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BEFORE THE BOARD OF ENVIRONMENTAL REVIEW
OF THE STATE OF MONTANA

BOARD MEETING)
APRIL 12, 2019)

TRANSCRIPT OF PROCEEDINGS

Heard at Room 111 of the Metcalf Building
1520 East Sixth Avenue
Helena, Montana
April 12, 2019
10:30 a.m.

BEFORE CHAIR CHRIS DEVENY,
BOARD MEMBERS JOHN DEARMENT,
MELISSA HORNBEIN;
and DAVID LEHNHERR (BY TELEPHONE)

PREPARED BY: LAURIE CRUTCHER, RPR
COURT REPORTER, NOTARY PUBLIC

1 WHEREUPON, the following proceedings were
2 had and testimony taken, to-wit:

3 * * * * *

4 CHAIR DEVENY: Welcome, everybody. I'm
5 going to go ahead and get started. I'm Chris
6 Deveny, Chair of the Board of Environmental
7 Review. I call this meeting to order. Lindsay,
8 will you please take the roll call.

9 MS. FORD: Chris Deveny.

10 CHAIR DEVENY: Present.

11 MS. FORD: Dexter Busby.

12 (No response)

13 MS. FORD: Hillary Hanson.

14 (No response)

15 MS. FORD: John Dearment.

16 MR. DEARMENT: Here.

17 MS. FORD: Chris Tweeten.

18 (No response)

19 MS. FORD: Melissa Hornbein.

20 MS. HORNBEIN: Here.

21 MS. FORD: David Lehnherr.

22 MR. LEHNHERR: Here.

23 MS. FORD: We have four Board members
24 present. We do have a quorum.

25 CHAIR DEVENY: Thank you, Lindsay. I'd

1 like to welcome new Board members Melissa and
2 David. It is great to have you on board, and
3 especially we need you today for the quorum, so
4 this is great.

5 We'll go ahead and see who all is here
6 in the room, and if anybody else is on the phone.
7 So if we could do introductions around the room,
8 please.

9 MR. HAYES: Ed Hayes, Acting Chief Legal
10 Counsel for DEQ.

11 MS. BOWERS: Kirsten Bowers, DEQ
12 attorney.

13 MR. MOSER: Kurt Moser, DEQ attorney.

14 MS. SCHERER: Sandy Scherer, DEQ.

15 MS. CHRISTOFFERSON: Sarah
16 Christofferson, DEQ attorney.

17 MR. WHITTAKER: Nick Whittaker, DEQ
18 attorney.

19 MS. DEVANEY: Rainie Devaney, DEQ.

20 MR. YDE: Chris Yde, DEQ.

21 MR. VAN OORT: Martin Van Oort, DEQ.

22 MR. COLEMAN: I'm Ed Coleman, DEQ.

23 MR. MULLAN: Norm Mullan, DEQ attorney.

24 MR. OLSON: Alan Olson, Montana
25 Petroleum Association.

1 MS. ULRICH: Liz Ulrich, DEQ.

2 MR. SMITH: David Smith, Montana
3 Contractors Association.

4 MR. SONGER: Damon Songer, DEQ.

5 MR. URBAN: Eric Urban, Water Quality
6 Planning.

7 MS. SIR: Haley Sir, DEQ.

8 MS. McLAUGHLIN: Joanna McLaughlin, DEQ.

9 MR. KENNING: Jon Kenning, DEQ Water
10 Quality.

11 MR. SIVERS: Eric Sivers, DEQ.

12 MR. WARNER: Ed Warner, DEQ Air Quality
13 Bureau.

14 MR. JUERS: Shawn Juers, DEQ Air
15 Quality.

16 MS. MERKEL: Julie Merkel, DEQ Air
17 Quality Bureau.

18 MS. HARBAGE: Rebecca Harbage, DEQ Air
19 Quality.

20 MS. CLERGET: Sarah Clerget, Board
21 attorney.

22 MR. MATHIEUS: George Mathieus,
23 Department/Board Liaison.

24 CHAIR DEVENY: Thank you. Is anybody
25 besides David on the phone today? Any members of

1 the public?

2 (Inaudible)

3 MR. EMRICH: Andrew Emrich with the law
4 firm of Holland and Hart.

5 CHAIR DEVENY: Just a second. Would the
6 first person say her name again. Our Court
7 Reporter didn't quite get it.

8 MS. BOITER: Kari, K-A-R-I, Boiter,
9 B-O-I-T-E-R, with Northern Plains Resource
10 Council.

11 CHAIR DEVENY: And the second person.

12 MR. EMRICH: My name is Andrew Emrich,
13 E-M-R-I-C-H, with the law firm of Holland and
14 Hart.

15 CHAIR DEVENY: Any other members of the
16 public?

17 (No response)

18 CHAIR DEVENY: Welcome. And I'd like to
19 remind everybody that's on the phone to please
20 mute your phones, and when you speak to identify
21 yourself so we know who is talking and our Court
22 Reporter can get it in the record.

23 So let's move on to the review of the
24 minutes from the last Board meeting. Are there
25 any additions or corrections to the minutes by any

1 of the members? John?

2 MR. DEARMENT: No.

3 CHAIR DEVENY: Hearing none, would
4 somebody like to move.

5 MR. DEARMENT: So moved.

6 CHAIR DEVENY: So moved that the minutes
7 be adopted. I'll second it. All in favor, please
8 signify by saying aye.

9 (Response)

10 CHAIR DEVENY: Any opposed?

11 (No response)

12 CHAIR DEVENY: None. David, did you
13 vote?

14 MR. LEHNHERR: (No response)

15 MS. CLERGET: His phone is muted.

16 CHAIR DEVENY: David, could we get a
17 vote from you.

18 MR. LEHNHERR: Yes. Aye.

19 CHAIR DEVENY: Thank you. The minutes
20 are passed. And the next order of business will
21 be an update on our contested cases that are
22 before the Board.

23 MS. CLERGET: This is going through the
24 agenda, Page 1, starting with enforcement cases
25 that are assigned to the Hearing Examiner.

1 The first is CMG. This matter was
2 stayed for a long time, and I just issued an
3 amended scheduling order on April 4th, and the
4 parties are proceeding according to that.

5 Reflections at Copper Ridge is Item (b),
6 and you'll remember that at your previous meeting
7 you sent that back for further decision consistent
8 with your conclusions of law, and I have
9 determined in my discretion that the facts on the
10 record were insufficient with respect to the
11 owner/operator issue, and I have set an additional
12 factual hearing on that issue for June of 2019. I
13 believe it is June 6th or somewhere around in
14 there.

15 And Fischer Land has dismissed. They
16 filed a stipulated dismissal, so that is closed.

17 Little Bear Construction. The parties
18 also filed a stipulation for dismissal, so that is
19 also closed.

20 Going to the non-enforcement cases, CHS,
21 which is Item (a), I issued a scheduling order,
22 and the parties are proceeding. There was one
23 additional wrinkle. CHS has filed a petition to
24 stay portions of the permit in that case, and we
25 have an expedited schedule put in place to deal

1 with that petition, and I've set oral argument for
2 that on April 23rd.

3 That may or may not need to come in --
4 that particular issue may need to come in front of
5 the Board for decision depending on what happens
6 during that oral argument and my decision, so I'm
7 just flagging this for you as something that may
8 come in front of you. And I'll keep you posted on
9 that.

10 If it does need to come in front of you,
11 there's some potential that we might need to have
12 a special meeting, or we might be able to do it at
13 the May 31st meeting. So just a heads up that
14 there are some developments in that case that are
15 not on the agenda.

16 Going to 2(b). This is the Absaloka
17 Mine. This case is stayed pending a decision from
18 the Supreme Court in MEIC and Sierra Club v.
19 DEQ/Western Energy, so nothing has changed in that
20 case.

21 Signal Peak, which is Item (c), summary
22 judgment motions are completed, briefing is
23 completed, and it's in front of me for decision.
24 So I will be presenting proposed findings of fact
25 and conclusions of law for you on that case as

1 soon as possible.

2 Western Energy, which is Item (d), this
3 was a four day hearing that happened last year,
4 and the parties submitted their proposed findings
5 of fact and conclusions of law. I've issued a
6 decision in this case, and it will be in front of
7 you. They have an exceptions briefing schedule
8 right now on my decision. It will be in front of
9 you at the May 31st meeting.

10 And just a heads up to everybody. That
11 decision is 92 pages long, and there are three
12 parties in that case, and I'm almost certain there
13 will be exceptions, which will be additional
14 briefing.

15 So what we're going to do is issue --
16 I'm going to give you the decision, my proposed
17 findings of fact and conclusions of law early,
18 probably within the next couple of weeks, and so
19 you have that. And then we're going to give you
20 the exception briefing as they come in, so you
21 have them.

22 Since this case is voluminous, rather
23 than saving it, as we usually do, and putting it
24 in the packet at the end, you'll still get the
25 packet at the end that has the memo with it, and

1 has it all together. But I wanted to give you
2 additional time.

3 So I've notified the parties that this
4 serial production to you is going to happen, and
5 hopefully that way you will not be overwhelmed
6 with a lot of paper at the end the week before the
7 meeting. So just a heads up for your in-boxes
8 that that's going to be coming for your review,
9 and spend some time with.

10 And then a big heads up that we're going
11 to have all three of those parties are going to be
12 there to oral argue at the meeting on the 31st.
13 So that's going to be a long one, and we'll have
14 lunch.

15 Item (e) is Montanore Minerals. This
16 case was a two day hearing that occurred before
17 me. The proposed findings of fact and conclusions
18 of law have been submitted, and it is ready for a
19 decision from me.

20 This, in addition to the Signal Peak,
21 are both ready for decisions. We're having oral
22 argument on -- excuse me -- closing
23 statements/oral argument on the Montanore Minerals
24 in June, I believe. I just reset that. I
25 apologize. I can't remember the date. Oral

1 argument, May 7th that's set for.

2 So once that oral argument occurs, it
3 will be fully submitted to me for a decision, and
4 I hope to have that to you by the meeting after
5 next, but it might be two meetings after that,
6 depending on what is in front of me. So one or
7 two more meetings, and you will have that one, and
8 then the Signal Peak as well will be coming, so
9 you're waiting for both of those from me for
10 decision.

11 The Laurel Refinery case. There is a
12 scheduling order in place, and the parties are
13 proceeding.

14 Columbia Falls, which is the CFAC case,
15 as you guys will remember, that one came before
16 you for argument and the parties settled it. Kurt
17 is I know here from the Department for an update,
18 but I don't believe that Columbia Falls is here
19 unless I hear otherwise.

20 (No response)

21 MS. CLERGET: So I gave them -- This was
22 noted on the agenda that this was happening. We
23 talked about it at the last meeting that this was
24 happening. So even though they are not here, if
25 you're comfortable, Kurt, I would ask you to

1 update on the status of that, please.

2 MR. MOSER: Thank you. Madam Chair,
3 members of the Board. I won't go into any
4 specific details other than if you recall, we did
5 discuss the potential of terminating the permit,
6 and I think I did update at the last meeting a
7 little bit on this, but I can provide a little bit
8 more.

9 I think January 28th we did a notice of
10 intent to terminate the MPDES permit. The comment
11 period closed February 27th. No comments were
12 received from the company, from EPA, or from
13 anybody.

14 On March 18th we essentially issued the
15 termination, but we post, essentially dated it
16 ahead in the future, so the termination becomes
17 effective April 17th, next Wednesday. So then I
18 think at that point, it would be our intent to
19 file a motion to dismiss for mootness.

20 CHAIR DEVENY: Thank you.

21 MS. CLERGET: So we will keep that one
22 on the agenda until next time to hopefully give
23 you a final update at that point.

24 Item (h). This is Golden West
25 Properties. There is a scheduling order in place

1 that was slightly modified, but the parties are
2 proceeding according to that schedule.

3 Finally, there is 3(a), which is an
4 update for DEQ.

5 MS. BOWERS: Good morning, Madam Chair,
6 members of the Board. I don't really have
7 anything in addition to the written materials in
8 your briefing on Page 3. The Western Energy case
9 has been fully briefed before the Montana Supreme
10 Court, and we had oral argument March 13th, and
11 we're just awaiting the Court's order.

12 CHAIR DEVENY: Thank you, Ms. Bowers.

13 MS. CLERGET: That completes the update.
14 We have a new contested case that we can deal
15 with.

16 CHAIR DEVENY: We'll do that later.
17 Okay. Let's move on to the air quality rules
18 next. George, are you going to defer to Rebecca?

19 MR. MATHIEUS: Yes, Madam Chair.
20 Rebecca Harbage is going to speak on that matter.
21 Thank you.

22 MS. HARBAGE: Madam Chair, Board
23 members, for the record, my name is Rebecca
24 Harbage. That's H-A-R-B-A-G-E. I'm an
25 environmental planner in the Department's Air

1 Quality Bureau.

2 I'm here this morning to request that
3 the Board take action to adopt the proposed rule
4 amendments and new rules to establish an air
5 quality registration program for certain sources
6 of emissions, which include crushers and screens,
7 asphalt plants, and concrete batch plants.

8 We often refer to these types of sources
9 as portable because they have the ability to and
10 frequently do move around the state, so I might
11 say portable sources, and that's what I'm
12 referring to.

13 For some of you, this is the third time
14 you'll hear from me on this topic, but for the
15 benefit of the new members, I do want to quickly
16 provide a little bit of context for the vote
17 today, starting with a little of background.

18 In 2006, the Board adopted a similar air
19 quality registration program for oil and gas well
20 facilities. This registration system provided an
21 alternative to case-by-case permitting, and really
22 allowed the Department to effectively deal with
23 hundreds of nearly identical new oil and gas well
24 facilities in a way that was administratively
25 efficient, but also did not compromise air quality

1 protection.

2 Montana's oil and gas registration
3 program was one of the first in the country, and
4 it was approved by the Environmental Protection
5 Agency as part of Montana's State Implementation
6 Plan.

7 In the years since 2006, many other
8 registration type programs have been developed in
9 other states for a variety of different source
10 categories, including the portable sources we're
11 talking about today. EPA has also recognized the
12 opportunity to streamline the regulation of these
13 types of sources on tribal lands through the
14 implementation of EPA's general permits, the last
15 of which were adopted in 2016.

16 Essentially a registration program takes
17 the operating requirements that are currently
18 included in permit conditions, and adopts them
19 into rules that would apply generally across all
20 eligible sources.

21 In this way, moving from a permitting
22 program to a registration program doesn't really
23 change the requirements themselves, but the way
24 those requirements are applied, that is, by rule
25 instead of by permit. This type of approach is

1 appropriate for source categories in which there
2 are a large number of similar sources subject to
3 identical requirements, and for which there is no
4 substantial benefit to individual permitting for
5 each source. That was the case for oil and gas
6 well facilities back in 2006, and that's also the
7 case for the portable sources we're talking about
8 today.

9 So why are we approaching portable
10 sources now for a registration program? Really
11 given the limited resources and the continued
12 demand on our time here in the Air Quality Bureau,
13 we're at a point where it's essential for us to
14 streamline the way we do our work, so we can
15 strategically shift resources to achieve the most
16 air quality benefit.

17 The Bureau has recognized that we've
18 been permitting portable sources the same way for
19 decades. These are considered very minor sources
20 of emissions, relatively speaking. And so we
21 identified this as an area where we could improve
22 our process, and provide for equivalent or better
23 protection of air quality in a more efficient
24 manner.

25 The Air Quality Bureau has been working

1 very closely with our stakeholders to develop an
2 appropriate, effective new registration program.
3 We really started discussing this concept in
4 earnest with our Clean Air Act Advisory committee
5 back in 2017. Over the past year and a half,
6 we've expanded that conversation to include
7 stakeholders of the Department's Opencut Section,
8 as well as the Montana Contractors Association,
9 non-governmental organizations, county air
10 programs, as well as the EPA.

11 We also, out of that effort, formed a
12 technical work group made up of representatives
13 from industry who could really help us work out
14 the details of how a registration program might
15 actually work for portable sources.

16 So that's a little bit of background on
17 this project. The Board initiated rulemaking on
18 the proposed rule amendments and new rules at the
19 December 7th meeting. Following initiation, we
20 had a public comment period on the proposal from
21 December 21st through January 25th, and a public
22 hearing was held on January 23rd.

23 Two comments were received during the
24 comment period, and they're summarized in your
25 packet in the draft notice of amendment and

1 adoption. The first comment was supportive of the
2 proposed new program and the process to develop
3 that new program.

4 The second comment concerned a specific
5 particulate matter limit for asphalt plants in New
6 Rule IX. The Department had analyzed this topic
7 during the process of developing this new program,
8 and determined that the limit in question is
9 reflective of both the current new source
10 performance standard for certain asphalt plants,
11 as well as the present day standard achievable
12 through best available control technology, or BACT
13 essentially.

14 So the Department has not issued an
15 asphalt plant permit with a limit other than the
16 one in question in the comment for more than
17 fifteen years, so we're confident that that limit
18 in the rules is the current day best achievable
19 control technology limit.

20 Therefore, the Department supports the
21 Board adopting the new rules as proposed with no
22 changes in response to the comment. I am
23 available, though, if you do have questions, as
24 are several members of our project team, so if you
25 have any specific questions on that topic.

1 As far as next steps, should the Board
2 decide to adopt the rules today, we will very
3 quickly transition into an implementation phase of
4 the project. We're prepared to begin education
5 and outreach. We recognize that this is a new
6 program for these types of sources, and so we're
7 prepared to be working closely with our
8 stakeholders over the next several months.

9 This will also include close work with
10 stakeholders to develop a fee structure to support
11 this new program. You may remember that the Air
12 Quality Bureau was before you several times over
13 the last year to talk about fees, and at that time
14 did not request a change to the portable source
15 fee structure, and that's because this program was
16 still under development.

17 Should you adopt this program today,
18 that will kick off a collaborative process between
19 the Department and sources, the industry, to build
20 a new fee structure to support registration for
21 portable sources, and that's mainly because our
22 existing fees are based on permits, and the point
23 is permits will be replaced by registration, so
24 we'll need to find some answer for collecting
25 those moving forward.

1 Finally, if you do adopt the rules
2 today, we'll begin the work of submitting the new
3 registration program into the Montana State
4 Implementation Plan.

5 That's because our existing Minor Source
6 Permitting Program is included in the State
7 Implementation Plan or SIP, and therefore any
8 replacement to that program would also need to be
9 submitted with a demonstration that the
10 replacement program provides for at least as
11 stringent protection of air quality.

12 This ensures also that State regulation
13 aligns with Federal regulation, and so our sources
14 aren't having to look to two different type of
15 regulation. They should be the same.

16 With that, Madam Chair, Board members,
17 the Department recommends that the Board adopt the
18 new amended rules as proposed in the draft notice
19 of amendment and adoption. We also request that
20 the Board include adoption of the stringency and
21 takings analyses in any motion to adopt. I'm
22 available for questions.

23 CHAIR DEVENY: Do any of the Board
24 members have questions for Ms. Harbage?

25 (No response)

1 CHAIR DEVENY: David, any questions?

2 MR. LEHNHERR: No.

3 CHAIR DEVENY: Okay. At this point
4 we'll have some public comment then on the
5 proposal from the Department. Are there any
6 members of the public that would wish to comment
7 on the proposed air quality regulation amendments?

8 (No response)

9 CHAIR DEVENY: Anybody on the phone wish
10 to comment?

11 (No response)

12 CHAIR DEVENY: Okay. Hearing none, I
13 would then like to make a motion that the Board
14 amend ARM 17.8.744, and adopt the New Rules I
15 through IX as set forth in the draft notice
16 amendment and adoption, and adopt the stringency
17 and takings analysis as included.

18 MR. DEARMENT: I'll second that.

19 CHAIR DEVENY: A motion has been made
20 and seconded. Is there any discussion by Board
21 members?

22 (No response)

23 CHAIR DEVENY: All those in favor of the
24 motion, please signify by saying aye.

25 (Response)

1 CHAIR DEVENY: Motion carries. Thank
2 you. Thank you very much. I'd like to commend
3 the Air Quality folks for doing a good job
4 crossing all the T's and dotting the I's. It
5 seems like this went through quite well.

6 Okay. So our next order of business is
7 a new contested case. Sarah.

8 MS. CLERGET: For those new members,
9 this will be a reminder of what we just talked
10 about, and the old members the same always.

11 You have three options with respect to
12 this new contested case. You can keep it for all
13 purposes in front of you, procedural and
14 substantive. You can assign it to a Hearing
15 Examiner, me or anybody else for substantive
16 rulings on motions, for example, summary judgment,
17 but keep the hearing. You can keep it for summary
18 judgment decision for yourself, and/or trial for
19 yourself. So it is up to you how you want to
20 assign it.

21 CHAIR DEVENY: Discussion from the
22 Board? Any thoughts on this? John.

23 MR. DEARMENT: We tend to assign them to
24 Sarah. I know we have other options. I don't
25 know if we want to pursue another option with this

1 one or not.

2 CHAIR DEVENY: I'm thinking not at this
3 time. We've got a lot on our plate, so let's add
4 more to Sarah's plate.

5 MS. CLERGET: That needs a motion.

6 CHAIR DEVENY: Would you like to make a
7 motion?

8 MR. DEARMENT: Yes. I'd be happy to,
9 Madam Chair. I'll move that we assign it to Sarah
10 as she suggested we might.

11 MS. CLERGET: For all substantive and
12 procedural purposes?

13 MR. DEARMENT: Yes.

14 CHAIR DEVENY: I'll second that motion.
15 Any discussion by Board members?

16 (No response)

17 CHAIR DEVENY: Hearing none, all those
18 in favor of the motion to assign the new contested
19 case to Sarah for the totality of the case,
20 signify by saying aye.

21 (Response)

22 CHAIR DEVENY: None opposed. Motion
23 carries unanimously. Thank you, Sarah. Any other
24 updates?

25 MS. CLERGET: Yes, one update. We have

1 a form that you filled out when you, old Board
2 members filled out when they did their
3 orientation, and new Board members have not filled
4 out yet, but is required federally for the coal.
5 Essentially it is to make sure that you're not
6 receiving any money through your assets or
7 otherwise that might influence your decisions on
8 coal.

9 And we're going to send that out to
10 everybody, and you'll need to fill that out. We
11 have to fill it out annually, which we haven't
12 been doing, so we now know that we have to fill it
13 annually, so just a heads up that that's coming.

14 And I want you to know that it does
15 contain some pretty personal financial
16 information. DEQ keeps those forms. They've as
17 far as I know never been audited. They've never
18 had to give them up. They keep them in a secure
19 place. And so if you have any questions about
20 those, feel free to call, but we do need to do
21 those and get them done so that we're certain that
22 nobody has any conflicts.

23 CHAIR DEVENY: Are you going to email
24 those?

25 MS. CLERGET: Yes, Lindsay is going to

1 email them out. We didn't want to do it for this
2 Board since not everybody's in person, but we'll
3 email, and then just bring them -- because they
4 take a little bit of time to fill out, so bring
5 them to the next meeting. And that's all for the
6 update.

7 CHAIR DEVENY: So we'll have some
8 opportunity for general public comment at this
9 time. Anybody from the public wish to bring
10 anything before the Board? Not any contested
11 cases, but any other issues?

12 (No response)

13 CHAIR DEVENY: Hearing none.

14 MS. BOITER: This is Kari Boiter from
15 Northern Plains. I don't have a comment, but I
16 had a question about Item 2(b). Sarah mentioned
17 developments in that case that are not on the
18 agenda. I was wondering if you could elaborate on
19 that.

20 MS. CLERGET: 2(b) I have is the
21 Absaloka Mines; is that what you're discussing?

22 MS. BOITER: I had that as the CHS.

23 MS. CLERGET: Oh, CHS. Yes, that was
24 just an update for the Board. That's a contested
25 case matter, so we can't really accept public

1 comment on it, but I'll just reiterate what I said
2 to the Board already, which was that there was a
3 petition filed in that case that I have set oral
4 argument on for April 23rd, and that was the
5 additional development that was not on the agenda.

6 MS. BOITER: Thank you.

7 CHAIR DEVENY: Any other public comment?

8 (No response)

9 CHAIR DEVENY: Hearing none, I just want
10 to mention that our next Board meeting is May
11 31st. Normally it would be in June, but because
12 of scheduling issues, we moved it to May 31st. So
13 I just want everybody to be aware of that. And
14 unless anybody has anything else to bring, I think
15 we might be ready to adjourn, if somebody would
16 make a motion.

17 MS. HORNBEIN: I'll move to adjourn.

18 CHAIR DEVENY: I'll second it.

19 Discussion?

20 (No response)

21 CHAIR DEVENY: Hearing none, all those
22 in favor of adjourning, please signify by saying
23 aye.

24 (Response)

25 CHAIR DEVENY: David? We need you to

1 vote.

2 MR. LEHNHERR: Sorry for the technical
3 difficulties here. Voting aye.

4 CHAIR DEVENY: Okay. Thank you. The
5 meeting is adjourned. Thanks, everybody.

6 (The proceedings were concluded
7 at 11:00 a.m.)

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STATE OF MONTANA)
 : SS.
COUNTY OF LEWIS & CLARK)

I, LAURIE CRUTCHER, RPR, Court Reporter,
Notary Public in and for the County of Lewis &
Clark, State of Montana, do hereby certify:

That the proceedings were taken before me at
the time and place herein named; that the
proceedings were reported by me in shorthand and
transcribed using computer-aided transcription,
and that the foregoing - 27 - pages contain a true
record of the proceedings to the best of my
ability.

IN WITNESS WHEREOF, I have hereunto set my
hand and affixed my notarial seal
this _____ day of _____, 2019.

LAURIE CRUTCHER, RPR
Court Reporter - Notary Public
My commission expires
March 9, 2020.

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