



AGENDA
BOARD OF ENVIRONMENTAL REVIEW
FRIDAY, DECEMBER 21, 2007
METCALF BUILDING, ROOM 111
1520 EAST SIXTH AVENUE, HELENA, MONTANA

NOTE: Persons with disabilities, who need an accommodation in order to participate in this meeting, should contact the Board Secretary at (406) 444-2544.

9:00 A.M.

I. In the matter of the appeals by Southern Montana Electric (SME), Citizens for Clean Energy (CCE) and Montana Environmental Information Center (MEIC) regarding Air Quality Permit No. 3423-00 issued to SME for its Highwood Generation Station, BER 2007-06 & 07 AQ. The Board will hear oral arguments on all parties' motions for summary judgment and Petitioners' motions to exclude expert testimony. Time permitting, the Board may deliberate on the motions, or the Board may postpone deliberations until January 11, 2008, if necessary.

- [Order Setting Hearing 12/6/07](#)
- **Motions for summary judgment**
 - [DEQ Motion for Summary Judgment and Brief in Support](#)
 - [MEIC Motion for Summary Judgment](#)
 - [MEIC Memo in Support of Motion for SJ](#)
 - [SME Motion for Summary Judgment and Memo in Support](#)
- **Answer Briefs to Motions for Summary Judgment**
 - [DEQ Answer in Opposition to Motion for SJ by MEIC](#)
 - [MEIC Answer in Opposition to Motion for SJ by DEQ & SME](#)
 - [SME Answer in Opposition to Motion for SJ by MEIC](#)
- **Reply Briefs in Support of Motions for Summary Judgment**
 - [DEQ Reply Brief in Support of Its Motion for SJ](#)
 - [MEIC Reply in Support of Its Motion for SJ](#)
 - [SME Reply Memo in Support of Its Motion for SJ](#)
- **Motion to Exclude Expert Testimony**
 - [MEIC Motion To Exclude Expert Testimony and Memo in Support](#)
 - [SME Memo in Opposition to Motion to Exclude Expert Testimony](#)
 - [MEIC Reply Memo in Support of Motion to Exclude Expert Testimony](#)

GENERAL PUBLIC COMMENT

- A. Under this item, members of the public may comment on any public matter within the jurisdiction of the Board that is not otherwise on the agenda of the meeting. Individual contested case proceedings are not public matters on which the public may comment.

II. ADJOURNMENT