

**BOARD OF ENVIRONMENTAL REVIEW  
SPECIAL MEETING  
April 25, 2025, 9:00 AM  
DEQ ZOOM CONFERENCE**

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**NOTE:** Board members, the Board attorney, and secretary will be participating electronically. Interested persons, members of the public, and the media are welcome to attend via Zoom or telephonically. The Board will make reasonable accommodations for persons with disabilities who wish to participate in this meeting. Please contact the Board Secretary by e-mail at [deqbersecretary@mt.gov](mailto:deqbersecretary@mt.gov), no less than 24 hours prior to the meeting to advise her of the nature of the accommodation needed.

**9:00 AM - SPECIAL BOARD MEETING UNDER THE PROVISIONS OF MONTANA CODE  
ANNOTATED § 2-4-601**

**I. ACTION ITEMS**

**a. In the Matter of: Decker Coal Company's Request for Hearing Regarding Permit C1983007 (East Decker Mine), BER 2025-02 SM.**

On February 28, 2025, Decker Coal Company ("DCC") filed a Request for Hearing regarding the Notice of Noncompliance and Order of Abatement issued January 29, 2025, by DEQ. On March 28, 2025, DCC filed a Motion to Suspend Abatement Requirements with a Brief in Support.

**DEQ filed a Response in Opposition to Decker's Motion to Suspend Abatement Requirements on April 11, 2025. DCC's reply has not been filed as of the date of the posting of the agenda.**

**The Board will hear oral arguments from the parties.**

**b. In the Matter of: Decker Coal Company's Request for Hearing Regarding Permit C1987001C (West Decker Mine), BER 2025-01 SM.**

On February 13, 2025, Decker Coal Company ("DCC") filed a Request for Hearing on DEQ's January 29, 2025, Order to Revise Permit. On February 28, 2025, DCC file an Amended Request for Hearing to revise the caption to keep the east and west mine issues in separate contested cases.

**On April 9, 2025, DCC filed Motion for Temporary Relief with a Brief in Support. A response from DEQ has not been filed as of the time of the posting of the agenda.**

**The Board will review the status of the case.**

**VI. ADJOURNMENT**