

1 **BEFORE THE STATE OF NEVADA, STATE ENVIRONMENTAL COMMISSION**

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3 **In the Matter of:**

4 **GREAT BASIN RESOURCE WATCH'S**  
5 **APPEAL OF NOTICE OF DECISION**  
6 **TO RENEW WATER POLLUTION**  
7 **CONTROL PERMIT NEV2008106 TO**  
8 **EUREKA MOLY, LLC FOR THE**  
9 **MOUNT HOPE PROJECT**

**ORDER SETTING CONTINUED**  
**PREHEARING CONFERENCE DATE**  
**AND BRIEFING SCHEDULE**

10 During the prehearing conference on May 1, 2019, the State Environmental Commission (SEC)  
11 ruled to continue the prehearing conference following the receipt of a briefs submitted by each party to  
12 the appeal hearing regarding the doctrine of ripeness as it pertains to a Nevada Division of  
13 Environmental Protection (NDEP) permit. In addition, the SEC approved NDEP's request to amend its  
14 motion to dismiss based upon the discussion during the prehearing conference.

15 Pursuant to NAC 445B.8925, it is hereby ORDERED that NDEP shall file an amended motion  
16 to dismiss with the SEC on or before Wednesday, May 15, 2019. It is further ORDERED that, in  
17 response to the amended motion to dismiss, Great Basin Resource Watch (GBRW) shall file a brief on  
18 or before Wednesday, May 29, 2019. The brief should contain a detailed statement of the issue(s) to be  
19 raised during the continued prehearing conference. It is further ORDERED that NDEP shall file a reply  
20 brief on or before Wednesday, June 12, 2019. Lastly, the continued prehearing conference in this  
21 matter is scheduled for Thursday, June 20, 2019 and will be held in Carson City at the Richard H.  
22 Bryan building, Tahoe conference room on the second floor.

23 Dated this 3 day of May, 2019.

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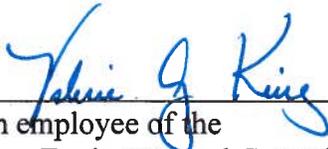
25 Member  
26 State Environmental Commission

1 **CERTIFICATE OF SERVICE**

2 I, Valerie King, certify that I am an employee of the State of Nevada, State Environmental  
3 Commission, and do hereby certify that on this 3<sup>rd</sup> day of May, 2019. I electronically mailed a true  
4 and correct copy of the foregoing document to the following:

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6 Julie Cavanaugh-Bill, Esq.  
7 [julie@cblawoffices.org](mailto:julie@cblawoffices.org)  
8 *Attorney for Appellant*  
9 *Great Basin Resource Watch*

10 Dan Nubel, Esq.  
11 [dnubel@ag.nv.gov](mailto:dnubel@ag.nv.gov)  
12 *Attorney for Appellee,*  
13 *Nevada Division of*  
14 *Environmental Protection*

15   
16 An employee of the  
17 State Environmental Commission  
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