



STATE OF NEVADA
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March 27, 2012

Via Email and U.S. Mail

State Environmental Commission
c/o Mr. John Walker
Executive Secretary
901 South Stewart Street, Suite 4001
Carson City, Nevada 89701

Re: Appeals of Class I Solid Waste Disposal Site Permit No. SW495REV00 for
Jungo Landfill

Dear Commissioners:

Pursuant to NAC 445B.8925, the Nevada Division of Environmental Protection, Bureau of Waste Management (NDEP-BWM) respectfully requests that the State Environmental Commission (SEC) order briefing in the above captioned matter by directing the Appellants to file briefs setting forth the specific issues upon which they appealed and wish to present to the SEC at the hearing to be scheduled. Specifically, NDEP-BWM requests that the SEC direct the Appellants to file briefs that contain facts and supporting authorities on the specific statutory act or omission that Appellants allege NDEP-BWM violated in granting the solid waste permit. After Appellants file their respective briefs, NDEP-BWM requests that it and all Intervening Parties have an opportunity to file responsive briefs and/or motions addressing Appellants' brief(s).

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In addition, NDEP-BWM respectfully requests that the SEC further include in an order the following witness and exhibit disclosure schedule: Each Appellant shall provide to all other parties no later than 14 days before the hearing date, a list of witnesses Appellant intends to call at the hearing and a list of exhibits upon which Appellant intends to introduce at the hearing. NDEP-BWM and all Intervening Parties shall provide to all parties no later than 10 days before the hearing date, a list of witnesses each intends to call at the hearing and a list of exhibits upon which each intends to introduce at the hearing. For all exhibits included in a party's proposed exhibit list that are not available on the NDEP-BWM website at <http://ndep.nv.gov/bwm/jungo.htm>, the disclosing party shall provide to all other parties to the hearing a copy of such exhibit at the time of the disclosure of the exhibit list.

NDEP-BWM appreciates the SEC's consideration of this request. Please feel free to contact me if you have any questions.

Sincerely,

CATHERINE CORTEZ MASTO
Attorney General

By:


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Deputy Attorney General
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cc: Richard Cook, Individual Appellant
Robert E. Dolan, for Appellant Clean Desert Foundation, Inc.
Robert Hannum, Individual Appellant
John Frankovich, Esq., for Intervenor Recology
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