

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

**MAXXIM MANUFACTURING, LLC,**

**Appellant,**

v.

**Appeal No. 25-02-EQB**

**DIRECTOR, OFFICE OF MINING AND  
RECLAMATION, DEPARTMENT OF  
ENVIRONMENTAL PROTECTION,**

**Appellee.**

**ORDER GRANTING MOTION TO CONTINUE  
WITH NOTICE OF HEARING AND PREHEARING STATUS CONFERENCE**

On February 24, 2025, Appellant Maxxim Manufacturing, LLC (“Maxxim”) filed a Motion to Continue the hearing scheduled for March 13, 2025, in this matter. Counsel for Appellee, WVDEP, has no objection to the motion. As good cause for the continuance, Maxxim informed the Board that the parties are currently close to finalizing a settlement of the appeal, which would obviate the need for an evidentiary hearing. Accordingly, in the interest of preserving both Parties’ resources and promoting judicial economy, Maxxim requested that this matter be continued to the Board’s next available docket. For the reasons stated in Maxxim’s motion, and in light of WVDEP’s lack of opposition to the motion, the Board finds good cause to grant the motion to continue and does hereby continue the hearing.

The evidentiary hearing in Appeal No. 25-02-EQB shall be continued until the **June 12, 2025, Board meeting beginning at 8:30 a.m.** 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/88982903701>.

Additionally, a **prehearing status conference (PHSC)** will be held on **May 29, 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/85935830429>.

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

ENVIRONMENTAL QUALITY BOARD

*for* Kenna M DeRaimo  
Dr. Edward M. Snyder, Chairperson

WEST VIRGINIA ENVIRONMENTAL QUALITY BOARD  
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CERTIFICATE OF SERVICE

I, Kenna M. DeRaimo, Clerk for the Environmental Quality Board, hereby certify that on this day, the 5<sup>th</sup> day of March, 2025, a true copy of the foregoing **ORDER GRANTING MOTION TO CONTINUE WITH NOTICE OF HEARING AND PREHEARING STATUS CONFERENCE** has been served upon the following:

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*Via Interdepartmental Mail*

  
Kenna M. DeRaimo, Clerk