



**TELECONFERENCE AGENDA**  
**BOARD OF ENVIRONMENTAL REVIEW**  
**FRIDAY, JANUARY 11, 2008**  
**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 deliberate and may take action on (1) the portions of all parties' cross-motions for summary judgment that relate to the Petitioners' claim that the Department failed to comply with best available control technology (BACT) requirements in not making a BACT determination for carbon dioxide emissions and (2) the Petitioners' motion to exclude from the contested case hearing certain testimony by a Southern Montana Electric expert witness.

- [Order Setting Hearing 12/6/07](#)
- **Motions for summary judgment**
  - [DEQ \(w/brief\)](#)    [MEIC \(w/brief\)](#) & [Declaration & Exhibits](#)    [SME \(w/brief\)](#)
- **Answer Briefs to Motions for Summary Judgment**
  - [DEQ](#)            [MEIC](#)            [SME](#)
- **Reply Briefs in Support of Motions for Summary Judgment**
  - [DEQ](#)            [MEIC](#)            [SME](#)
- **Motion to Exclude Expert Testimony**
  - [MEIC](#)    [SME Memo in Opposition](#)    [MEIC Reply Memo](#)
- **Supplemental Filings**
  - [DEQ & SME's Notice of Filing of Supplemental Authorities](#)
  - [SME Motion & Supporting Memorandum to Supplement the Record](#)
  - [MEIC's Filing of Relevant Authorities](#)

**II. GENERAL PUBLIC COMMENT**

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.

**III. ADJOURNMENT**