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DATE: September 21, 2026

TO: Appellants:
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Pahrump, Nevada 89061

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Respondent:
Nevada Division of Environmental Protection (NDEP)
Represented by Katie Armstrong, Esq.
Office of the Attorney General

Intervener:
MediWaste Disposal LLC
Represented by
Kaempfer Crowell
50 West Liberty Street, Suite 1100
Reno, Nevada 89501

FROM: Sheryl Fontaine, Executive Secretary, State Environmental
Commission (SEC), State of Nevada
sfontaine@ndep.nv.gov

SUBJECT: Notice of Appeal Hearing: Nevada Division of Environmental
Protection (NDEP) Permit No. SW1900REV00

A three-member panel of the State Environmental Commission (SEC) has
scheduled an appeal hearing regarding the above-referenced permit. The hearing
will be held on September 28-29, 2026, beginning at 9:00 a.m. in the Tahoe

Conference Room (second floor) of the Richard H. Bryan Building, 901 South Stewart Street, Carson City, Nevada 89701.

The SEC has jurisdiction to hear this appeal pursuant to NRS 445A.425 and NRS 445A.605. The statutes and regulations allegedly violated, as cited in the request for an appeal form submitted by the appellants, are: NAC 444.584, NAC 444.594, NAC 444.608, NAC 444.641-6425, NAC 444.643, NAC 444.644, NAC 444.646, NAC 444.660-666, NAC 444.668, NAC 444.672, NAC 444.676, NAC 444.6851, NAC 444.6855, NAC 444.748, NAC 444.8632, NAC 445B.086, NAC 445B.106, NAC 445B.210, NAC 445B.2207, NRS 444.553, NRS 444.560, NRS 444.592, NRS 445B.110.

About the Appeal: On September 8, 9, and 10, 2026, several entities filed a request for an appeal hearing.

On August 26, 2026, the Nevada Division of Environmental Protection (NDEP) issued Medical Waste Treatment Facility Permit SW1900REV00 to MediWaste Disposal LLC. Permit SW1900REV00 is a new permit and authorizes MediWaste Disposal LLC to construct and operate a solid waste pyrolysis facility, consisting of seven pyrolysis units, contiguous land, structures, and other appurtenances and improvements for the handling and thermal processing solid waste.

In summary, the appellants stipulate the grounds for the appeal regarding Medical Waste Treatment Facility permit SW1900REV00 for the MediWaste project issued by NDEP's Bureau of Sustainable Materials Management are:

- (1) The final decision is in violation of constitutional or statutory provision;
- (2) The final decision was made upon unlawful procedure;
- (3) The final decision was affected by other error of law;
- (4) The final decision was clearly erroneous in view of the reliable, probative and substantial evidence on the whole record; and
- (5) The final decision was arbitrary or capricious or characterized by abuse of discretion.

The issues for this appeal are further clarified in the pre-hearing briefs ordered by the SEC on September 11, 2026, available online at [mediwaste-disposal-llc-medical-waste-treatment-facility-permit-sw1900rev00](http://www.leg.state.nv.us/NAC/NAC-445B.html#NAC445BSec875).

Hearing Procedure: Practice before the SEC is governed by the regulations found at NAC 445B.875 et seq. The online version is located at:

<http://www.leg.state.nv.us/NAC/NAC-445B.html#NAC445BSec875>

NRS 233B.121 to 233B.150 are also applicable. See:

<http://www.leg.state.nv.us/NRS/NRS-233B.html#NRS233BSec121>

Related Information: Additional information about this appeal will be available on the SEC website at the following location:

[mediwaste-disposal-llc-medical-waste-treatment-facility-permit-sw1900rev00](http://www.leg.state.nv.us/NAC/NAC-445B.html#NAC445BSec875)

ecc: NDEP
NDEP DAG
SEC/DAG