From:	Hearing Officer Mailbox
То:	<u>Mick Thomas; James Thum; mike@smithmalek.com; Fugate, Kristina; James Piotrowski; edinst@tds.net;</u> steve.rapanos@trendwellenergy.com; sherrygordon5@gmail.com; mc@fmtc.com; bushmurphy@hotmail.com
Cc:	Kourtney Romine; External - Joy M. Vega; molly@idunionlaw.com
Subject:	Contested Case Proceeding Re: Barlow #2-14 Well
Date:	Wednesday, February 10, 2021 04:06:07 PM
Attachments:	Amended Notice - OGR.PDF

Attached is an Amended Notice Scheduling Hearing.

Bekah Serrato Legal Secretary Fair Hearings Unit Contracts and Administrative Law Office of the Attorney General 208-334-4559 LAWRENCE G. WASDEN ATTORNEY GENERAL

ANDREW J. SNOOK CHIEF OF CONTRACTS AND ADMINISTRATIVE LAW

LINCOLN STRAWHUN, ISB #8925 **REBECCA OPHUS, ISB #7697** KAREN SHEEHAN, ISB #7279 Deputy Attorneys General Fair Hearings Unit Contracts and Administrative Law Office of the Attorney General 954 W. Jefferson, 2nd Floor P. O. Box 83720 Boise, ID 83720-0010 Telephone: (208) 334-4555 Fax: (208) 854-8070 Hearing.officer@ag.idaho.gov

BEFORE THE IDAHO OIL AND GAS CONSERVATION COMMISSION

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In the Matter of:

Determining whether the integration order in Docket No. CC-2016-OGR-01-001 applies) to the permitted proposed Barlow #2-14 well

Appeal No. 20-72167

AMENDED NOTICE SCHEDULING HEARING

THIS NOTICE RESCHEDULES THE HEARING DATE (from February 24, 2021) TO THE DATE AND TIME BELOW.

Pursuant to IDAPA 04.11.01.550, a telephonic HEARING in the above cause is scheduled: March 9, 2021 at 1:00 pm (Mountain Time), and if necessary, continuing on March 10, 2021 at 9:00 am (Mountain Time).

1. Procedure. On the scheduled dates and times, call (208) 334-4537 and input Conference ID number: 4558. YOU MUST CALL ON EACH SCHEDULED DAY AND TIME LISTED ABOVE TO PARTICIPATE IN THE FAIR HEARING PROCESS. Both the Pre-Hearing Conference and the Hearing are recorded.

2. <u>Default</u>. Failure to call as scheduled will make an interested party subject to default per Idaho Code § 67-5242(4) and failure to appear per IDAPA 04.11.01.700.

3. <u>Issue</u>. Whether the integration order in Docket No. CC-2016-OGR-01-001 applies to the permitted proposed Barlow #2-14 well. Relevant rules: IDAPA 20.07.02; Idaho Code § 47-3.

4. <u>Pre-Hearing Conference</u>. A pre-hearing conference was held on February 10, 2021 and the parties discussed procedural details about the matter consistent with IDAPA 04.11.01.510.

5. <u>Hearing</u>. The purpose of the hearing is to allow parties the opportunity to present their evidence and arguments regarding their side of the issue to the hearing officer. You may submit motions and briefs before the hearing regarding procedural and/or substantive matters. Motions are encouraged to be submitted as soon as possible to give other parties an opportunity to respond before the hearing, and to avoid delaying the hearing date. You may also submit supporting documents ("exhibits") and provide witness testimony relevant to your position. Electronic submissions are preferred.

a. You must provide a copy of your exhibits and witness list to interested parties and the hearing officer on the same date and by 5:00 pm on March 4, 2021. Late submissions will only be accepted with good cause. Mark exhibits with your initials and either numerically (example: "CA Exhibit 1, 2, 3, etc.") or alphabetically (example: "SNOG Exhibit A, B, C, etc.").

b. While electronic submissions are preferred, you may send exhibits and witness list to the Fair Hearings Unit via email, mail or fax at the address found at the top of this notice. Send exhibits and witness list to the other parties at the address found in the Certificate of Service section at the bottom of this notice.

c. The hearing will be conducted consistent with IDAPA 04.11.01.550-599 and Idaho Code § 67-5242 and will result in a written recommended order to Department in accordance with IDAPA 04.11.01.720, as described on the *Notice of Appointment of Hearing Officer*, dated December 22, 2020.

6. <u>Scheduling Conflict.</u> If you are an interested party and cannot appear at the hearing as scheduled, 1) notify the other interested parties and agree to 3 alternate dates and times to reschedule; and 2) inform the Fair Hearings Unit and provide the alternative dates. The Fair Hearings Unit, at its discretion, will send an amended Scheduling Notice with the new date and time. Note: ORIGINAL DATE AND TIME REMAINS IN EFFECT UNTIL YOU RECEIVE AN AMENDED NOTICE WITH THE NEW DATE AND TIME.

7. <u>Accommodations</u>. If you require assistance pursuant to the Americans with Disabilities Act, or other special accommodations to participate in your pre-hearing conference or hearing, contact the Fair Hearings Unit at (208) 334-4555 or <u>hearing.officer@ag.idaho.gov</u>.

8. <u>Representation</u>. Each party has the right to be represented by an attorney at their own expense.

DATE: February 10, 2021.

STATE OF IDAHO OFFICE OF THE ATTORNEY GENERAL

By: /s/ Lincoln Strawhun LINCOLN STRAWHUN Hearing Officer

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 10th day of February, 2021, I caused to be served a true and correct copy of the foregoing by the following method to:

Mick Thomas Idaho Oil & Gas Conservation Commission 300 N. 6th St., Ste. 103 Boise, ID 83720 Email: <u>mthomas@idl.idaho.gov</u> <u>kromine@idl.idaho.gov</u> U.S. Mail
Hand Delivery
Facsimile:
∑ Email

James Thum Idaho Department of Lands 300 N. 6th Street, Ste. 103 Boise, ID 83720-0050 Email: jthum@idl.idaho.gov	U.S. Mail Hand Delivery Facsimile: Email
Michael Christian Smith & Malek Attorneys for Snake River Oil & Gas 101 S. Capitol Blvd, Ste. 930 Boise, ID 83702 Email: mike@smithmalek.com	U.S. Mail Hand Delivery Facsimile: Email
Kristina Fugate Joy Vega <i>Attorneys for Idaho Dept. of Lands</i> P.O. Box 83720 Boise, ID 83720 Email: <u>kristina.fugate@ag.idaho.gov</u>	U.S. Mail Hand Delivery Facsimile: Email
joy.vega@ag.idaho.gov James Piotrowski Piotrowski Durand, PLLC <i>Attorneys for Citizens Allied</i> P.O. Box 2864 Boise, ID 83701 Email: james@idunionlaw.com molly@idunionlaw.com	U.S. Mail Hand Delivery Facsimile: Email
Chuck Broscious Environmental Defense Institute P.O. Box 220 Troy, ID 83871 Email: <u>edinst@tds.net</u>	U.S. Mail Hand Delivery Facsimile: Email
Steve Rapanos Trendwell Energy Corporation VP - Land & Business Development P.O. Box 560 Rockford, MI 49341 Main: 616-866-5024 Email: <u>steve.rapanos@trendwellenergy.com</u>	U.S. Mail Hand Delivery Facsimile: Email
Sherry Gordon P.O. Box 1091 Emmett, ID 83617 Email: <u>sherrygordon5@gmail.com</u>	U.S. Mail Hand Delivery Facsimile: Email

Leonard McCurdy P.O. Box 384 Fruitland, ID 83619 Email: <u>mc@fmtc.com</u>

Irene Shaver 2410 NE 16th St. P.O. Box 310 Fruitland, ID 83619 Email: bushmurphy@hotmail.com

	U.S. Mail
	Hand Delivery
	Facsimile:
\boxtimes	Email

	U.S. Mail
	Hand Delivery
	Facsimile:
\times	Email

/s/ Sam McCue

SAM MCCUE Fair Hearings Unit