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COUNSEL Rose Marie Reynolds

STAFF
John B. Walker
Executive Secretary

Kathy Rebert Recording Secretary

STATE OF NEVADA STATE ENVIRONMENTAL COMMISSION

901 South Stewart Street, Suite 4001 Carson City, Nevada 89701-5249 Telephone (775) 687-9308 Fax (775) 687-5856 www.sec.nv.gov



Leo Drozdoff, P.E.

Date: September 21, 2010

To: <u>Intervener</u>:

NV Energy, Inc.

Thomas C. Woodworth Esq Assistant General Counsel 6226 West Sahara Ave, MS 03A

Las Vegas, NV 89146

From: John B. Walker, Executive Secretary

Subject: Petition to Intervene: Appeal of Water Pollution Control

Groundwater Permit NEV91022 - Reid Gardner Station

Please find attached an Order from the State Environmental Commission granting Petition to Intervene in the above referenced appeal of permit (# NEV91022) issued by the Nevada Division of Environmental Protection (NDEP) to NV Energy on June 24, 2010.

The appeal of the above referenced permit was filed on July 2nd 2010 by the Western Environmental Law Center on behalf of the Sierra Club.

Please note that a preliminary date for the appeal is set for November 4th and 5th 2010 in Reno, Nevada. Additional information about this is appeal is posted on the SEC website at: http://sec.nv.gov/main/reid_gardner.htm

Attachments JBW/jbw

cc: SEC Appeals Panel

Rose Marie Reynolds - DAG/SEC

NDEP Staff

1 2	Before The State Of Nevada, State Environmental Commission
3	In Re:
4 5	Appeal of Water Pollution Control) ORDER GRANTING PETITION TO Serioundwater Permit NEV91022) INTERVENE NEIGH OF THE PROPERTY
6)
7	On July 2, 2010, the Western Environmental Law Center on behalf of the Sierra Club
8	filed an appeal of Permit No. NEV91022 issued on June 24, 2010, by the Nevada Division of
9	Environmental Protection (NDEP) to NV Energy, Inc
10	On July 12, 2010, NV Energy, Inc. filed a Petition for Leave to Intervene with the State
11	
12	Environmental Commission (SEC). As indicated in the Petition for Leave to Intervene, NV
13	Energy, Inc. has a direct and substantial interest in the appeal because it is the named
14	permittee of Water Pollution Control Groundwater Permit NEV91022 being appealed by the
15	party above. NV Energy, Inc. will therefore be directly affected by a decision of the SEC.
16	Based upon the foregoing, it is hereby ordered that the Petition for Leave to Intervene
17	filed by NV Energy, Inc. is GRANTED pursuant to NAC 445B.8915.
18	Dated this <u>21</u> day of September, 2010.
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20	
21	Alan Coyner, Vice Chairman State of Nevada, State Environmental Commission
22	State of Nevada, State Environmental Commission
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CERTIFICATE OF SERVICE 1 2 The undersigned, an employee of the State of Nevada, State Environmental Commission, does hereby certify that on the 22 day of September, 2010, a true and 3 4 correct copy of the foregoing ORDER GRANTING PETITION TO INTERVENE was duly mailed, postage prepaid, to the following: 5 6 Thomas C. Woodworth Esq. **Assistant General Counsel** NV Energy, Inc.\6226 West Sahara Ave, MS 03A 8 Las Vegas, NV 89146 9 CERTIFIED MAIL 7007 0220 0003 5226 0309 10 Attorneys for Intervener NV Energy 11 Dan Galpern, Staff Attorney Western Environmental Law Center 12 1216 Lincoln Street Eugene, OR 97401 13 CERTIFIED MAIL 7007 0220 0003 5226 0316 14 Attorney for Petitioner Sierra Club 15 Megan Anderson, Staff Attorney 16 Western Environmental Law Center 208 Paseo del Pueblo Sur, Unit 602 17 Taos, NM 87571 18 CERTIFIED MAIL 7007 0220 0003 5226 0323 Attorney for Petitioner Sierra Club 19 Carolyn E. Tanner 20 **Deputy Attorney General** Office of Attorney General 21 100 North Carson Street 22 Carson City, NV 89701 23 Attorney for Respondent NDEP 24 25 Kathy Rebert, Recording Secretary 26

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