

BEFORE THE IDAHO DEPARTMENT OF LANDS

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| In the Matter of Application for Expansion |) | AGCY. CASE NO. PH-2024-NAV-22-002 |
| of Existing Commercial Facility, etc., |) | |
| |) | OAH Case No. 24-320-06 |
| Rivelle, LLC, dba StanCraft Companies, |) | |
| |) | SCHEDULING ORDER |
| Applicant. |) | |
| _____ |) | |

Hearing Officer Merritt Dublin conducted a scheduling videoconference on October 2, 2024. Appearances were made by Scott Hislop for Applicant StanCraft Companies (Applicant); Keaton Brown, agent for Applicant; Idaho Department of Lands (IDL) Counsel John Richards and Alli Olson; and IDL representatives Mike Ahmer and Marde Messinger. Based on the parties' agreements,

IT IS HEREBY ORDERED that the following deadlines and procedures will govern this matter going forward:

1. On or before **October 28, 2024**, IDL will file with the Hearing Officer and serve upon the opposing party:
 - a) A prehearing statement, the prehearing statement should summarize facts and law IDL intends to rely on at the hearing. IDL shall also state, if practicable, any pre-hearing requests for rulings on the evidence to be submitted or any other legal issue which will be heard at the Prehearing Conference.
 - b) 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
 - c) An exhibit list of all documents, drawings, photographs, or other demonstrative evidence to be considered at the hearing; and
 - d) A copy of its proposed exhibits with IDL's exhibits numbered as follows: "IDL-01," "IDL-02," "IDL-03," etc.

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2. On or before **October 28, 2024**, Applicant may file with the Hearing Officer and serve upon the opposing party:

- a) A prehearing statement, the prehearing statement should summarize facts and law Applicant intends to rely on at the hearing. Applicant shall also state, if practicable, any pre-hearing requests for rulings on the evidence to be submitted or any other legal issue which will be heard at the Prehearing Conference.
- b) 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
- c) An exhibit list of all documents, drawings, photographs, or other demonstrative evidence to be considered at the hearing; and
- d) A copy of its proposed exhibits with Applicant's exhibits numbered as follows: "S-01," "S-02," "S-03," etc.

3. **Or Applicant may file on November 4, 2024**, a Prehearing Statement Response (and their Exhibits and List of Witnesses) limited to identifying the areas of information that IDL found lacking in the application as identified in the State's prehearing statement and exhibits.

4. **A remote Prehearing Conference will be held via Zoom on November 4, 2024, at 1:00 p.m. Mountain Time.** The purpose of this conference is to discuss all prehearing matters, including objections, stipulations, narrowing of issues, burden of proof, and any other preliminary matters that need to be addressed prior to the hearing. A Zoom hearing link will be sent contemporaneously with this order.

5. **A one-day, in-person evidentiary hearing is scheduled for November 8, 2024**, and will be held at North Idaho College. NIC is located at 1000 W. Garden Avenue, Coeur D'Alene, Idaho. Notice of the room location for the hearing will be provided at a later date. The evidentiary hearing will commence at 4:00 p.m. Pacific Time and conclude at 8:00 p.m. Pacific Time. A Zoom link will be available for remote viewing. The public may submit comment through

the close of business on Monday, November 11, 2024.

6. 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 merritt.dublin@oah.idaho.gov and filings@oah.idaho.gov.

7. The Hearing Officer will arrange for a court reporter. The cost of the court reporter appearance fee will be borne by the Idaho Department of Lands. If any party or participant requests a copy of the transcript, that party or participant will bear the cost of such transcript. If all parties request a copy of the transcript, the cost of a transcript will be borne equally by the parties. If the Hearing Officer requests a copy of the transcript, the cost of the transcript will be borne equally by the parties. In addition, the hearing will be recorded via Zoom or some other recording device.

8. 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 Merritt Dublin at merritt.dublin@oah.idaho.gov with a copy to filings@oah.idaho.gov to schedule a status conference.

DATED: October 7, 2024.

OFFICE OF ADMINISTRATIVE HEARINGS

/s/ Merritt Dublin

Merritt Dublin
Administrative Law Judge

CERTIFICATE OF MAILING

I hereby certify that on this 7th day of October, 2024, I caused to be served a true and correct copy of the foregoing by the method indicated below, and addressed to the following:

Scott Hislop
Nelson Erickson
Rivelle, LLC, dba StanCraft Companies
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Applicant

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Idaho Department of Lands
Alli Olson
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Counsel for IDL

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Marde Messinger
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Kourtney Romine
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IDL Workflow Coordinator

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OAH
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/s/ Merritt Dublin
Merritt Dublin
Office of Administrative Hearings

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