

MEMORANDUM

TO: Transfer # 84902

FROM: Corey Skinner *CS*

DATE: July 18, 2022

SUBJECT: Petition for Reconsideration Request

On June 30, 2022, Zach Latham of Brockway Engineering e-mailed me relating to the recent approval of Transfer # 84902 (in the name of Silver Sage Owners Association Inc). His e-mail indicated that it should serve as a formal petition for reconsideration. While it is perhaps debatable that this can be considered a petition for reconsideration on behalf of the applicant in this matter since the petition was not filed by the applicant or their legal counsel, I followed up with Mr. Latham via a telephone call on July 14th. Note that Mr. Latham and I have had conflicting schedules and I was not able to contact him until July 14th. During our telephone conversation, I explained the transfer approval and the limitations that were imposed in the April Joint Stipulation and Motion to Approve Conditions. After this explanation, Mr. Latham was on board with how the transfer was approved and wanted to disregard his petition for reconsideration request (see 7/17/2022 e-mail from Mr. Latham).

IDWR's Rules of Procedure indicate that the agency will dispose of a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law (the petition is deemed denied if the presiding officer does not dispose of it within 21 days after the filing of the petition). Since no action will be taken on Mr. Latham's request, if it were to be considered a formal petition for reconsideration, it can be considered being denied after July 21st.