

Atty. Sandy B...

(55)

**BEFORE THE ENVIRONMENTAL REVIEW APPEALS COMMISSION
STATE OF OHIO**

NATURAL RESOURCES DEFENSE
COUNCIL, ET AL.

Case No. ERAC 996158-996161

Appellants,

v.

**RULING ON PROPOSED
SCHEDULE**

CHRIS KORLESKI, DIRECTOR OF
ENVIRONMENTAL PROTECTION, ET AL.

Appellees

Issued: September 11, 2008

On September 8, 2008, the Commission received the APPELLANTS' PROPOSED CASE MANAGEMENT SCHEDULE and Appellees' PROPOSED CASE MANAGEMENT SCHEDULE. The Commission, upon review of both Schedules, hereby ORDERS as follows:

1. Expert Reports shall be exchanged by January 30, 2009.
2. Supplemental Witness Lists shall be filed by April 3, 2009.
3. The deadline to serve written discovery shall be April 10, 2009.
4. Discovery cut-off shall be April 30, 2009.
5. Final Witness Lists shall be filed by May 15, 2009.
6. Dispositive Motions deadline shall be May 27, 2009.
7. Pre-hearing Briefs (25-page limit) shall be filed simultaneously on July 20, 2009.
8. Exchange of Exhibits shall be July 20, 2009.
9. A Final Prehearing Conference shall be held on July 27, 2009 at 10:00 A.M. The Final Prehearing Conference shall be held via telephone with Counsel for Appellee Director initiating the telephone call.

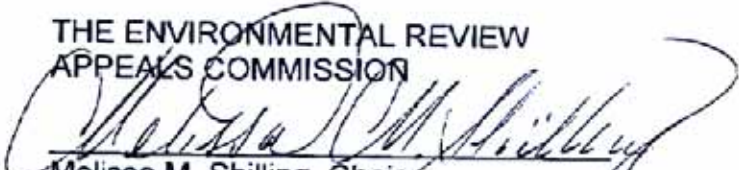
RULING

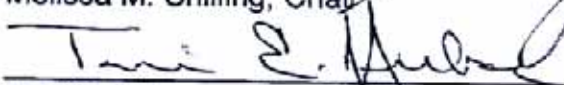
-2-

Case No. ERAC 996158, etc.

10. The *de novo* Hearing shall commence on Monday, August 3, 2009 at 10:00 A.M. and continue to August 21, 2009, if necessary.

THE ENVIRONMENTAL REVIEW
APPEALS COMMISSION


Melissa M. Shilling, Chair


Toni E. Mulrane, Vice-Chair


Lisa L. Eschleman, Member

Entered in the Case File
of the Commission this
day of Sept., 2008.

11th

COPIES SENT TO:

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