June 13, 2023

Respectfully submitted,

BABST, CALLAND, CLEMENTS and ZOMNIR, PC.

2000

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Edward D. Phillips, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400



BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

٧.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

NOTICE OF INTENT TO SERVE SUBPOENA ON WTAE-TV

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo
Pa. ID No. 34910
kcondo@babstcalland.com
Mark K. Dausch, Esquire
Pa I.D. No. 205621
mdausch@babstcalland.com
Joshua S. Snyder
Pa. ID No. 315845
jsnyder@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812 Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 (412) 394-5400 – Phone (412) 394-6576 – Fax

BRYAN LATKANICH,) CIVIL DIVISION
HUNTER LATKANICH,)
COLTON LATKANICH, and) Case No. 2022-6006
RYAN LATKANICH, a minor by and)
through natural guardian BRYAN)
LATKANICH,)
Plaintiffs,)
٧.)
CHEVRON CORP., CHEVRON U.S.A.)
INC., CHEVRON APPALACHIA, LLC,	3
EQT CORP., EQT PRODUCTION	3
COMPANY, EQT PRODUCTION	Ś
MARCELLUS, EQT CHAP LLC, and JOHN)
DOE DEFENDANTS.	. 2

Defendants.

NOTICE OF INTENT TO SERVE SUBPOENA ON WTAE-TV

Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC intend to serve a subpoena identical to the one that is attached to this notice.

You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena will be served.

Dated: February 3, 2023

Respectfully submitted,

BABST, CALLAND, CLEMENTS AND ZOMNIR,

PC.

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400

COUNTY OF WASHINGTON

	·
Bryan Latkanich, et al.	:
J · V	: FILE NO. 2022-6006
0.	:
Chevron Corp., et al.	:
SURPOENA TO PRO	DDUCE DOCUMENTS OR THINGS
	PURSUANT TO RULE 4009.22
TO: WTAE - TV	
	f Person or Entity).
Within twenty (20) days after service of this s	subpoena, you are ordered by the court to produce the
following documents or things: See Exh	
	
at 603 Stanwix St, Loth Floor, Pittsburgh, P.	A 15222; or electronically to isnyder@babstcalland.com (Address)
	(Address)
	ments or produce things requested by this subpoena, arty making this request at the address listed above. You have reparing the copies or producing the things sought.
If you fail to produce the documents or things requestrice, the party serving this subpoena may seek a continuous continuous seek a continuous	uired by this subpoena within twenty (20) days after its court order compelling you to comply with it.
THIS SUBPOENA WAS ISSUED AT THE REQUEST O	OF THE FOLLOWING PERSON:
NAME: Joshua Snyder ADDRESS: 403 Stanwix St. 14th Floor Pittsburgh, PA 15222 TELEPHONE: 412-894-10556 SUPREME COURT ID # 315845 ATTORNEY FOR: Chevron & EQT Defendants	
	BY THE COURT: LAURA H. HOUGH, PROTHONOTARY MY TERM EXPIRES FIRST MONDAY IN JANUARY 2024
Date:	Umas (e)h, toology
Seal of the Court	DEPUTY

BRYAN LATKANICH, HUNTER LATKANICH,)	CIVIL DIVISION
COLTON LATKANICH, and)	Case No. 2022-6006
RYAN LATKANICH, a minor by and)	
through natural guardian BRYAN)	
LATKANICH,)	
Plaintiffs,)	
v.)	
CHEVRON CORP., CHEVRON U.S.A.)	
INC., CHEVRON APPALACHIA, LLC,)	
EQT CORP., EQT PRODUCTION)	
COMPANY, EQT PRODUCTION)	
MARCELLUS, EQT CHAP LLC, and JOHN)	
DOE DEFENDANTS,	•	

Defendants.

EXHIBIT A TO SUBPOENA

Definitions and Instructions

- 1. "Latkanich Property" or "Property" shall mean the property located at 95 Hill Road, Fredericktown, Pennsylvania 15333.
- 2. "Communications" shall mean all forms of written and oral transmissions of information, including, but not limited to, letters, e-mails, faxes, voice mails, notes, memos, and all electronic correspondence such as instant messaging.
- 3. The terms "concern," "concerning," "relate to," "relating to," "refer to," "referring to," and "evidence" shall be interpreted broadly to include constituting, reflecting, respecting, supporting, contradicting, describing, recording, noting, embodying, containing, mentioning, alluding to, responding to, connected with, studying, analyzing, evaluating, commenting on, in respect of, about, regarding, discussing, or showing, analyzing, constituting, containing anything

relevant in any way to the specified subject within the meaning of Rule 4003.1 of the Pennsylvania Rules of Civil Procedure.

"Document" shall extend to the fullest scope provided for under Rule 4009.1 of the Pennsylvania Rules of Civil Procedure and shall include, without limitation, all written or graphic matter or any other means of preserving thought or expression of every type and description regardless of origin or location, whether written, recorded, transcribed, taped, punched, filmed, microfilmed, or in any other way produced, reproduced or recorded, and including but not limited to: originals, drafts, computer-stored and computer-retrievable information, copies or duplicates that are marked with any notation or annotation, copies or duplicates that differ in any way from the original, correspondence, memoranda, reports, notes, minutes, contracts, agreements, books, records, vouchers, invoices, purchase orders, ledgers, diaries, logs, calendar notes, computer printouts, computer disks, CD-ROMs, card files, lists of persons attending meetings or conferences, sketches, diagrams, calculations, evaluations, analyses, directions, work papers, press clippings, sworn or unsworn statements of employees, requisitions, manuals or guidelines, audit workpapers, financial analyses, tables of organizations, charts, graphs, indices, advertisements or other promotional material, audited and unaudited financial statements, trade letters, trade publications, newspapers or newsletters, diagrams, photographs, e-mails, electronic or mechanical records, telegrams, telecopies, audiotapes, videotapes, and all other receptacles or repositories housing or containing such Documents, and all other media used to record in any form, information. A draft, annotated or otherwise non-identical copy shall be considered a separate Document within the meaning of this term. "Document" shall also include any removable "Post-It" notes or other attachments affixed to any of the foregoing, as well as the file, folder tabs, and labels appended to or containing any Documents. For purposes of these Discovery Requests,

"Document" includes "electronically stored information"—or ESI—as that term is used in the Pennsylvania Rules of Civil Procedure.

- 5. If there is any objection or claim of privilege relating to any request, state in full the basis for the objection or claim of privilege, including the facts upon which you rely to support the objection or claim or privilege in sufficient detail to permit the Court to rule on the propriety of the objection or claim of privilege.
- 6. A request for a document shall be deemed to include a request for the entire document and transmittal sheets, cover letters, exhibits, enclosures, or attachments to the document, in addition to the document itself.
- 7. In the event that any information is redacted from a document produced pursuant to these Requests, the subject matter of the information withheld and the basis upon which such information is redacted must be furnished.
- 8. If you contend that any documents responsive to these requests are not reasonably accessible or would be unduly burdensome to locate and/or produce, identify such documents by category and source and provide detailed information regarding the burden or cost you claim is associated with the search for or production of such documents.
- 9. If any document requested herein was, but no longer is, in your possession, custody, or control, state what disposition was made of such document, why, and include the date and place of disposition and the person(s) who disposed of the document.
- 10. If any document responsive to these Requests has been destroyed, the response hereto shall describe in detail the circumstances of such destruction, including the date of destruction and the names and titles of all persons who participated in the destruction, and any documents related to such destruction are hereby requested to be produced.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA** was served upon counsel via electronic mail, this 13th day of June, 2023.

Lisa Johnson, Esquire PA I.D. No. 200101 Lisa Johnson & Associates 1800 Murray Ave., #81728 Pittsburgh, PA 15217 lisa@lajteam.com

Counsel for Plaintiffs Bryan Latkanich, Hunter Latkanich, Colton Latkanich, and Ryan Latkanich

Babst, Calland, Clements and Zomnir, P.C.

By:_ &

Kathy K. Condo, Esquire Mark K. Dausch, Esquire

Joshua S. Snyder, Esquire

Edward D. Phillips, Esquire

BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

v.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA TO PRODUCE DOCUMENTS TO WEST VIRGINIA PUBLIC BROADCASTING FOUNDATION, INCORPORATED PURSUANT TO RULE 4009.25

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo Pa. ID No. 34910 kcondo@babstcalland.com Mark K. Dausch, Esquire Pa. ID No. 205621

mdausch@babstcalland.com

Joshua S. Snyder Pa. ID No. 315845

isnyder@babstcalland.com

Edward D. Phillips Pa. ID No. 322402

ephillips@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812

Two Gateway Center, 6th Floor

603 Stanwix Street Pittsburgh, PA 15222 (412) 394-5400 – Phone (412) 394-6576 – Fax

BRYAN LATKANICH,)	CIVIL DIVISION
HUNTER LATKANICH,)	
COLTON LATKANICH, and)	Case No. 2022-6006
RYAN LATKANICH, a minor by and)	
through natural guardian BRYAN)	
LATKANICH,)	
)	
Plaintiffs,)	
v.)	
CHEVRON CORP. CHEVRON H.C.A.)	
CHEVRON CORP., CHEVRON U.S.A.)	
INC., CHEVRON APPALACHIA, LLC,	ĺ	
EQT CORP., EQT PRODUCTION	í	
COMPANY, EQT PRODUCTION	ì	
MARCELLUS, EQT CHAP LLC, and JOHN)	
DOE DEFENDANTS,	,	

Defendants.

CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA

As a prerequisite to service of subpoenas for documents and things pursuant to Pa. R. Civ. P. 4009.22, Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC (collectively, "Defendants"), by and through their undersigned counsel, certify that:

- (1) A notice of intent to serve the subpoena with a copy of the subpoena attached thereto was delivered to each party at least twenty days prior to the date on which the subpoena is sought to be served,
- (2) A copy of the notice of intent, including the proposed subpoena, is attached to this certificate,
- (3) No objection to the subpoena has been received, and
- (4) The subpoena which will be served is identical to the subpoena which is attached to the notice of intent to serve the subpoena.

Dated: June 13, 2023

Respectfully submitted,

BABST, CALLAND, CLEMENTS and ZOMNIR, PC.

Kathy K. Condo, Esquire

& ples

Mark K. Dausch, Esquire

Joshua S. Snyder, Esquire

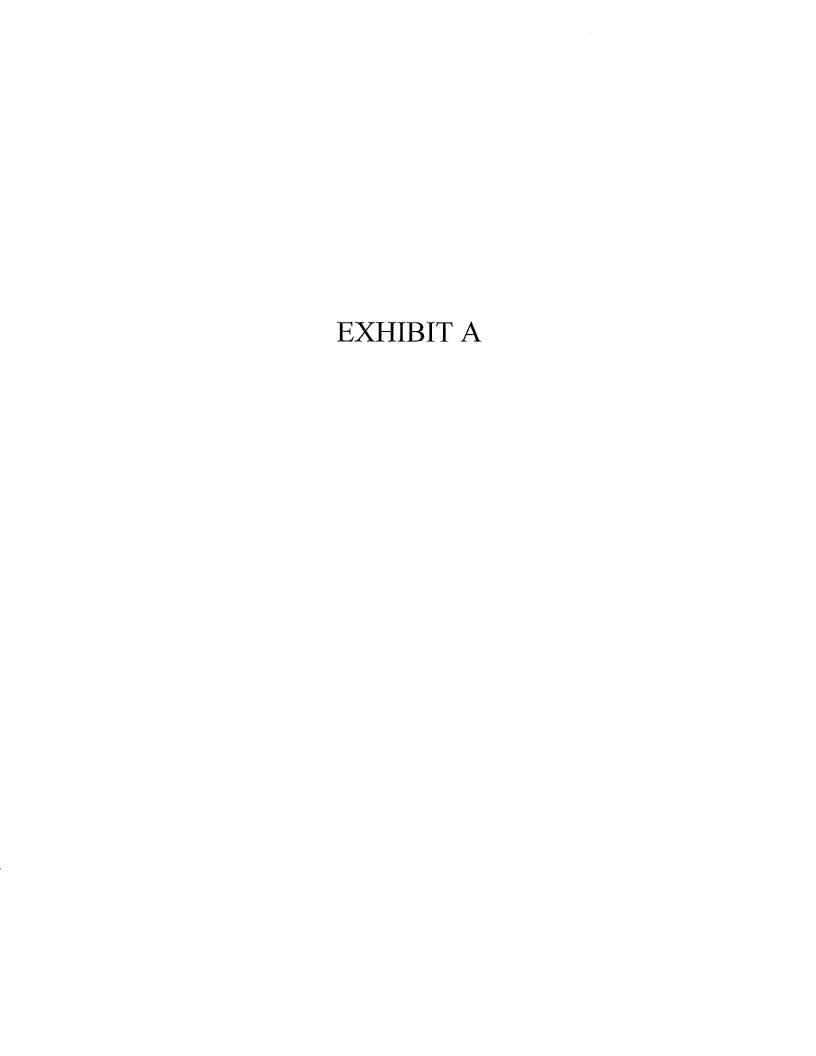
Edward D. Phillips, Esquire

Two Gateway Center, 6th Floor

603 Stanwix Street

Pittsburgh, PA 15222

412.394.5400



BRYAN LATKANICH, HUNTER LATKANICH, COLTON LATKANICH, and RYAN LATKANICH, a minor by and through natural guardian BRYAN LATKANICH,

Plaintiffs,

v.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE DEFENDANTS,

Defendants.

CIVIL DIVISION

Case No. 2022-6006

NOTICE OF INTENT TO SERVE SUBPOENA ON WEST VIRGINIA PUBLIC BROADCASTING FOUNDATION, INCORPORATED

Served on Behalf of Defendants: CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, and EQT CHAP LLC

Counsel of Record for this Party:

Kathy K. Condo
Pa. ID No. 34910
kcondo@babstcalland.com
Mark K. Dausch, Esquire
Pa I.D. No. 205621
mdausch@babstcalland.com
Joshua S. Snyder
Pa. ID No. 315845
jsnyder@babstcalland.com

BABST, CALLAND, CLEMENTS and ZOMNIR, P.C. Firm #812 Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 (412) 394-5400 – Phone (412) 394-6576 – Fax

BRYAN LATKANICH,)	CIVIL DIVISION
HUNTER LATKANICH,)	
COLTON LATKANICH, and)	Case No. 2022-6006
RYAN LATKANICH, a minor by and)	
through natural guardian BRYAN)	
LATKANICH,)	
)	
Plaintiffs,	{	
v.	5	
CHENTONI CORR. CHENTONING I)	
CHEVRON CORP., CHEVRON U.S.A.	Í	
INC., CHEVRON APPALACHIA, LLC,	í	
EQT CORP., EQT PRODUCTION	3	
COMPANY, EQT PRODUCTION	Ś	
MARCELLUS, EQT CHAP LLC, and JOHN)	
DOE DEFENDANTS,	,	

Defendants.

NOTICE OF INTENT TO SERVE SUBPOENA ON WEST VIRGINIA PUBLIC BROADCASTING FOUNDATION, INCORPORATED

Defendants Chevron U.S.A. Inc., Chevron Appalachia, LLC, EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT CHAP LLC intend to serve a subpoena identical to the one that is attached to this notice.

You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena will be served.

Dated: February 3, 2023 Respectfully submitted,

BABST, CALLAND, CLEMENTS AND ZOMNIR,

PC.

Kathy K. Condo, Esquire

Mark K. Dausch, Esquire Joshua S. Snyder, Esquire Two Gateway Center, 6th Floor 603 Stanwix Street Pittsburgh, PA 15222 412.394.5400

COUNTY OF WASHINGTON

Bryan Latkanich, et al.	:
	1077 - 1000
V.	: FILE NO. 2022 - 10000
A	:
Chevron Corp., et al.	:
	NA TO PRODUCE DOCUMENTS OR THINGS ISCOVERY PURSUANT TO RULE 4009.22
TO: WEST VIVO	inia Public Broadeasting
10	(Name of Person or Entity).
Within twenty (20) days after servi following documents or things:	ce of this subpoena, you are ordered by the court to produce the Exhibit A attached
at 603 Stanwix St, loth floor, Pittsbi	urgh, PA 15222; or electronically to jsnyder@babitcalland.com
40	(Address)
together with the certificate of compliance the right to seek in advance the reasonab If you fail to produce the documents or	of the documents or produce things requested by this subpoena, i.e., to the party making this request at the address listed above. You have le cost of preparing the copies or producing the things sought. Things required by this subpoena within twenty (20) days after its hay seek a court order compelling you to comply with it.
	REQUEST OF THE FOLLOWING PERSON:
NAME: Joshua Snyder ADDRESS: 403 Stanwix St, 4th f Pittsburgh, PA 15222 TELEPHONE: 412-394-4556 SUPREME COURT ID # 315 845	Nor
ATTORNEY FOR: Chevron & EQT Def	e (Clarity)
	BY THE COURT: LAURA H. HOUGH, PROTHONOTARY MY TERM EXPIRES FIRST MONDAY IN JANUARY 2024
Date:	Tuns Whitedoox
Seal of the Court	DEPUTY

C-1F-4

BRYAN LATKANICH,) (IVIL DIVISION
HUNTER LATKANICH,)	
COLTON LATKANICH, and) (Case No. 2022-6006
RYAN LATKANICH, a minor by and)	
through natural guardian BRYAN)	
LATKANICH,)	
Plaintiffs,)	
v.)	
CHEVRON CORP., CHEVRON U.S.A.)	
INC., CHEVRON APPALACHIA, LLC,)	
EQT CORP., EQT PRODUCTION	<u> </u>	
COMPANY, EQT PRODUCTION	j	
MARCELLUS, EQT CHAP LLC, and JOHN)	
DOE DEFENDANTS,	•	

Defendants.

EXHIBIT A TO SUBPOENA

Definitions and Instructions

- 1. "Latkanich Property" or "Property" shall mean the property located at 95 Hill Road, Fredericktown, Pennsylvania 15333.
- 2. "Communications" shall mean all forms of written and oral transmissions of information, including, but not limited to, letters, e-mails, faxes, voice mails, notes, memos, and all electronic correspondence such as instant messaging.
- 3. The terms "concern," "concerning," "relate to," "relating to," "refer to," "referring to," and "evidence" shall be interpreted broadly to include constituting, reflecting, respecting, supporting, contradicting, describing, recording, noting, embodying, containing, mentioning, alluding to, responding to, connected with, studying, analyzing, evaluating, commenting on, in respect of, about, regarding, discussing, or showing, analyzing, constituting, containing anything

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing **CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENA** was served upon counsel via electronic mail, this 13th day of June, 2023.

Lisa Johnson, Esquire PA I.D. No. 200101 Lisa Johnson & Associates 1800 Murray Ave., #81728 Pittsburgh, PA 15217 lisa@lajteam.com

Counsel for Plaintiffs Bryan Latkanich, Hunter Latkanich, Colton Latkanich, and Ryan Latkanich

Babst, Calland, Clements and Zomnir, P.C.

By:__ &

Kathy K. Condo, Esquire Mark K. Dausch, Esquire Joshua S. Snyder, Esquire

Edward D. Phillips, Esquire

EXHIBIT B TO MOTION TO QUASH

Paula Knudsen Burke (No. 87607) REPORTERS COMMITTEE FOR FREEDOM OF THE PRESS Lancaster, PA 17608 PO Box 1328 (717) 370-6884 pknudsen@rcfp.org

Counsel for Neela Banerjee

BRYAN LATKANICH
HUNTER LATKANICH
COLTON LATKANICH
RYAN LATKANICH, a minor by and through
natural guardian BRYAN LATKANICH

Plaintiffs,

V.

CHEVRON CORP., CHEVRON U.S.A. INC., CHEVRON APPALACHIA, LLC, EQT CORP., EQT PRODUCTION COMPANY, EQT PRODUCTION MARCELLUS, EQT CHAP LLC, and JOHN DOE,

Defendants.

IN THE COURT OF COMMON PLEAS OF WASHINGTON COUNTY

No. 2022-6006

NON-PARTY'S OBJECTIONS TO DEFENDANTS' NOTICE OF INTENT TO SERVE SUBPOENA UPON NEELA BANERJEE

Non-party journalist, Neela Banerjee ("Ms. Banerjee"), by and through her undersigned counsel, hereby respectfully objects to service of the attached subpoena pursuant to Pennsylvania Rule of Civil Procedure 4009.21(c).

BACKGROUND

- 1. On September 7, 2022, Plaintiffs issued a summons in the above-captioned action.
- 2. On October 28, 2022, Plaintiffs filed a complaint in the above-captioned action.
- 3. On December 16, 2022, Defendants filed preliminary objections to the complaint.

- 4. On January 26, 2023, Bryan Latkanich, Hunter Latkanich, Colton Latkanich, and minor Ryan Latkanich, by and through his guardian, Bryan Latkanich (the "Plaintiffs"), filed an amended complaint (the "Latkanich lawsuit") against Chevron Corp., Chevron USA Inc., Chevron Appalachia, LLC, Chevron North American Exploration and Production Company and EQT Corp., EQT Production Company, EQT Production Marcellus, and EQT Chap LLC, and John Doe (the "Defendants").
- 5. The Latkanich lawsuit claims Defendants' fossil fuel operations have caused environmental contamination and pollution, which resulted in Plaintiffs being exposed to "chemicals, industrial wastes, PFAS, and radioactive wastes and caused damage to Plaintiffs' property and the natural resources of the environment, causing health injuries, loss of use and enjoyment of the property, loss of quality of life, emotional distress, and other damages." *See* Am. Compl. ¶¶ 1–3.
- 6. Journalists throughout Pennsylvania and beyond have been reporting on the fossil fuel industry in the state for years, including the oil and gas industry. In-depth reporting on the oil and gas industry helps hold companies and elected officials accountable and keeps residents informed about potential threats to their communities' safety and wellbeing.
- 7. Neela Banerjee is one of the journalists who has covered Pennsylvania's oil and gas industry.
- 8. On November 16, 2017, Ms. Banerjee published an investigative piece in the Brooklyn-based nonprofit, nonpartisan news outlet Inside Climate News. The article, *Industrial Strength: How the U.S. Government Hid Fracking's Risks to Drinking Water* (the "Inside Climate Article"), discusses, among other things, Chevron Appalachia's dealings with Bryan Latkanich, the

hydraulically fractured wells on Latkanich's property, and whether hydraulic fracturing may have affected Latkanich's drinking water.

- 9. The Inside Climate Article also discusses the health problems that Bryan Latkanich and his son, Ryan Latkanich, experienced after Chevron Appalachia hydraulically fractured wells on their property.
- 10. On December 5, 2017, *The Dallas Morning News* published a version of the Inside Climate Article, entitled *Has Fracking Tainted Your Water? Scientists Say EPA Safety Study was Censored* (the "Dallas Morning News Article"), which discusses substantially the same topics as the Inside Climate Article.
- 11. On February 3, 2023, Defendants served via email a NOTICE OF INTENT TO SERVE SUBPOENA ON NEELA BANERJEE ("Notice of Intent") upon counsel for Plaintiffs. A true and correct copy of the Notice of Intent, and the attendant proposed subpoena for documents (the "Proposed Subpoena"), is attached as "Exhibit 1."
- 12. The Proposed Subpoena demands seven categories of documents, including materials pertaining to Ms. Banerjee's newsgathering methods for the Inside Climate Article and the Dallas Morning News Article.

LEGAL STANDARDS

13. Under Pennsylvania law, "a party may obtain discovery regarding any matter, not privileged, which is relevant to the subject matter involved in the pending action." Pa. R. Civ. P. 4003.1. "[N]o discovery shall be permitted which is beyond the scope of [Rule 4003.1]." *See Lloyd v. Pa. Med. Prof'l Liab. Catastrophe Loss Fund*, 821 A.2d 1230, 1236 (Pa. 2003) (holding that the trial court properly denied discovery that were "not relevant"). "No discovery, including discovery of electronically stored information, shall be permitted which (a) is sought in bad faith;

- [or] (b) would cause unreasonable annoyance, embarrassment, oppression, burden or expense to the deponent or any person or party[.]" Pa. R. Civ. P. 4011(a)-(b).
- 14. Pennsylvania Rule of Civil Procedure 4009.21(a) provides specific rules for discovery via subpoena when the person from whom production is sought is not a party to the action.
- 15. In this case, Ms. Banerjee is not a party to the action; instead, she is a reporter who covers environmental issues in Pennsylvania and beyond.
- 16. Ms. Banerjee's status as a reporter brings with it special protections under both the Pennsylvania Shield Law and the First Amendment reporter's privilege.
- 17. The Pennsylvania Supreme Court has assumed that Pennsylvania recognizes a First Amendment reporter's privilege. Commonwealth v. Bowden, 838 A.2d 740, 753 n.10 (Pa. 2003). This privilege is crucial and exists to "promote the free flow and exchange of ideas and information to the news media," which is "essential to the existence of a democratic republic." Castellani v. Scranton Times, L.P., 916 A.2d 648, 653 (Pa. Super. Ct. 2007) (citing to Hatchard v. Westinghouse Broad. Co., 532 A.2d 346, 350 (Pa. 1987)). In evaluating that privilege, a court "must balance on one hand the policies which give rise to the privilege and their applicability to the facts at hand against the needs for the evidence sought to be obtained in the case at hand." *Id.* at 754. The party that is seeking to overcome this privilege must show that: (1) it has made an effort to obtain the information from other sources; (2) the information is only accessible through the reporters and their sources; and (3) the information is crucial to the case." Id. at 752. The First Amendment privilege applies to all information, including published information. The privilege protects reporters from having to testify to verify the accuracy of published material. McMenamin v. Tartaglione, 590 A.2d 802, 811 (Pa. Commw. 1991) (where, based on First Amendment, court refused to compel reporter's testimony to verify that candidate made statements at press conference

that were part of a television news report), *aff'd without op.*, 590 A.2d 753 (Pa. 1991); *see also Commonwealth v. Farley*, 27 Med. L. Rep. 1544 (Jefferson Cty. C.C.P. Jan. 12, 1999) (quashing subpoena and holding that First Amendment reporter's privilege applies to published material sought by the Commonwealth).

18. Pursuant to the Pennsylvania Shield Law, no individual who is "engaged on, connected with, or employed by any newspaper of general circulation or any press association or any radio or television station, or any magazine of general circulation, for the purpose of gathering, procuring, compiling, editing or publishing news, shall be required to disclose the source of any information procured or obtained by such person, in any legal proceeding, trial or investigation before any government unit." 42 Pa. Cons. Stat. § 5942(a). This law creates an absolute privilege for "confidential source's identity, or any information which could expose the source's identity." *Castellani v. Scranton Times, L.P.* 956 A.2d 937, 954 (Pa. 2008). The Shield Law aims to maintain the "free flow of information to members of the news media." *Bowden*, 838 A.2d at 750.

OBJECTIONS

- 19. The Proposed Subpoena should be quashed because its demands are vague, unduly burdensome, and overbroad.
- 20. The Proposed Subpoena should be quashed because Defendants can obtain the requested information from other sources, and cannot, therefore, overcome the reporter's privilege.
- 21. The Proposed Subpoena should be quashed because Defendants are seeking information that could expose the identity of confidential sources, which Ms. Banerjee is not required to disclose under the Pennsylvania Shield Law.

- 22. Demand 1 is vague, unduly burdensome, and overbroad because it seeks "inspections" "sampling" and "testing" done on the property; it is not clear (a) what types of inspections are being sought, (2) what sampling means, or (c) what type of testing is being sought.
- 23. Demands 2, 3, 4, and 5 are vague, unduly burdensome, and overbroad because they seek "any examination, testing, or sampling done" without defining or clarifying: (a) what type of examination is being sought (b) what type of testing is being sought; and (c) what is meant by sampling.
- 24. Demands 1, 2, 3, 4, 5, 6, and 7 are vague, unduly burdensome, and overbroad for the additional reason that they place no temporal limit on Defendants' request for documents.
- 25. Demands 1, 2, 3, 4, 5, 6, and 7 are unduly burdensome because they seek information from a non-party journalist, which can be obtained from different sources, including parties to the litigation, who have access to the information.
- 26. Demand 7 is overbroad and unduly burdensome because it seeks information that could reveal the identities of a confidential source, protected by the Pennsylvania Shield Law.
- 27. The Proposed Subpoena is a bad faith attempt to harass and burden Ms. Banerjee by imposing discovery demands on her and forcing her to produce documents gathered in connection to her reporting, including information that could reveal confidential sources. This can have a damaging, chilling impact on the free flow and exchange of ideas between Ms. Banerjee, a member of the news media, and sources, thus thwarting the very important purpose of the Pennsylvania Shield Law and the reporter's privilege.
- 28. The Defendants have not and cannot demonstrate that the information sought is crucial to the case. In addition, Defendants have no grounds to claim that the information is unavailable from other sources where the case is only in its in its initial stages of party discovery.

- 29. For all the reasons set forth herein, Ms. Banerjee objects to the proposed subpoena in its entirety pursuant to Pennsylvania Rule of Civil Procedure 4009.21(c).
- 30. In light of these Objections, the proposed subpoena shall not be served as stated in Rule 4009.21(d)(1).

Dated: February 22, 2023

Respectfully submitted,

Paula Knudsen Burke (No. 87607)

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CERTIFICATE OF COMPLIANCE

I certify that this filing complies with the provisions of the Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts that require filing confidential information and documents differently than non-confidential information and documents.

1 Bull PA Bar No. 87607

February 22, 2023

CERTIFICATE OF SERVICE

I certify that I have served the foregoing OBJECTIONS TO THE NOTICE OF INTENT TO SERVE SUBPOENA ON NEELA BANEJREE on the following persons by the method and on the date indicated below:

By email

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Signed,

Paula Knudsen Burke PA Bar No. 87607 February 22, 2023