

WEST VIRGINIA ENVIRONMENTAL QUALITY BOARD

KENTUCKY POWER COMPANY DBA AEP,

Appellant,

v.

Appeal No. 22-04-EQB

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

Appellee.

**ORDER FOR CONTINUANCE
AND NOTICE OF HEARING AND PREHEARING STATUS CONFERENCE**

Appeal No. 22-04-EQB was filed with the West Virginia Environmental Quality Board (“Board”) on July 14, 2022. An evidentiary hearing concerning matters as more fully set forth in the Notice of Appeal filed in Appeal No. 22-04-EQB is scheduled for October 13, 2022.

On September 27, 2022, the Parties filed a Joint Motion to Continue. The Parties seek a sixty (60) day continuance. For the reasons set forth in the Joint Motion to Continue and finding it proper to do so, this Board hereby **GRANTS** the Joint Motion to Continue.

The evidentiary hearing in Appeal No. 22-04-EQB shall be continued until **January 12-13, 2022**³. Said hearing will begin at **8:30 a.m.** at the Board’s offices located at 601 57th Street, Charleston, Kanawha County, West Virginia, 25304.

Pursuant to CSR §46-4-5.2 of the *Procedural Rules Governing Appeals Before the Environmental Quality Board*, a Prehearing Status Conference will be held on **December 29, 2022**, at **10:00 a.m.** before the Board’s Chairman and/or legal counsel. Parties may appear in person or by telephone. If appearing in person, the said prehearing will be conducted at the Board’s offices

located at 601 57th Street, Charleston, Kanawha County, West Virginia 25304. If appearing by telephone, dial 1-800-309-2350. After the welcome message, dial the conference ID 78252 followed by the pound (#) key.

It is so **ORDERED** and **ENTERED** this 29th day of September, 2022.

Environmental Quality Board

for Kenna M DeRaimo
Dr. Edward Snyder, Chairman

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CERTIFICATE OF SERVICE

I, Kenna M. DeRaimo, Clerk for the Environmental Quality Board, hereby certify that I have this day, the 29th day of September, 2022, served a true copy of the foregoing **ORDER FOR CONTINUANCE AND NOTICE OF HEARING AND NOTICE OF PREHEARING STATUS CONFERENCE** to the following:

Kathy G. Beckett, Esq.
Allyn Turner, Esq.
Steptoe & Johnson, PLLC
707 Virginia Street, East
Charleston, WV 25326
Counsel for Kentucky Power Company dba AEP

Via Certified U.S. First Class Mail
7021 1970 0001 1851 8069

Charles S. Driver, Esq.
Jonathan C. Frame, Esq.
Office of Legal Services
WV Department of Environmental Protection
601 57th Street, S.E.
Charleston, WV 25304
Counsel for WVDEP

Via Interdepartmental Mail


Kenna M. DeRaimo, Clerk