

REQUIRED, ANY FINAL DECISION OF THE COMMISSION APPROVING OR REFUSING TO APPROVE A PROJECT PURSUANT TO SECTION 3.08, AND ANY OTHER ORDER, DECISION OR ACTION WHICH THIS COMPACT PROVIDES SHALL BE SUBJECT TO JUDICIAL REVIEW, MAY BE REVIEWED IN ANY COURT OF COMPETENT JURISDICTION. THE PETITION FOR REVIEW SHALL BE FILED IN THE COURT WITHIN THE TIME LIMITED BY THIS COMPACT OR, IF NOT SO LIMITED, BY LAW OF THE SIGNATORY, OR AS MAY BE FIXED BY RULE OF THE COURT. UPON THE FILING OF THE PETITION THE CLERK OF COURT OR COMPARABLE OFFICIAL SHALL FORTHWITH, BY MAIL, SERVE A COPY THEREOF UPON THE COMMISSION WHICH SHALL THEREUPON FILE IN THE COURT A CERTIFIED LIST OF THE MATERIALS COMPRISING THE RECORD OF THE PROCEEDINGS AND HOLD FOR THE COURT ALL SUCH MATERIALS AND TRANSMIT THE ORIGINAL OR CERTIFIED COPIES OF THE SAME OR ANY PART THEREOF TO THE COURT, WHEN AND AS REQUIRED BY IT, AT ANY TIME PRIOR TO THE FINAL DETERMINATION OF THE REVIEW.

(B) THE FILING OF A PETITION FOR REVIEW SHALL NOT OPERATE AS A STAY OF THE OPERATION OF SUCH ORDER OR DECISION UNLESS SO ORDERED BY THE COMMISSION OR BY THE COURT FOR GOOD CAUSE SHOWN. FOR GOOD CAUSE SHOWN, AND UPON SUCH CONDITIONS AS MAY BE REQUIRED AND TO THE EXTENT NECESSARY TO PREVENT IRREPARABLE INJURY, THE COURT MAY TAKE APPROPRIATE AND NECESSARY ACTION TO PRESERVE THE STATUS QUO OR RIGHTS OF ANY OF THE PARTIES, OR OTHERS, PENDING CONCLUSION OF THE REVIEW PROCEEDINGS.

(C) THE COURT SHALL HEAR AND DECIDE THE REVIEW ON THE RECORD OF PROCEEDINGS BEFORE THE COMMISSION, AND MAY AFFIRM THE DECISION OF THE COMMISSION OR REMAND THE CASE FOR FURTHER PROCEEDINGS; OR IT MAY REVERSE OR MODIFY THE DECISION IF SUBSTANTIAL RIGHTS OF THE PETITIONER HAVE BEEN PREJUDICED BECAUSE THE FINDINGS, CONCLUSIONS OR DECISIONS, ARE (1) IN VIOLATION OF CONSTITUTIONAL OR STATUTORY PROVISIONS, OR (2) IN EXCESS OF THE AUTHORITY OF THE COMMISSION, OR (3) MADE UPON UNLAWFUL PROCEDURE, OR (4) AFFECTED BY OTHER ERROR OF LAW, OR (5) UNSUPPORTED BY SUBSTANTIAL EVIDENCE ON THE RECORD CONSIDERED AS A WHOLE, OR (6) ARBITRARY, CAPRICIOUS, OR AN ABUSE OF DISCRETION. THE COURT MAY APPOINT A SPECIAL MASTER TO TAKE EVIDENCE AND MAKE RECOMMENDATIONS TO THE COURT WITH RESPECT TO ANY QUESTION RAISED IN A PETITION FOR REVIEW IF THE COURT IS OF THE OPINION THAT THE QUESTION CANNOT BE ADEQUATELY DETERMINED FROM THE RECORD OF THE PROCEEDINGS BEFORE THE COMMISSION AND THAT THE INTEREST OF JUSTICE SO REQUIRES.