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Subject: Application for Permit 37-22682 in the Name of Innovative Mitigation Solutions LLC - Hearing Schedule Outline
Date: Tuesday, June 02, 2015 12:12:27 PM
Attachments: [June8_HearingSchedule.docx](#)

Good Morning,

This email is in follow up to the 5th Consolidated Pre-Hearing Conference (pre-hearing conference) from last Thursday (May 28).

At the pre-hearing conference I agreed to distribute an outline detailing the proposed order in which the parties would present information at next week's formal hearing. Please find attached a schedule outline. If any parties have a concern about the order of presentation I would like to take those matters up at the start of the hearing next Monday (June 8).

On another matter, I need to address a question that was raised by parties after the pre-hearing conference officially ended. In the April 15, 2014, order consolidating applications for permit nos. 36-22682 & 36-22852, I noted that protestants to the separate applications were common, but not exactly the same. In response to the April 16, 2015, motion for summary judgment filed in the consolidated matter by protestants Thomas M. O'Gara Family Trust and the Lower Snake River Aquifer Recharge District, I issued two orders. These orders resulted in a bifurcation of proceedings related to the applications for permit. Accordingly, and as discussed at the pre-hearing conference, the hearing scheduled in this matter for June 8-12, 2015, will only address application for permit no. 37-22682. The question raised after the pre-hearing conference concerned whether parties that only protested or intervened in application for permit no. 37-22852 could still participate at the June 8-12 hearing, now that the hearing only addresses application for permit 37-22682. In response to the question, the Applicant stipulated to participation by all parties to the consolidated matter at the June 8-12 hearing. In light of the Applicant's stipulation, all parties to the consolidated matter may participate at the June 8-12 hearing concerning application for permit 37-22682.

Thank you and have a good day.

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