

**WEST VIRGINIA ENVIRONMENTAL QUALITY BOARD
CHARLESTON, WEST VIRGINIA**

THE CHEMOURS COMPANY FC, LLC,

Appellant,

v.

Appeal Nos. 24-09-EQB

**DIRECTOR, DIVISION OF WATER AND WASTE
MANAGEMENT, WEST VIRGINIA DEPARTMENT
OF ENVIRONMENTAL PROTECTION,**

Appellee.

**ORDER GRANTING CONTINUANCE
WITH NOTICE OF HEARING AND PREHEARING STATUS CONFERENCE**

Appeal No. 24-09-EQB was filed with the West Virginia Environmental Quality Board (“Board”) on August 28, 2024. A Prehearing Status Conference (PHSC) was held on January 30, 2025 where The Chemours Company FC, LLC (“Appellant”) and Director, Division of Water and Waste Management, West Virginia Department of Environmental Protection (“Appellee”, and collectively with Appellant, the “Parties”) represented to the Board that they are diligently negotiating a resolution of this appeal but are still in the process of agreeing to and finalizing the terms of the agreement. The Parties moved the Board to continue the hearing of this matter, which is scheduled for February 13, 2025, for a period of sixty days to allow completion of negotiations.

The Board hereby GRANTS the request for continuance. The **evidentiary hearing** will be held on **May 15, 2025**, beginning at 8:30 a.m. at the Board’s offices at 601 57th Street, SE, Charleston, West Virginia. The Parties may attend and participate in the evidentiary hearing in person or via Zoom by using the following Zoom link: <https://us02web.zoom.us/j/86108207201>.

Additionally, pursuant to CSR §46-4-5.2 of the *Procedural Rules Governing Appeals Before the Environmental Quality Board*, a PHSC will be held on **April 24, 2025, at 10:00 a.m.** before the

Board's Chairman and/or legal counsel. The Parties may attend and participate in the PHSC by Zoom only by using the following Zoom link: <https://us02web.zoom.us/j/83673091994>.

The proceedings will be recorded and transcribed later, if necessary. The following will be discussed at the prehearing:

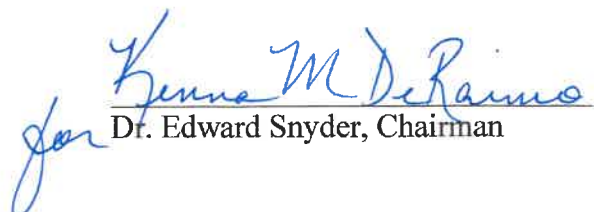
- (1) Presentation and consideration of preliminary legal issues;
- (2) Stipulations to facts that are not contested by the parties;
- (3) Stipulations to the admission of evidence to avoid unnecessary proof;
- (4) Identification and reduction of number of witnesses; and
- (5) Consideration of any other matters that will aid in the expeditious conduct of the hearing.

It is further ordered that each counselor representative attending the prehearing conference is required to have a thorough knowledge of the case, be prepared to discuss it, and to make stipulations or admissions where appropriate and to argue any pending motions. Each counselor representative must have full authority from the party represented and any law firm with which associated to take such action as may be necessary to comply with this order.

It is further ordered that at the conclusion of the conference, either orally for the record or by separate writing, an order will be entered which recites any action taken and agreements reached by the parties. The order will take the place of all that has taken place before and will control the subsequent course of the hearing unless modified to prevent manifest injustice.

It is so **ORDERED** and **ENTERED** this 5th day of March, 2025.

Environmental Quality Board


Dr. Edward Snyder, Chairman

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Appellee.

CERTIFICATE OF SERVICE

I, Kenna M. DeRaimo, Clerk for the Environmental Quality Board, hereby certify that on this day,
the 5th day of March, 2025, a true copy of the foregoing **ORDER GRANTING CONTINUANCE WITH**

NOTICE OF HEARING AND PREHEARING STATUS CONFERENCE has been served upon the following:

David L. Yaussy, Esq.
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Via Certified First-Class Mail

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West Virginia Department of Environmental Protection

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Kenna M. DeRaimo, Clerk