

**IN THE SUPREME COURT OF PENNSYLVANIA
WESTERN DISTRICT**

THOMAS AND STACEY ANSELL; TRAVIS	:	No. 38 WAL 2025
AND BRITTNI BAIR; BRITTNI CADAMORE	:	
N/K/A BRITTNI BAIR; DANIEL GARRIGAN;	:	
KEVIN KEENER AND SUZANNE PRICE;	:	Petition for Allowance of Appeal
JOE AND CAITLIN KERN; SHAWN MOORE	:	from the Order of the Superior Court
AND ROSE PARIS; LINDA SCHAFFER;	:	
DONALD J.VASIL., JR., VICTORIA	:	
CHRISTY,	:	

Petitioners

v.

CHARAH SOLUTIONS, INC.,	:	
CONTROLLED DEMOLITION INC., GRANT	:	
MACKAY COMPANY, CIVIL AND	:	
ENVIRONMENTAL CONSULTANTS, INC.,	:	

Respondents

THOMAS AND STACEY ANSELL; TRAVIS	:	No. 39 WAL 2025
AND BRITTNI BAIR; BRITTNI CADAMORE	:	
N/K/A BRITTNI BAIR; DANIEL CARRIGAN;	:	
THOMAS AND PATRICIA CARRIGAN;	:	Petition for Allowance of Appeal
KEVIN KEENER AND SUZANNE PRICE;	:	from the Order of the Superior Court
JOE AND CAITLIN KERN; SHAWN MOORE	:	
AND ROSE PARIS; LINDA SCHAFFER;	:	
DONALD J. VASIL, JR. AND VICTORIA	:	
CHRISTY,	:	

Petitioners

v.

CHARAH SOLUTIONS; CONTROLLED	:	
DEMOLITION, INC.; GRANT MACKAY	:	
COMPANY, INC.; CIVIL AND	:	
ENVIRONMENTAL CONSULTANTS, INC.,	:	

Respondents

:

ORDER

PER CURIAM

AND NOW, this 19th day of August, 2025, the Petition for Allowance of Appeal is **GRANTED**. The issues, as stated by petitioners, are:

- (1) Whether the Superior Court erred in ruling that [Petitioners], after successfully proving entitlement to injunctive relief, should have first exhausted administrative remedies where it was impractical and no adequate administrative remedy existed?
- (2) Whether the Superior Court erred in diverging from the Commonwealth Court's decision in *Tinicum Twp. [v.] Del. Valley Concrete*, 812 A.2d 758, 765 (Pa. [Commw.] 2002)[,] by determining that it was not bound by the Supreme Court [p]recedent from *Machipongo Land and Coal Company v. Department of Environmental Protection*, 799 A.2d 751 (Pa. 2002)[,] which held that injunctive relief is a remedy available to prevent a nuisance even where a blasting permit was properly granted?