

BEFORE THE IDAHO DEPARTMENT OF LANDS

In the Matter of Application for)	
Encroachment L95S6166,)	AGENCY Case No. PH-2025-NAV-22-002
)	
Mark E. Allen,)	OAH Case No. 25-320-04
)	
Applicant.)	NOTICE OF SCHEDULING
)	CONFERENCE
)	

Please take notice that Bryan A. Nickels, the designated Hearing Officer in the above-entitled action, will call this matter for a scheduling videoconference on **Tuesday, July 8, 2025, at 2:00 p.m. Mountain Time**, or as soon thereafter as the parties may be heard. The parties will be sent a Zoom link for this conference contemporaneously with this notice.

The scheduling conference will be informal, and the purpose of the conference will be to:

1. Identify or simplify the issues in the case;
2. Determine if there are any areas of agreement between the parties;
3. Discuss the number and type of documents and witnesses each party intends to use and/or call if a hearing needs to be held;
4. Discuss any other procedural or evidentiary matters relevant to this case which may tend to expedite or clarify this case; and
5. Determine a hearing date and location, and any pre-hearing filing deadlines, if necessary.

If either party is unable to participate in the scheduling conference at the date and time identified in this notice, the Hearing Officer may grant a postponement. To request a postponement of the scheduling conference:

1. Contact the Office of Administrative Hearings via email to Deputy Clerk Elaine Maneck at Elaine.Maneck@oah.idaho.gov and filings@oah.idaho.gov to seek additional available dates.

2. Contact the opposing party to discuss the alternatives dates with the opposing party, and jointly select a date from those offered that both parties are available to participate in the conference;

3. Email OAH again to advise as to the date and time the parties have agreed upon. An amended scheduling notice will be issued stating the new date and time and the reason for the continuance. The original date of the pre-hearing conference will remain in effect until the Hearing Officer has been assured that the opposing party has been contacted and that both parties have agreed upon a new specific date and time for a re-set hearing.

4. **NOTICE:** Any party failing to attend any stage of a contested case may be defaulted. *See* Idaho Code section 67-5242(4) & IDAPA 62.01.01.425.

DATED: June **, 2025.

OFFICE OF ADMINISTRATIVE HEARINGS

/s/ Bryan A. Nickels

Bryan A. Nickels

Chief Administrative Hearing Officer

DATED: June 30, 2025.

OFFICE OF ADMINISTRATIVE HEARINGS

/s/ *Leslie M. Hayes*

Leslie M. Hayes

Deputy Chief Administrative Hearing Officer

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of June, 2025, I caused to be served a true and correct copy of the foregoing by the following method to:

Mark Allen
248 Saint Ct.
Richland, WA 99354
(509) 430-5923
Applicant

☐ U.S. Mail
☒ Email:
Markallen50@msn.com

Randy Folkins
4310 S. Thierman Rd.
Spokane, WA 99223
(509) 926-9595 (work)
(509) 991-6442 (cell)
Objector

☐ U.S. Mail
☒ Email:
randy@eljayoil.com

Idaho Department of Lands
John Richards
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Counsel for Objector IDL

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/s/ Elaine Maneck
Elaine Maneck, Deputy Clerk
Office of Administrative Hearing