

WEST VIRGINIA ENVIRONMENTAL QUALITY BOARD

AMSTED GRAPHITE MATERIALS, LLC,

Appellant,

v.

Appeal No. 21-04-EQB

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

Appellee.

NOTICE OF HEARING ON MOTION FOR STAY

Appeal No. 21-04-EQB was filed with the West Virginia Environmental Quality Board (“Board”) on May 26, 2021. The Board set an evidentiary hearing for June 25, 2021 which was continued by the Board’s own motion to August 12, 2021. The Board thereafter granted several continuances of evidentiary hearings set for this appeal to allow for settlement efforts by the parties.

On May 15, 2023, the Environmental Quality Board received a *Motion For Stay* filed by Appellant, Amsted Graphite Materials, LLC. Appellee’s counsel filed *Appellee’s Response to Motion For Stay* on May 16, 2023. Accordingly, the Chairman of the Board will hear **oral argument on Appellant’s Motion For Stay on Monday, May 22, 2023, beginning at 10:00 a.m.** at the Board’s offices located at 601 57th Street, S.E., Charleston, Kanawha County, West Virginia 25304. The Parties may attend in person or participate remotely via Zoom by using the following link: <https://us02web.zoom.us/j/89354492765>.

It is so **ORDERED** and **ENTERED** this 18th day of May, 2023.

Environmental Quality Board



Dr. Edward Snyder, Chairman

WEST VIRGINIA ENVIRONMENTAL QUALITY BOARD

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**DIVISION OF WATER AND WASTE
MANAGEMENT, WEST VIRGINIA
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 18th day of May, 2023, I have served a true copy of the foregoing **NOTICE OF HEARING ON**

MOTION FOR STAY to the following:

Allyn G. Turner, Esquire
David M. Flannery, Esquire
STEPTOE & JOHNSON PLLC
P.O. Box 1588
Charleston, WV 25326-1588

Via Email and Certified First Class Mail
7021 1970 0001 1851 8854

Charles S. Driver, Esquire
WV DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF LEGAL SERVICES
601 57th Street, S.E.
Charleston, WV 25304

Via Email and Interdepartmental Mail


Kenna M. DeRaimo, Clerk