

1 BEFORE THE STATE OF NEVADA, STATE ENVIRONMENTAL COMMISSION

2  
3 In Re: )  
4 Appeal of Solid Waste Disposal Site Permit )  
5 #SW495REV00 )  
6 Operator: Recology )

ORDER REGARDING BRIEFING  
SCHEDULE

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8 On March 9, 2012, Richard Cook, Robert Hannum and Clean Desert Foundation each  
9 filed an appeal of Permit #SW495REV00 issued on February 29, 2012 by the Nevada Division  
10 of Environmental Protection to operator Recology for a Class I solid waste disposal site,  
11 Jungo Landfill.

12 On March 27, 2012, the Nevada Division of Environmental Protection ("NDEP")  
13 requested that the State Environmental Commission ("SEC") order pre-hearing briefs  
14 concerning the issues to be presented as well as a list of witnesses and an exchange of  
15 exhibits. Neither Recology nor Appellants have objected.

16 Based on the foregoing and pursuant to NAC 445B.8925, it is hereby ORDERED that  
17 each appellant file a brief, not to exceed 15 double spaced pages, with the SEC on or before  
18 April 17, 2012 and serve a copy of the brief on all parties to the appeal as listed in the  
19 attached certificate of service. The brief should contain a detailed statement of the issue(s) to  
20 be raised during the hearing, including facts and legal authorities that the appellant alleges  
21 NDEP violated in granting Permit #SW495REV00. It is also ORDERED that Recology and  
22 NDEP shall each file a responsive brief, not to exceed 15 double spaced pages, on or before  
23 May 2, 2012. Appellant's reply brief in response to Recology's and NDEP's briefs, which is  
24 optional and is not to exceed 10 pages, is due on or before May 11, 2012. It is further  
25 ORDERED that on or before May 14, 2012, each party shall exchange with each other party  
26 notice of the identity of each person who will offer direct oral testimony at the hearing and  
27 each party shall exchange copies of each exhibit the party intends to offer as evidence at the  
28 hearing. The parties are encouraged to submit exhibits jointly where possible to avoid

1 duplicate exhibits. In addition, the appeal hearing in this matter is scheduled for May 21 and  
2 22, 2012.

3 Dated this 2 day of April, 2012.

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7 Pete Anderson, Member  
8 State Environmental Commission  
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1 CERTIFICATE OF SERVICE

2 The undersigned, an employee of the State of Nevada, State Environmental  
3 Commission, does hereby certify that on the date shown below, a true and correct copy of the  
4 foregoing ORDER REGARDING BRIEFING SCHEDULE was duly mailed, postage prepaid, to  
5 the following:

6 Richard Cook  
7 4320 Paradise Ranchos Dr.  
8 Winnemucca, NV 89445

9 Appellant

10 John Dolan, Esq.  
11 Dolan Law  
12 311 S. Bridge Street, Suite E  
13 Winnemucca, NV 89445

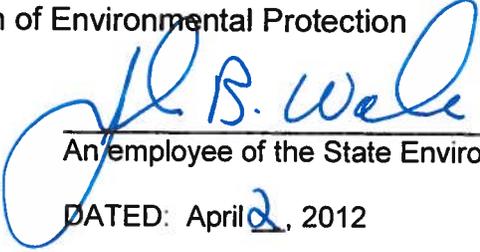
14 Attorney for Appellants Clean Desert Foundation and Robert Hannum

15 John Frankovich, Esq.  
16 Debbie Leonard, Esq.  
17 McDonald Carano Wilson LLP  
18 100 W. Liberty St., 10<sup>th</sup> Floor  
19 Reno, NV 89501

20 Attorneys for Intervener Recology

21 Cassandra Joseph, Esq.  
22 Office of the Attorney General  
23 100 North Carson Street  
24 Carson City, NV 89701

25 Attorneys for Nevada Division of Environmental Protection

26   
27 \_\_\_\_\_  
28 An employee of the State Environmental Commission

DATED: April 2, 2012