

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

BEFORE THE BOARD OF ENVIRONMENTAL REVIEW
OF THE STATE OF MONTANA

BOARD MEETING)
APRIL 8, 2022)

TRANSCRIPT OF PROCEEDINGS (VIA ZOOM)

APRIL 8, 2022
9:00 a.m.

BEFORE CHAIRMAN STEVEN RUFFATTO,
BOARD MEMBERS DAVID SIMPSON,
JON REITEN, JOSEPH SMITH, JULIA ALTEMUS
and DAVID LEHNHERR

PREPARED BY: LAURIE CRUTCHER, RPR
COURT REPORTER, NOTARY PUBLIC
lauriecrutcher@gmail.com

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

3 * * * * *

4 CHAIR RUFFATTO: I think we have a
5 quorum. Welcome, everyone. I will call this
6 meeting of the Board of Environmental Review to
7 order. Sandy, can you please call the roll of the
8 Board members.

9 MS. SCHERER: Chairman Ruffatto.

10 CHAIR RUFFATTO: Here.

11 MS. SCHERER: Board Member Lehnherr.

12 BOARD MEMBER LEHNHERR: Here.

13 MS. SCHERER: Board Member Simpson.

14 (No response)

15 CHAIR RUFFATTO: Board Member Simpson.

16 BOARD MEMBER SIMPSON: Here.

17 MS. SCHERER: Vice Chair Aguirre.

18 (No response)

19 MS. SCHERER: Vice Chair Aguirre.

20 (No response)

21 MS. SCHERER: Board Member Reiten.

22 BOARD MEMBER REITEN: Here.

23 MS. SCHERER: Board Member Smith.

24 BOARD MEMBER SMITH: Here.

25 MS. SCHERER: Board Member Altemus.

1 BOARD MEMBER ALTEMUS: Good morning.
2 Present.

3 MS. SCHERER: We do have a quorum.

4 CHAIR RUFFATTO: Thank you, Sandy.
5 Whoever is watching the people that are trying to
6 join, please keep an eye out for Stacy to put her
7 in as a panelist.

8 So Sandy, can you identify who else is
9 present for the record.

10 MS. SCHERER: Aaron Pettis from DEQ;
11 Angie Colamaria, DEQ; Ed Hayes, DEQ; Deputy
12 Director Fehr, DEQ; Katherine Orr, Agency Legal
13 Services; Kirsten Bowers, DEQ; Kurt Moser, DEQ;
14 Laurie Crutcher, Court Reporter; we have someone
15 on the phone with the last three digits 825; Aaron
16 Bolton; Andy Janes; Lee McKenna, DEQ; Ann Hedges,
17 MEIC; Catherine Armstrong, DEQ; Bob Smith; Caitlin
18 Buzzas; Chad Anderson, DEQ; Moira, DEQ
19 Communication; Donna Martin; Emily Lodman; Jason
20 Gildea; Jeremiah Langston, DEQ; Loryn Johnson,
21 DEQ; Matthew Jesse (phonetic); Myla Kelly, DEQ;
22 Ray Stout; Sam Yemington; Sarah Bordelon; Shiloh
23 Hernandez; Stephen Pfeffer; Susan Bauden, DEQ;
24 Vicki Marquis, Holland and Hart; Nick Whitaker,
25 DEQ.

1 (Amy Steinmetz, DEQ;
2 Margarite Juarez Thomas, DEQ;
3 Tonya Fish, EPA joined later)

4 CHAIR RUFFATTO: Thank you, Sandy. As
5 far as the scheduling, there's one request for
6 timing. Of course we don't know times. But
7 there's a request to suggest when we might get to
8 Montanore and the Lake Kooconusa issues. And I
9 would say that we should get to both of those in
10 the first hour.

11 I think we're going to follow the
12 schedule pretty much in order with possibly one
13 exception. If Harry Richards is here, his matter
14 is right at the end of the agenda. And I expect
15 it will be a long meeting. So if he is here or if
16 he appears, let's get him in, and we won't make
17 him sit here all day. Can you tell if Harry
18 Richards is here?

19 MS. SCHERER: (No response)

20 CHAIR RUFFATTO: I assume he's not.

21 MS. SCHERER: I'm not seeing him,
22 Chairman.

23 CHAIR RUFFATTO: Thanks, Sandy. I will
24 just say that I expect this meeting to last
25 several hours to the point where we will likely,

1 unless something surprising happens quickly,⁵ that
2 we will break for lunch around noon.

3 Other than that I don't have any
4 scheduling points to make. Any questions on the
5 schedule for the day?

6 (No response)

7 CHAIR RUFFATTO: If not, we will move
8 into the agenda.

9 MS. SCHERER: Chairman Ruffato.

10 CHAIR RUFFATTO: Yes.

11 MS. SCHERER: This is Sandy. I'm sorry
12 to interrupt. There's one person that is a
13 call-in. If they would identify themselves. The
14 last three digits of their phone number is 825.

15 (No response)

16 MS. SCHERER: If you wish to speak,
17 please press star six.

18 MR. MURRAY: Duane Murray.

19 MS. SCHERER: Mr. Murray.

20 CHAIR RUFFATTO: Thank you, Mr. Murray.
21 Thank you, Sandy. If there aren't any more
22 questions or comments, we'll move to the first
23 agenda item under administrative matters, and
24 that's approval of the minutes of the meeting of
25 February 25th. Do I have a motion to approve

1 those minutes?

2 BOARD MEMBER SMITH: I'll motion to
3 approve.

4 BOARD MEMBER ALTEMUS: I'll second.

5 CHAIR RUFFATTO: The motion has been
6 made and seconded to approve the minutes of the
7 February 25th meeting. Discussion.

8 (No response)

9 CHAIR RUFFATTO: If there's no
10 discussion, I will call the question. All in
11 favor say aye.

12 (Response)

13 CHAIR RUFFATTO: Opposed.

14 (No response)

15 CHAIR RUFFATTO: The motion passes. And
16 it calls for the opportunity for public comment on
17 the minutes. Is there any public comment on the
18 minutes?

19 (No response)

20 CHAIR RUFFATTO: Hearing none, we will
21 move on to the briefing items. The first thing, I
22 would ask for Board Counsel Orr and any Hearing
23 Examiners that are on, ask if there are any
24 changes from that which is shown in the agenda.

25 MS. ORR: Mr. Chair, this is Katherine

1 Orr. Can everyone hear me?

2 CHAIR RUFFATTO: Yes, we can, or I can.

3 MS. ORR: Okay. There are no changes
4 over what has been drafted in the agenda at this
5 time.

6 CHAIR RUFFATTO: Thank you, Katherine.
7 There is one change on a District Court case I
8 would call to your attention -- not for any of the
9 Hearing Examiners -- but this is the one Court
10 case that is Item (b) on Page 2, the Rosebud Mine
11 case.

12 I just wanted to let the Board know that
13 in that discussion, it mentions that the Board
14 will be filing an appeal when appropriate. And it
15 said that the Supreme Court was considering some
16 motions.

17 The Supreme Court has ruled on those
18 motions, and the Supreme Court has said that the
19 appeals are not timely, so the Board will not be
20 filing an appeal at this time. Any questions on
21 that?

22 (No response)

23 CHAIR RUFFATTO: Then I will ask the
24 Board members if any Board members have questions
25 or comments or discussion concerning the briefing

1 items.

2 (No response)

3 CHAIR RUFFATTO: Hearing none, I don't
4 have a comment or discussion, but I want to take
5 care of a matter.

6 I would like to move that a number of
7 Hearing Examiners appointments be made and
8 confirmed, and I will list those, and then we'll
9 look for a second.

10 So I move that the following Hearing
11 Examiner appointments be made and confirmed: For
12 Case 2021-06, appoint Caitlin Buzzas; for matter
13 2019-06, appoint Madison Mattioli; for matters
14 2019-08 through 21, Caitlin Buzzas; for matter BER
15 2019-05, appoint Patrick Riskin; for matter
16 2021-07, appoint Aislinn Brown; and for matter
17 2020-01, appoint Aislinn Brown. Do I have a
18 second to that motion?

19 BOARD MEMBER REITEN: I'll second.

20 CHAIR RUFFATTO: A motion has been made
21 and seconded. Discussion.

22 (No response)

23 CHAIR RUFFATTO: Hearing none, I will
24 call the question. All in favor say aye.

25 (Response)

1 CHAIR RUFFATTO: Opposed.

2 (No response)

3 CHAIR RUFFATTO: Motion passes

4 unanimately.

5 (9:30 a.m.)

6 (Petitions of Teck Coal, Limited

7 and Lincoln County Commissioners

8 Appeal of Stringency Review

9 heard and transcript bound separately)

10 (Oral Argument of Appeal of Duane Murray

11 BER-2020-01 OC heard

12 and transcript bound separately)

13 (Oral argument of Signal Peak Bull Mountain Coal

14 Mine No. 1 BER 2016-07 SM heard and

15 transcript bound separately)

16 * * * * *

17 (Reconvened at 4:37 p.m.)

18 CHAIR RUFFATTO: We're not going to

19 adjourn yet because we have another matter. We

20 have a new contested case, a kind of questionable

21 new case.

22 We have an appeal of Harry Richards from

23 something. And I made some efforts to try to

24 figure out what it was he was appealing from. We

25 kind of invited him to this meeting, and we only

1 have the ability to deal with him by mail. He
2 didn't show up as far as I can tell. I was hoping
3 he would.

4 Is there someone from DEQ that is
5 prepared to enlighten us a little bit about this
6 case, the Harry Richards case?

7 MR. WHITAKER: Yes, Chair Ruffatto.
8 This is Nick Whitaker, attorney for DEQ
9 representing the agency in this matter.

10 Like you, Chair Ruffatto, I'm not
11 entirely sure what Mr. Richard intends to appeal
12 here. This is an administrative order that was
13 issued to him alleging, or setting forth
14 violations of the Montana Hazardous Waste Act, so
15 that's the basis for the appeal as far as I can
16 tell.

17 CHAIR RUFFATTO: Thank you. And because
18 Mr. Richards did not spell out his objections, we
19 don't know exactly what they are. Unfortunately
20 in these pro se matters it's hard to hold these
21 people to hard and fast rules. I don't think it's
22 appropriate to.

23 So we will move forward with this, and I
24 spoke to Rob Cameron yesterday. He has capacity
25 to take this on and figure out what it's about and

1 move it forward. So I would move that we appoint
2 Rob Cameron as Hearing Examiner and assign the
3 case in its entirety to Mr. Cameron.

4 BOARD MEMBER LEHNHERR: I'll second that
5 motion.

6 CHAIR RUFFATTO: Discussion.

7 (No response)

8 CHAIR RUFFATTO: With no further
9 discussion, I'll call the question. All in favor
10 of assigning this case to Rob Cameron in its
11 entirety, please say aye.

12 (Response)

13 CHAIR RUFFATTO: Opposed same sign.

14 (No response)

15 CHAIR RUFFATTO: Motion carries.

16 Katherine, do you have anything for us
17 on the Board Counsel --

18 MS. ORR: I don't. Thank you.

19 CHAIR RUFFATTO: Does anybody have any
20 questions of Katherine?

21 (No response)

22 CHAIR RUFFATTO: If not, we'll move to
23 public comment. And is there any public comment
24 on matters, on any public matters within the
25 Board's jurisdiction that is not otherwise on the

1 agenda?

2 (No response)

3 CHAIR RUFFATTO: Hearing none -- yes.

4 Ms. Colamaria, you had something.

5 MS. COLAMARIA: I do. Thank you.

6 Sorry. I couldn't raise my hand fast enough.

7 At the last meeting you talked about the
8 possibility of an informal process and kind of
9 advertising to people who are entering into a
10 contested case that they have two options, and
11 there was going to be potentially an opportunity
12 to comment on what we thought that would look
13 like. Is there a timeline on when that comment
14 period or opportunity will begin?

15 CHAIR RUFFATTO: I take full
16 responsibility. Katherine got a draft of that to
17 me a couple weeks ago. I've been working on
18 preparing for this meeting, so I did not have a
19 chance to look at it. I will try to deal with
20 that as soon as I have the time, but I haven't
21 been able to do so. So thanks for the reminder.
22 I will keep you informed. I assure you that it
23 will not -- we will not do anything until you have
24 an opportunity to comment.

25 MS. COLAMARIA: Thank you.

1 CHAIR RUFFATTO: Anything else for the
2 good of the order that you want to talk about?

3 (No response)

4 CHAIR RUFFATTO: Do we have a motion to
5 adjourn?

6 BOARD MEMBER SIMPSON: So moved.

7 BOARD MEMBER ALTEMUS: After the second.

8 CHAIR RUFFATTO: We've got a motion and
9 a second. All in favor say aye.

10 (Response)

11 CHAIR RUFFATTO: Thank you all for
12 another hard day at work.

13 (The proceedings were concluded

14 at 4:43 p.m.)

15 * * * * *

16

17

18

19

20

21

22

23

24

25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

C E R T I F I C A T E

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 - 13 - 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 20th day of
April, 2022.

LAURIE CRUTCHER, RPR
Court Reporter - Notary Public
My commission expires
March 9, 2024.

<p style="text-align: center;">1</p> <p>1 - 9:14 13 - 14:13</p> <hr/> <p style="text-align: center;">2</p> <p>2 - 7:10 2016-07 - 9:14 2019-05 - 8:15 2019-06 - 8:13 2019-08 - 8:14 2020-01 - 8:17 2021-06 - 8:12 2021-07 - 8:16 2022 [3] 1:6, 1:10, 14:18 2024 - 14:23 20th - 14:17 21 - 8:14 25th [2] 5:25, 6:7</p> <hr/> <p style="text-align: center;">4</p> <p>4:37 - 9:17 4:43 - 13:14</p> <hr/> <p style="text-align: center;">8</p> <p>8 [2] 1:6, 1:10 825 [2] 3:15, 5:14</p> <hr/> <p style="text-align: center;">9</p> <p>9 - 14:23 9:00 - 1:11 9:30 - 9:5</p> <hr/> <p style="text-align: center;">A</p> <p>a.m [2] 1:11, 9:5 Aaron [2] 3:10, 3:15 ability [2] 10:1, 14:15 able - 12:21 Act - 10:14 adjourn [2] 9:19, 13:5 administrative [2] 5:23, 10:12 advertising -</p>	<p>12:9 affixed - 14:17 agency [2] 3:12, 10:9 agenda [6] 4:14, 5:8, 5:23, 6:24, 7:4, 12:1 Aguirre [2] 2:17, 2:19 Aislinn [2] 8:16, 8:17 alleging - 10:13 Altemus [5] 1:15, 2:25, 3:1, 6:4, 13:7 Amy - 4:1 Anderson - 3:18 Andy - 3:16 Angie - 3:11 Ann - 3:16 appeal [7] 7:14, 7:20, 9:8, 9:10, 9:22, 10:11, 10:15 appealing - 9:24 appeals - 7:19 appears - 4:16 appoint [6] 8:12, 8:13, 8:15, 8:16, 8:17, 11:1 appointments [2] 8:7, 8:11 appropriate [2] 7:14, 10:22 approval - 5:24 approve [3] 5:25, 6:3, 6:6 April [3] 1:6, 1:10, 14:18 aren't - 5:21 argument [2] 9:10, 9:13 Armstrong - 3:17 assign - 11:2 assigning - 11:10 assume - 4:20 assure - 12:22 attention - 7:8 attorney - 10:8</p>	<p>aye [4] 6:11, 8:24, 11:11, 13:9</p> <hr/> <p style="text-align: center;">B</p> <p>Bauden - 3:23 begin - 12:14 BER [2] 8:14, 9:14 BER-2020-01 - 9:11 best - 14:14 bit - 10:5 Board [29] 1:1, 1:5, 1:14, 2:6, 2:8, 2:11, 2:12, 2:13, 2:15, 2:16, 2:21, 2:22, 2:23, 2:24, 2:25, 3:1, 6:2, 6:4, 6:22, 7:12, 7:13, 7:19, 7:24, 7:24, 8:19, 11:4, 11:17, 13:6, 13:7 Board's - 11:25 Bob - 3:17 Bolton - 3:16 Bordelon - 3:22 bound [3] 9:9, 9:12, 9:15 Bowers - 3:13 break - 5:2 briefing [2] 6:21, 7:25 Brown [2] 8:16, 8:17 Bull - 9:13 Buzzas [3] 3:18, 8:12, 8:14</p> <hr/> <p style="text-align: center;">C</p> <p>Caitlin [3] 3:17, 8:12, 8:14 call-in - 5:13 Cameron [4] 10:24, 11:2, 11:3, 11:10 capacity - 10:24 care - 8:5 carries - 11:15 case [11] 7:7, 7:10, 7:11,</p>	<p>8:12, 9:20, 9:21, 10:6, 10:6, 11:3, 11:10, 12:10 Catherine - 3:17 certify - 14:8 Chad - 3:18 Chair [42] 2:4, 2:10, 2:15, 2:17, 2:19, 3:4, 4:4, 4:20, 4:23, 5:7, 5:10, 5:20, 6:5, 6:9, 6:13, 6:15, 6:20, 6:25, 7:2, 7:6, 7:23, 8:3, 8:20, 8:23, 9:1, 9:3, 9:18, 10:7, 10:10, 10:17, 11:6, 11:8, 11:13, 11:15, 11:19, 11:22, 12:3, 12:15, 13:1, 13:4, 13:8, 13:11 Chairman [4] 1:13, 2:9, 4:22, 5:9 chance - 12:19 change - 7:7 changes [2] 6:24, 7:3 Clark [2] 14:5, 14:8 Coal [2] 9:6, 9:13 Colamaria [4] 3:11, 12:4, 12:5, 12:25 comment [8] 6:16, 6:17, 8:4, 11:23, 11:23, 12:12, 12:13, 12:24 comments [2] 5:22, 7:25 commission - 14:22 Commissioners - 9:7 Communication - 3:19 computer-aided - 14:12 concerning - 7:25 concluded -</p>	<p>13:13 confirmed [2] 8:8, 8:11 considering - 7:15 contain - 14:13 contested [2] 9:20, 12:10 couldn't - 12:6 Counsel [2] 6:22, 11:17 County [3] 9:7, 14:5, 14:7 couple - 12:17 course - 4:6 Court [9] 1:23, 3:14, 7:7, 7:9, 7:15, 7:17, 7:18, 14:6, 14:21 Crutcher [4] 1:22, 3:14, 14:6, 14:20</p> <hr/> <p style="text-align: center;">D</p> <p>DAVID [2] 1:14, 1:16 deal [2] 10:1, 12:19 Deputy - 3:11 DEQ [19] 3:10, 3:11, 3:11, 3:12, 3:13, 3:13, 3:16, 3:17, 3:18, 3:18, 3:20, 3:21, 3:21, 3:23, 3:25, 4:1, 4:2, 10:4, 10:8 digits [2] 3:15, 5:14 Director - 3:12 discussion [8] 6:7, 6:10, 7:13, 7:25, 8:4, 8:21, 11:6, 11:9 District - 7:7 Donna - 3:19 draft - 12:16 drafted - 7:4 Duane [2] 5:18, 9:10</p> <hr/> <p style="text-align: center;">E</p> <p>Ed - 3:11</p>	<p>efforts - 9:23 Emily - 3:19 enlighten - 10:5 entering - 12:9 entirely - 10:11 entirety [2] 11:3, 11:11 Environmental [2] 1:1, 2:6 EPA - 4:3 everyone [2] 2:5, 7:1 exactly - 10:19 Examiner [2] 8:11, 11:2 Examiners [3] 6:23, 7:9, 8:7 exception - 4:13 expect [2] 4:14, 4:24 expires - 14:22 eye - 3:6</p> <hr/> <p style="text-align: center;">F</p> <p>fast [2] 10:21, 12:6 favor [4] 6:11, 8:24, 11:9, 13:9 February [2] 5:25, 6:7 Fehr - 3:12 figure [2] 9:24, 10:25 filing [2] 7:14, 7:20 Fish - 4:3 follow - 4:11 foregoing - 14:13 forth - 10:13 forward [2] 10:23, 11:1 full - 12:15</p> <hr/> <p style="text-align: center;">G</p> <p>Gildea - 3:20</p> <hr/> <p style="text-align: center;">H</p> <p>happens - 5:1 Harry [4] 4:13, 4:17, 9:22, 10:6 Hart - 3:24 haven't -</p>
---	---	--	--	--	--

<p>12:20 Hayes - 3:11 Hazardous - 10:14 he's - 4:20 hear - 7:1 heard [3] 9:9, 9:11, 9:14 Hearing [9] 6:20, 6:22, 7:9, 8:3, 8:7, 8:10, 8:23, 11:2, 12:3 Hedges - 3:16 hereby - 14:8 herein - 14:10 hereunto - 14:16 Hernandez - 3:23 hold - 10:20 Holland - 3:24 hoping - 10:2 hour - 4:10 hours - 4:25</p> <hr/> <p style="text-align: center;">I</p> <p>identify [2] 3:8, 5:13 informal - 12:8 informed - 12:22 intends - 10:11 interrupt - 5:12 invited - 9:25 issued - 10:13 issues - 4:8 item [2] 5:23, 7:10 items [2] 6:21, 8:1</p> <hr/> <p style="text-align: center;">J</p> <p>Janes - 3:16 Jason - 3:19 Jeremiah - 3:20 Jesse - 3:21 Johnson - 3:20 join - 3:6 joined - 4:3 JON - 1:15 JOSEPH - 1:15 Juarez - 4:2 JULIA - 1:15 jurisdiction - 11:25</p>	<p style="text-align: center;">K</p> <p>Katherine [6] 3:12, 6:25, 7:6, 11:16, 11:20, 12:16 Kelly - 3:21 Kirsten - 3:13 Koocanusa - 4:8 Kurt - 3:13</p> <hr/> <p style="text-align: center;">L</p> <p>Lake - 4:8 Langston - 3:20 later - 4:3 Laurie [4] 1:22, 3:14, 14:6, 14:20 lauriecrutcher@g minutes [5] - 1:24 Lee - 3:16 Legal - 3:12 Lehnherr [4] 1:16, 2:11, 2:12, 11:4 let's - 4:16 Lewis [2] 14:5, 14:7 likely - 4:25 Limited - 9:6 Lincoln - 9:7 Lodman - 3:19 Loryn - 3:20 lunch - 5:2</p> <hr/> <p style="text-align: center;">M</p> <p>Madison - 8:13 mail - 10:1 March - 14:23 Margarite - 4:2 Marquis - 3:24 Martin - 3:19 matter [8] 4:13, 8:5, 8:12, 8:14, 8:15, 8:16, 9:19, 10:9 matters [5] 5:23, 8:13, 10:20, 11:24, 11:24 Matthew - 3:21 Mattioli - 8:13 McKenna - 3:16 meeting [9] 1:5, 2:6,</p>	<p>4:15, 4:24, 5:24, 6:7, 9:25, 12:7, 12:18 MEIC - 3:17 Member [17] 2:11, 2:12, 2:13, 2:15, 2:16, 2:21, 2:22, 2:23, 2:24, 2:25, 3:1, 6:2, 6:4, 8:19, 11:4, 13:6, 13:7 members [4] 1:14, 2:8, 7:24, 7:24 mentions - 7:13 Mine [2] 7:10, 9:14 minutes [5] 5:24, 6:1, 6:6, 6:17, 6:18 Moira - 3:18 Montana [4] 1:2, 10:14, 14:3, 14:8 Montanore - 4:8 morning - 3:1 Moser - 3:13 motion [11] 5:25, 6:2, 6:5, 6:15, 8:18, 8:20, 9:3, 11:5, 11:15, 13:4, 13:8 motions [2] 7:16, 7:18 Mountain - 9:13 move [9] 5:7, 5:22, 6:21, 8:6, 8:10, 10:23, 11:1, 11:1, 11:22 moved - 13:6 Murray [5] 5:18, 5:18, 5:19, 5:20, 9:10 Myla - 3:21</p> <hr/> <p style="text-align: center;">N</p> <p>named - 14:10 Nick [2] 3:24, 10:8 none [4] 6:20, 8:3, 8:23, 12:3 noon - 5:2</p>	<p>notarial - 14:17 Notary [3] 1:23, 14:7, 14:21</p> <hr/> <p style="text-align: center;">O</p> <p>objections - 10:18 OC - 9:11 opportunity [4] 6:16, 12:11, 12:14, 12:24 Opposed [3] 6:13, 9:1, 11:13 options - 12:10 Oral [2] 9:10, 9:13 order [4] 2:7, 4:12, 10:12, 13:2 Orr [6] 3:12, 6:22, 6:25, 7:1, 7:3, 11:18 otherwise - 11:25</p> <hr/> <p style="text-align: center;">P</p> <p>p.m [2] 9:17, 13:14 pages - 14:13 panelist - 3:7 passes [2] 6:15, 9:3 Patrick - 8:15 Peak - 9:13 period - 12:14 Petitions - 9:6 Pettis - 3:10 Pfeffer - 3:23 phonetic - 3:21 please [4] 2:7, 3:6, 5:17, 11:11 point - 4:25 points - 5:4 possibility - 12:8 possibly - 4:12 potentially - 12:11 prepared [2] 1:22, 10:5 preparing - 12:18 present [2] 3:2, 3:9</p>	<p>press - 5:17 pro - 10:20 proceedings [6] 1:8, 2:1, 13:13, 14:9, 14:11, 14:14 process - 12:8 public [8] 1:23, 6:16, 6:17, 11:23, 11:23, 11:24, 14:7, 14:21</p> <hr/> <p style="text-align: center;">Q</p> <p>questionable - 9:20 quickly - 5:1 quorum [2] 2:5, 3:3</p> <hr/> <p style="text-align: center;">R</p> <p>raise - 12:6 Ray - 3:22 Reconvened - 9:17 record [2] 3:9, 14:14 Reiten [4] 1:15, 2:21, 2:22, 8:19 reminder - 12:21 reported - 14:11 Reporter [4] 1:23, 3:14, 14:6, 14:21 representing - 10:9 request [2] 4:5, 4:7 response [22] 2:14, 2:18, 2:20, 4:19, 5:6, 5:15, 6:8, 6:12, 6:14, 6:19, 7:22, 8:2, 8:22, 8:25, 9:2, 11:7, 11:12, 11:14, 11:21, 12:2, 13:3, 13:10 responsibility - 12:16 Review [3] 1:1, 2:6, 9:8 Richard - 10:11 Richards [5] 4:13, 4:18,</p>	<p>9:22, 10:6, 10:18 Riskin - 8:15 Rob [3] 10:24, 11:2, 11:10 roll - 2:7 Rosebud - 7:10 RPR [3] 1:22, 14:6, 14:20 Ruffatto - 5:9 Ruffatto [41] 1:13, 2:4, 2:9, 2:10, 2:15, 3:4, 4:4, 4:20, 4:23, 5:7, 5:10, 5:20, 6:5, 6:9, 6:13, 6:15, 6:20, 7:2, 7:6, 7:23, 8:3, 8:20, 8:23, 9:1, 9:3, 9:18, 10:7, 10:10, 10:17, 11:6, 11:8, 11:13, 11:15, 11:19, 11:22, 12:3, 12:15, 13:1, 13:4, 13:8, 13:11 ruled - 7:17 rules - 10:21</p> <hr/> <p style="text-align: center;">S</p> <p>Sam - 3:22 Sandy [7] 2:7, 3:4, 3:8, 4:4, 4:23, 5:11, 5:21 Sarah - 3:22 schedule [2] 4:12, 5:5 scheduling [2] 4:5, 5:4 SCHERER [16] 2:9, 2:11, 2:13, 2:17, 2:19, 2:21, 2:23, 2:25, 3:3, 3:10, 4:19, 4:21, 5:9, 5:11, 5:16, 5:19 se - 10:20 seal - 14:17 seconded [2] 6:6, 8:21 seeing - 4:21 separately [3]</p>
--	--	--	--	---	---

<p>9:9, 9:12, 9:15 Services - 3:13 setting - 10:13 several - 4:25 Shiloh - 3:22 shorthand - 14:11 shown - 6:24 sign - 11:13 Signal - 9:13 Simpson [5] 1:14, 2:13, 2:15, 2:16, 13:6 sit - 4:17 six - 5:17 SM - 9:14 Smith [5] 1:15, 2:23, 2:24, 3:17, 6:2 someone [2] 3:14, 10:4 sorry [2] 5:11, 12:6 speak - 5:16 spell - 10:18 spoke - 10:24 SS - 14:4 Stacy - 3:6 star - 5:17 State [3] 1:2, 14:3, 14:8 Steinmetz - 4:1 Stephen - 3:23 STEVEN - 1:13 Stout - 3:22 Stringency - 9:8 suggest - 4:7 Supreme [3] 7:15, 7:17, 7:18 surprising - 5:1 Susan - 3:23</p>	<p>4:23, 12:21 themselves - 5:13 there's [4] 4:5, 4:7, 5:12, 6:9 thing - 6:21 Thomas - 4:2 timeline - 12:13 timely - 7:19 timing - 4:6 to-wit - 2:2 Tonya - 4:3 transcribed - 14:12 transcript [4] 1:8, 9:9, 9:12, 9:15 transcription - 14:12 true - 14:13</p>	<p>won't - 4:16</p> <hr/> <p style="text-align: center;">Y</p> <hr/> <p>Yemington - 3:22 yesterday - 10:24 yet - 9:19</p> <hr/> <p style="text-align: center;">Z</p> <hr/> <p>ZOOM - 1:8</p>			
<hr/> <p style="text-align: center;">T</p> <hr/> <p>taken [2] 2:2, 14:9 Teck - 9:6 testimony - 2:2 Thank [10] 3:4, 4:4, 5:20, 5:21, 7:6, 10:17, 11:18, 12:5, 12:25, 13:11 thanks [2]</p>	<hr/> <p style="text-align: center;">U</p> <hr/> <p>unanimously - 9:4 Unfortunately - 10:19 unless - 5:1 using - 14:12</p> <hr/> <p style="text-align: center;">V</p> <hr/> <p>VIA - 1:8 Vice [2] 2:17, 2:19 Vicki - 3:24 violations - 10:14</p> <hr/> <p style="text-align: center;">W</p> <hr/> <p>wanted - 7:12 Waste - 10:14 watching - 3:5 we'll [3] 5:22, 8:8, 11:22 we're [2] 4:11, 9:18 We've - 13:8 weeks - 12:17 Welcome - 2:5 WHEREOF - 14:16 WHEREUPON - 2:1 Whitaker [3] 3:24, 10:7, 10:8 Whoever - 3:5 wish - 5:16 within - 11:24 WITNESS - 14:16</p>				