

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

**AMSTED GRAPHITE MATERIALS
LLC
Appellant,**

v.

Appeal No. 21-04-EQB

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

Appellee.

ORDER GRANTING CONTINUANCE AND EXTENDING STAY

On August 31, 2023, Appellant Amsted Graphite Materials, LLC (“Appellant” or “AGM”), and Appellee, Division of Water and Waste Management, West Virginia Department of Environmental Protection (“WVDEP”), by and through their undersigned counsel, appeared for a pre-hearing conference for the above-styled appeal.


During the pre-hearing conference, counsel for AGM represented that the parties were having productive discussions to resolve the appeal issues through an administrative order, and accordingly requested a short continuance and a short extension of the stay currently in place. Counsel for the WVDEP concurred in the request.

Based upon the arguments and representations of the parties, the Board GRANTS the request for a continuance and hereby ORDERS (1) that the hearing in this matter be set

for hearing on October 12, 2023, (2) that a pre-hearing conference be set for September 28, 2023, (3) and that the stay be extended for 30 days, until October 12, 2023.

ENTERED this 18th day of September, 2023.

Environmental Quality Board

for 
Edward M. Snyder, Chairman

Prepared by:

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CERTIFICATE OF SERVICE

I, Kenna M. DeRaimo, Clerk for the Environmental Quality Board, hereby certify that on this day, the 18th day of September, 2023, a true copy of the foregoing **ORDER GRANTING CONTINUANCE AND EXTENDING STAY** has been served upon the following:

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

Via Email and Certified First Class Mail
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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