

WEST VIRGINIA ENVIRONMENTAL QUALITY BOARD
CHARLESTON, WEST VIRGINIA

J.C. BAKER & SON, INC.
and BAKER OIL COMPANY,

Appellants,

v.

Appeal No. 22-03-EQB

KATHERYN EMERY, P.E., DIRECTOR,
DIVISION OF WATER AND WASTE
MANAGEMENT, DEPARTMENT OF
ENVIRONMENTAL PROTECTION,

Appellee.

**AGREED ORDER GRANTING “AMENDED JOINT MOTION
TO CONTINUE EVIDENTIARY HEARING AND RESCHEDULE
PREHEARING STATUS CONFERENCE”**

On a prior day, appellants J.C. Baker & Son, Inc. and Baker Oil Company, and appellee Katheryn Emery, P.E., Director, Division of Water and Waste Management, Department of Environmental Protection, filed their *Amended Joint Motion To Continue Evidentiary Hearing And Reschedule Prehearing Status Conference (“Joint Motion”)* and, in so doing, moved the West Virginia Environmental Quality Board (“Board”) for a continuance of a certain evidentiary hearing and a certain prehearing status conference. Having considered the *Amended Joint Motion*, the Board has determined it should be granted. Accordingly, it is hereby **ORDERED** that the *Amended Joint Motion* shall be, and hereby is, **GRANTED**.

It is further **ORDERED** that the evidentiary hearing shall be, and hereby is, **CONTINUED** from the August 15, 2024 meeting of the Board, to the October 10, 2024 meeting of the Board. Said evidentiary hearing will begin at 8:30 a.m., at the Board's offices at 601 57th Street, S.E., Charleston, Kanawha County, West Virginia. Parties may appear in person or remotely. If appearing in person, the parties shall appear at the Board's offices. If appearing remotely, the parties shall participate using a Zoom link which will be provided prior to said evidentiary hearing.

It is further **ORDERED** that the prehearing status conference shall be, and hereby is, **CONTINUED** from July 25, 2024, at 10:00 a.m., until September 26, 2024, at 10:00 a.m. Parties may participate in said prehearing status conference only by using a Zoom link which will be provided prior to said prehearing status conference.

ENTERED this 16th day of July, 2024.

WEST VIRGINIA ENVIRONMENTAL
QUALITY BOARD


Edward Snyder, Chairman

WEST VIRGINIA ENVIRONMENTAL QUALITY BOARD
CHARLESTON, WEST VIRGINIA

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ENVIRONMENTAL PROTECTION,

Appellee.

CERTIFICATE OF SERVICE

I, Kenna M. DeRaimo, Clerk for the Environmental Quality Board, hereby certify that on this day, the 17th of July, 2024, a true copy of the foregoing **AGREED ORDER GRANTING AMENDED JOINT MOTION TO CONTINUE EVIDENTIARY HEARING AND RESCHEDULE PREHEARING STATUS CONFERENCE** has been served upon the following:

R. Terrance Rodgers, Esq.
KAY CASTO & CHANEY PLLC
Post Office Box 2031
Charleston, WV 25327
*Counsel for Appellants
J.C. Baker & Son, Inc. and
Baker Oil Company*

Via Certified U.S. First Class Mail

9489 0090 0027 6628 8855 51

Charles S. Driver, Esq.
WV DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF LEGAL SERVICES
601 57th Street, S.E.
Charleston, WV 25304
Counsel for WVDEP

Via Interdepartmental Mail



Kenna M. DeRaimo, Clerk