



IDAHO OIL AND GAS CONSERVATION COMMISSION

Marc Shigeta, Vice Chairman  
Dr. Renee Love, Commissioner  
Jim Classen, Commissioner  
Dustin T. Miller, Commissioner

Mick Thomas, Secretary to the Commission

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Final Minutes  
Idaho Oil and Gas Conservation Commission Special Meeting  
February 26, 2019

A special meeting of the Idaho Oil and Gas Conservation Commission was held on Tuesday, February 26, 2019, in the Idaho Department of Lands, Garnet Conference Rooms, 300 North 6th St., Boise, Idaho. The meeting began at 10:00 a.m. Vice Chairman Shigeta presided. The following members were present:

Vice Chairman Marc Shigeta  
Commissioner Jim Classen  
Commissioner Renee Love (*via teleconference*)  
Commissioner Dustin Miller

For the record, all four Commission members were present with Commissioner Love attending via teleconference. Vice Chairman Shigeta, Commissioner Classen, and Commissioner Miller attended the meeting in person.

At 10:00 a.m., a motion was made by Commissioner Classen to convene in Executive Session pursuant to Idaho Code 74-206(1)(f) to communicate with legal counsel for the public agency to discuss legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. Commissioner Miller seconded the motion. Roll Call Vote: *Aye*: Love, Classen, Miller, Shigeta; *Nay*: None; *Absent*: None.

• **EXECUTIVE SESSION**

- A. Idaho Code § 74-206 (1)(f) - to communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. [TOPIC: CAIA v. Schultz, Idaho Federal District Court Case No. 1:17-cv-00264-BLW]

At 11:02 a.m., the Commission resolved out of Executive Session by unanimous consent. For the record, Vice Chairman Shigeta stated that no action was taken by the Commission during the Executive Session.

- **REGULAR (ACTION)**

1. **CAIA v. Schultz, Idaho Federal District Court Case No. 1:17-cv-00264-BLW**

*COMMISSION ACTION:* A motion was made by Commissioner Miller that the Commission does not appeal the CAIA v. Schultz ruling and that the Commission takes steps toward compliance with the judge's order. Commissioner Classen seconded the motion. The motion carried on a vote of 3-0. Commissioner Love did not vote.

After the motion passed, Commissioner Classen asked if there were any suggestions about resolving the issues raised by the lawsuit. Vice Chairman Shigeta responded that a teleconference would be held in the near future. Secretary Thomas stated that the Department will continue to move forward to look at statutory fixes and present to the Commission at a future date.

There being no further business before the Commission, at 11:04 a.m. a motion to adjourn was made by Commissioner Love. Commissioner Miller seconded the motion. The motion carried on a vote of 4-0. Meeting adjourned.

IDAHO OIL AND GAS CONSERVATION COMMISSION

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*/s/ Marc Shigeta*

Marc Shigeta, Vice Chairman  
Idaho Oil and Gas Conservation Commission

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*/s/ Mick Thomas*

Mick Thomas  
Secretary to the Commission

The above-listed final minutes were approved by the Commission at the April 23, 2019 regular Idaho Oil and Gas Conservation Commission meeting.