

1 BEFORE THE STATE OF NEVADA, STATE ENVIRONMENTAL COMMISSION

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In Re:)
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Appeal of Water Pollution Control Permit No.)
NEV0070005)
Permittee: Rockwood Lithium Inc.)

ORDER REGARDING BRIEFING
SCHEDULE

On June 19, 2012, Paul and Ana C. Rupp and Dehnert Queen ("Appellants") filed an appeal of Water Pollution Control Permit No. NEV2008106 issued on June 7, 2012, with an effective date of June 22, 2012, by the Nevada Division of Environmental Protection to Chemetall Foote Corporation for the Silver Peak lithium project. Chemetall Foote Corporation is now known as Rockwood Lithium, Inc. ("Rockwood Lithium"). At the State Environmental Commission's ("SEC") request, Appellants then submitted their appeal on a revised form 3 on August 18, 2012.


On September 20, 2012, the Nevada Division of Environmental Protection ("NDEP") filed a motion to dismiss the appeal, or in the alternative, a request that the SEC order pre-hearing briefs. Neither Appellants nor Intervener Rockwood Lithium have objected.

Based on the foregoing and pursuant to NAC 445B.8925, it is hereby ORDERED that Appellants shall file a brief with the SEC on or before April 10, 2013. The brief should contain a detailed statement of the issue(s) to be raised during the hearing. It is also ORDERED that Rockwood Lithium and NDEP shall each file a responsive brief on or before April 29, 2013. Appellant's reply brief in response to Rockwood Lithium's and NDEP's briefs is due on or before May 8, 2013. It is further ORDERED that on or before May 10, 2013, each party shall exchange with each other party notice of the identity of each person who will offer direct oral testimony at the hearing and each party shall exchange copies of each exhibit the party intends to offer as evidence at the hearing. The parties are encouraged to submit exhibits

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1 jointly where possible to avoid duplicate exhibits. In addition, the appeal hearing in this matter
2 is scheduled for May 14, 2013.

3 Dated this 21 day of March, 2013

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8 State Environmental Commission
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CERTIFICATE OF SERVICE

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

Paul and Ana C. Rupp
Box 125
Silver Peak, NV 89047

Appellant

Dehnert Queen
10500 Christenson Road
Lucerne Valley, CA 92356

Appellant

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Attorney for Nevada Division of Environmental Protection


An employee of the State Environmental Commission
DATED: March 21, 2013