

MEMORANDUM

To: File 79943 Albion 12 Investments LLC
From: Denise Maline *DM*
Date: July 22, 2015
Subject: Scheduling pre-hearing conference

Received a phone call from Earl Warthen on July 13, 2015. Mr. Warthen is one of the protestants on the above referenced transfer. He is responding to the request for available dates for a pre-hearing conference. IDWR is trying to schedule it in August or September, 2015. Mr. Warthen indicated that due to his farming, etc. it would be more convenient to hold the pre-hearing in October or November. He also said he had spoken to one other protestant, Kevin Smyer, and Mr. Smyer would like to postpone as well. I asked Mr. Warthen to please write that information on the calendars I sent him, and return it IDWR; but that information has not been received as of today.

I let Mr. Warthen know that the scheduling could essentially be in the hands of the applicant. If the applicant wants the pre-hearing held sooner, then the department could most likely accommodate that.

Also, Kevin Smyer happen to come into the office today to confirm that he would prefer to wait until October or November; and that had spoken to Mr. Warthen as well. Again I let Mr. Smyer know that we would document the file; but it could be up to the applicant, as far as scheduling, etc.

Per the calendars received from Bill Parsons – it indicates that there are only 3 available days in August. Nothing in September. He submitted this on behalf of himself, Erick Powell and Mike Merriman.

After speaking to Mr. Parsons this afternoon, he indicated that his point was to have the pre-hearing scheduled sooner rather than later. He is available in September, other than the week of the 7th through 11th. He will make himself available, with ample notice.