

**OTHER CASE TRANSMITTAL SHEET – ADJUDICATION, ARBITRATION, or  
MEDIATION pursuant to I.C. § 67-5280(2)(b)**

State of Idaho - Office of Administrative Hearings

TO: **OFFICE OF ADMINISTRATIVE HEARINGS** (email: Bryan.Nickels@oah.idaho.gov)

DATE: July 30, 2025

FROM: Idaho Department of Lands (Referring Agency/Board)

AGENCY CASE/PROCEEDING NO.: PH-2025-NAV-22-004

**\*Please attach a copy of:**

- **Petition/order/notice giving rise to the proceeding**
- **Order assigning this matter to the OAH (if applicable)**

**AGENCY REQUEST:**

- ☒ Adjudication  
If adjudication, order requested: ☒ Preliminary ☐ Recommended
- ☐ Arbitration
- ☐ Mediation
- ☐ Other (Please explain below)

**PARTY/ATTORNEY:**

Name: Applicant: Finney Boat Works, Fred Finney  
Address: 7014 E Maplewood Ave, Post Falls, ID 83854  
Email: finneydianek@gmail.com  
Phone Number: 208-755-5690

**PARTY/ATTORNEY:**

Name: Objector: Ross Schlotthauer  
Firm: \_\_\_\_\_  
Address: 6980 E Maplewood Ave, Post Falls, ID 83854  
Email: ross@burlyproducts.com  
Phone Number: 208-755-8687

SHORT STATEMENT OF THE NATURE OF THIS CASE (e.g., "Suspension of license based on following grounds: ..."):

Applicant installed piling prior to obtaining a permit. Littoral neighbor has objected and called for a hearing. Based on the application submitted, the piling appear to be within the 25' setback that presumes adverse effect per IDAPA 20.03.04.015.13.e. IDL anticipates few participants in this hearing, which means a smaller venue may be more beneficial.

ARE THERE SPECIFIC STATUTORY/REGULATORY RULES ON THE TIME FOR HEARING OR DECISION?

YES: ☒ NO: ☐

[OAH typically sets hearings based on parties' availability and agreement, with written decision no later than the end of the month following the month the hearing was held]

If yes:

Deadline for hearing: October 21, 2025

Deadline for decision: 30 Days after the hearing

Statute(s)/Rule(s) citation: I.C. 58-1306 & IDAPA 20.03.04.030

DO ANY HEARING PROCEDURAL RULES, OTHER THAN THE IDAHO RULES OF ADMINISTRATIVE PROCEDURE OF THE ATTORNEY GENERAL, APPLY TO THIS PROCEEDING?

YES: ☒ NO: ☐

If yes, statute(s)/rule(s) citation: I.C. 58-1306 & IDAPA 20.03.04.030

- OAH will confirm that the agency has a current MOU in place for the requested service(s); if not, OAH will contact the agency to set up the needed MOU.
- Unlike contested case proceedings arising from the appeal of an agency order, OAH's provision of mediation, arbitration, and adjudication services are subject to acceptance by OAH. If OAH is unable to accept a request for mediation, arbitration, or arbitration services in a matter, OAH will still endeavor to assist the agency in identifying an alternative service provider.