BEFORE THE IDAHO DEPARTMENT OF LANDS

In the Matter of Application NP200101for an Encroachment Permit for Two Community Floating Docks ZUMBRO HOLDING COMPANY, INC., Applicant.	)	AGENCY Case No. PH-2026-NAV-20-003 OAH Case No. 26-320-13 **SCHEDULING ORDER**

A remote scheduling videoconference was conducted on October 22, 2026. Appearances were made by Applicant Patrick Zumbro, Zumbro Holding Co., Inc. (Zumbro), Idaho Department of Lands' (IDL) counsel Kayleen Richter, IDL representatives Meghan Byers and Marde Messinger, Objectors Jason and Heather Merrifield, and Objector Don Myers.

As discussed at hearing, IT IS HEREBY ORDERED that the following deadlines and procedures will govern this matter going forward:

1. On or before **November 17, 2026**, the parties will file the following with the Hearing Officer and serve on the opposing party:

a) A disclosure of witnesses, by name, address, and telephone number, who will testify at the final hearing in this matter, including expert witnesses, along with a summary of the anticipated testimony of each witness; and

b) An exhibit list of all documents, drawings, photographs, or other demonstrative evidence to be considered at the hearing; and

c) The parties shall also provide a copy of their proposed exhibits to one another and to the Hearing Officer. All exhibits should be marked to reflect the party offering the exhibit and the exhibit number. Copies of all

exhibits on the exhibit list. All exhibits should be marked to reflect the party offering the exhibit. Applicant's exhibits shall begin with "Z" (Z-1, Z-2, Z-3, etc.); IDL's exhibits shall begin with "IDL" (IDL-1, IDL-2, IDL-3, etc.); Formal Objectors Jason and Heather Merrifield's exhibits shall begin with "MER" (MER-1, MER-2, MER-3, etc.); Objector Don Myers' exhibits shall begin with "DM" (DM-1, DM-2, DM-3, etc.); and Objector Brad Sonntag's exhibits shall begin with "SON"; (SON-1, SON-2, SON-3, etc.)

2. On or before **November 17, 2026**, the parties will also file with the Hearing Officer, and serve upon each other, their prehearing statement. Each party's prehearing statement should summarize the facts and law they intend to rely on at the hearing.

3. A remote Prehearing Conference will be held via Zoom on **November 24, 2026**, **at 11:00 a.m. Mountain Time**. A Zoom link for the prehearing conference will be sent contemporaneously with this order. A failure to attend the prehearing conference will not impact Objector Merrifield's opportunity to participate in the evidentiary hearing.

4. **An evidentiary hearing is scheduled for December 1, 2026, commencing at 9:00 a.m. Pacific Time** at a location to be determined in Sandpoint, Idaho. A Zoom link will be generated after the Prehearing Conference.

5. To "file" and "serve" their documents, the parties may email them to all other parties at the addresses listed in the attached Certificate of Service before any deadline, with a copy to elaine.maneck@oah.idaho.gov and filings@oah.idaho.gov.

6. Should any party or their counsel require special accommodations pursuant to the Americans with Disabilities Act, the Hearing Officer shall be notified of such request at or before the time of the prehearing conference. NOTICE AND REMINDER: The Hearing Officer shall not

be contacted by either party *ex parte*. To schedule a status conference to address any case matters, the parties are directed to first confer about agreed-to dates and times, and then to contact Deputy Clerk Elaine Maneck at elaine.maneck@oah.idaho.gov to schedule a status conference.

DATED: October 26, 2026.

OFFICE OF ADMINISTRATIVE HEARINGS

Leslie M. Hayes

Leslie M. Hayes
Deputy Chief Administrative Law Judge

DEPUTY CLERK'S CERTIFICATE OF SERVICE

I hereby certify that on this 26th day of October, 2026, I caused to be served a true and correct copy of the foregoing by the following method to:

Patrick Zumbro Zumbro Holding Company, Inc. 8836 W. Cougar Gulch Coeur d'Alene, ID 83814 (208) 651-9968 *Applicant*	☐ U.S. Mail ☒ Email: Zumbrop@gmail.com
Jason and Heather Merrifield 9069 N Drawbridge Ct Hayden ID 83835 (208) 512-7386 *Formal Objector*	☐ U.S. Mail ☒ Email: Jamnpb2@frontier.com
Brad Sonntag 1149 W Heron Ave Hayden ID 83835 208-661-6197 *Objector*	☐ U.S. Mail ☒ Email: Paparalph7@gmail.com
Don Myers 2018 Joshua Court Sandpoint, ID 83864	☒ U.S. Mail ☒ Email Dmyers2189@gmail.com
Idaho Department of Lands Kayleen Richter 300 N. 6th Street, Ste. 103 Boise, ID 83702 (208) 334-0200 *Counsel for IDL*	☐ U.S. Mail ☒ Email: krichter@idl.idaho.gov
Idaho Department of Lands Mike Ahmer *Resource Supervisor for Navigable Waters* Marde Mensinger *Program Manager for Navigable Waters* Meghan Byers *Lands Resource Specialist, Senior for Navigable Waters* Katy Keeton *Navigable Waterways Program Specialist*	☐ U.S. Mail ☒ Email: mahmer@idl.idaho.gov mmensinger@idl.idaho.gov mbyers@idl.idaho.gov kkeeton@idl.idaho.gov
Kayla Dawson Idaho Department of Lands 300 N. 6th Street, Suite 103 Boise, ID 83702 *Service Contacts for IDL*	☐ U.S. Mail ☒ Email: kdawson@idl.idaho.gov

OAH
General Government Division
P.O. Box 83720
Boise, ID 83720-0104
(208) 605-4300

☐ U.S. Mail
☒ Email:
filings@oah.idaho.gov
Leslie.Hayes@oah.idaho.gov

Elaine Maneck
Elaine Maneck, Deputy Clerk
Office of Administrative Hearings