

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

JAY and PAMELA McCLELLAND,

Appellants,

v.

Appeal No.: 24-11-EQB

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

Appellee.

ORDER FOR CONTINUANCE AND SCHEDULING OF STATUS HEARING

Appeal No. 24-11-EQB was filed with the West Virginia Environmental Quality Board (“Board”) on September 26, 2024. In accordance with a previous order entered by this Board, a Status Hearing was held on February 26, 2026.

At said Status Hearing, it was represented to the Board that the parties have continued their efforts to resolve this matter without need for an evidentiary hearing. Specifically, Appellants have engaged environmental consultants to conduct required sampling at the site at issue, which is the location that Underground Storage Tanks (“UST’s”) once owned by the Appellants have been removed. The test results indicate remaining actions are needed to address potential contamination of the soil. Therefore, a continuance of the evidentiary hearing has been requested by the parties to allow the parties additional time to continue their discussions to attempt to reach a resolution of this matter.

Based on the representations of the parties, the Board does hereby order that the evidentiary hearing in Appeal No. 24-11-EQB shall be set for the **April 9-10, 2026, Board meeting at 8:30**

a.m. Said hearing will be held via Zoom only. The Parties may attend via Zoom by using the following link: <https://us02web.zoom.us/j/85078893692>.

A Prehearing Conference shall be held on **March 26, 2026, at 10:00 a.m.** before the Board and/or legal counsel. Said prehearing conference will be held via Zoom only. The Parties may attend via Zoom by using the following link: <https://us02web.zoom.us/j/89705829958>.

It is so **ORDERED** and **ENTERED** this 4th day of March, 2026.

Environmental Quality Board

for 
Dr. Edward Snyder, Chairman

WEST VIRGINIA ENVIRONMENTAL QUALITY BOARD
CHARLESTON, WEST VIRGINIA

JAY and PAMELA McCLELLAND,

Appellants,

Appeal Nos. 24-11-EQB

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DIRECTOR, DIVISION OF WATER AND
WASTE MANAGEMENT, DEPARTMENT
OF ENVIRONMENTAL PROTECTION,

Appellee.

CERTIFICATE OF SERVICE

I, Kenna M. DeRaimo, Clerk for the Environmental Quality Board, hereby certify that on this day, the 4th day of March, 2026, a true copy of the foregoing **ORDER FOR CONTINUANCE AND NOTICE OF EVIDENTIARY HEARING AND PREHEARING STATUS CONFERENCE** has been served upon the following:

Jay and Pamela McClelland
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Appellant Pro Se

Via Certified U.S. First-Class Mail
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Office of Legal Services
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Counsel for Appellee

Via Interdepartmental Mail
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Kenna M. DeRaimo, Clerk