

PETROLEUM TANK RELEASE COMPENSATION BOARD  
MINUTES  
CASCADE COUNTY MEDIATION  
DISTRICT COURT CASE ADV-2016-558  
RECOVERY OF ATTORNEY FEES AND DAMAGES  
January 20, 2022

IN-PERSON TELECONFERENCE HYBRID MEETING  
Bitterroot Conference Room  
DEQ, 1225 Cedar St, Helena, MT

Board Members in attendance were John Monahan, acting Presiding Officer, and Grant Jackson. Attending via Zoom were Board Members Mark Johnson, Calvin Wilson, Kristi Kline and Heather Smith. Presiding Officer Keith Schnider was recused from this proceeding. Also, in attendance were Terry Wadsworth, Executive Director; Julia Swingley, Attorney for the Board; and Garnet Pirre, Board staff. Mr. Mike Lilly, Mediator, Berg Lilly PC.

Presiding Officer Monahan called the meeting to order at 9:03 a.m.

The Board agreed to entertain a discussion for full settlement of the case and agreed that Attorney fees are not recoverable under §75-11-307(2)(d), MCA, and there would be no discussion concerning payment of Attorney fees by the Board.

After discussion and hearing Cascade County's proposal, the Board moved to settle all future and existing claims for a lump sum. Cascade County rejected the proposed settlement amount and counter offered. The Board rejected Cascade County's counteroffer.

The meeting adjourned at 2:35 pm.



Signature - Presiding Officer