

BEFORE THE IDAHO OIL AND GAS CONSERVATION COMMISSION

Randy and Thana Kauffman, *Complainants*,) Docket No. CC-2017-OGR-01-002
v.)
AM Idaho, LLC and Alta Mesa Services, LP,) **NOTICE OF SECOND INFORMAL**
Respondents.) **PREHEARING CONFERENCE**
) **BEFORE HEARING OFFICER**
)
_____)

NOTICE IS HEREBY GIVEN that the hearing officer appointed in the above entitled case has set this matter for an informal prehearing conference in order to set various deadlines and hearing dates, answer any questions, and address any expectations of the parties. At the request of the parties, topics of discussion at this conference could include, but are not necessarily limited to:

1. Any stipulation and/or concessions of facts.
2. Stipulation to the admission of uncontested documents to be used as evidence.
3. The need and availability of discovery.
4. The exchanging of proposed exhibits.
5. Anticipated witnesses.
6. Establishing the procedure for the hearing.
7. Opportunities for settlement prior to the hearing.
8. Setting a hearing date.
9. Addressing any other matters that may expedite the orderly conduct and disposition of the preceding.

The prehearing conference will be conducted pursuant to Idaho Rules of Administrative Procedure 04.11.01.510 through 514, a copy of which is available to all parties at <https://adminrules.idaho.gov/rules/current/04/1101.pdf>.

The prehearing conference is set for June 12, 2018 at 10 o'clock a.m. MDT. The prehearing conference will be held telephonically and hosted by the Idaho Department of Lands. All parties should call into the conference with the following procedure:

Dial in phone number: 1-877-820-7831

Participant Code: 146275

If any party has technical difficulties calling into conference they should call Idaho Department of Lands at 208-334-0200 and ask for Mick Thomas.

If either party is unable to attend the prehearing conference at the date and time given above, continuances may be requested through the office of the hearing officer at 208-345-9929 or courts@rischpisca.com.

All parties hereto are reminded of IDAPA 04.11.01.417 which prohibits *ex parte* communications with the hearing officer, which states:

Unless required for the disposition of a matter specifically authorized by statute to be done *ex parte*, a presiding officer serving in a contested case shall not communicate, directly or indirectly, regarding any substantive issue in the contested case with any party, except upon notice and opportunity for all parties to participate in the communication. The presiding officer may communicate *ex parte* with a party concerning procedural matters (e.g., scheduling). *Ex parte* communications from members of the general public not associated with any party are not required to be reported by this rule. However, when a presiding officer becomes aware of a written *ex parte* communication regarding any substantive issue from a party or representative of a party during a contested case, the presiding officer shall place a copy of the communication in the file for the case and distribute a copy of it to all parties of record or order the party providing the written communication to serve a copy of the written communication upon all parties of record. Written communications from a party showing service upon all other parties are not *ex parte* communications.

If you require assistance the agency is required to provide under the Americans with Disabilities Act (ADA) in order to participate in or understand the conference, please contact Kourtney Romine at (208) 334-0200, no later than five (5) days prior to the conference.

DATED this 16th day of May, 2018

By  _____
JASON S. RISCH, Hearing Officer

CERTIFICATE OF SERVICE

I hereby certify that on this 16th day of May, 2018 I caused to be served a true and correct copy of the following items in the Docket No: CC-2017-OGR-01-002: *Notice of Second Informal Prehearing Conference Before Hearing Officer* by the method indicated below and addressed to the following:

AM Idaho, LLC
c/o Michael Christian
Marcus, Christian, Hardee & Davies, LLP
737 North 7th Street
Boise ID 83702-5595

- U.S. Mail, postage prepaid
- Hand Delivery
- Certified mail, return receipt requested
- Email: mchristian@mch-lawyer.com

Randy and Thana Kauffman
4040 Little Willow Rd.
Payette ID 83661

- U.S. Mail, postage prepaid
- Hand Delivery
- Certified mail, return receipt requested
- Email: [REDACTED]

Mick Thomas
Secretary for the Commission and
Division Administrator
Idaho Department of Lands
PO Box 83720
Boise ID 83720-0050

- U.S. Mail, postage prepaid
- Hand Delivery
- Certified mail, return receipt requested
- Email: mthomas@idl.idaho.gov

Kristina Fugate
Deputy Attorney General
PO Box 83720
Boise, Idaho 83720-0010

- U.S. Mail, postage prepaid
- Hand Delivery
- Certified mail, return receipt requested
- Email: kristina.fugate@ag.idaho.gov



Maggie Malle