



Kinder Morgan Files Motion for Summary Judgment

May 7, 2019

Houston -- Kinder Morgan today filed a motion for summary judgment, asking the court to dismiss all claims against the Permian Highway Pipeline Project (PHP Project). The filing provides ample reasons for the dismissal.

First and most importantly, the plaintiffs assert no wrongdoing by PHP. In addition, they are demanding relief under a statute that does not create a right of action against a private party like PHP. Finally, their lawsuit ignores the fact that PHP's eminent domain rights derive from the Texas Constitution and the Texas Legislature.

The lawsuit is a prime example of why eminent domain exists – to allow important infrastructure projects that provide significant public benefits. Halting natural gas pipeline projects in the state would undercut the Texas economy and widespread community benefits. In 2018 alone, the oil and natural gas industry paid more than \$14 billion in state and local taxes and state royalties - \$38 million a day to fund schools, roads, universities and first responders across the state. The PHP Project, and the oil and gas production it will enable, will provide almost \$1 billion in additional state and county revenue each year, and individual leaseholders will receive more than \$2 billion per year in new oil and natural gas royalties.

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