

STATE OF NEW HAMPSHIRE
DEPARTMENT OF ENVIRONMENTAL SERVICES
WASTE MANAGEMENT COUNCIL

Docket No. 20-14 WMC

In re: Conservation Law Foundation, Inc. Appeal

ASSENTED-TO MOTION FOR EXTENSION OF TIME

Pursuant to Env-WMC 204.12, North Country Environmental Services, Inc. (“NCES”) moves the council to extend the deadline for motions for rehearing. The other parties to this appeal assent to the relief sought by this motion.

1. Conservation Law Foundation, Inc. (“CLF”) filed a notice of appeal in this matter on November 9, 2020, challenging the decision of the New Hampshire Department of Environmental Services (“NHDES”) to approve an expansion of NCES’s landfill in Bethlehem, New Hampshire. The council held a hearing on this matter on February 18 and 20, 2022, and issued its final order on May 11, 2022.

2. Env-WMC 205.16(a) allots twenty days for a motion for rehearing from the date on which the decision is issued, but RSA 541:3 permits such a motion to be filed within thirty days of the contested decision.

3. NCES is preparing a motion for rehearing of the final order and seeks an extension of the deadline contemplated by Env-WMC 205.16(a) to the thirty days contemplated by RSA 541:3. NCES thus requests that the deadline for any motions for rehearing by NCES or NHDES be extended to June 10, 2022.

4. CLF and NHDES assent to the relief sought by this motion. CLF also seeks a corresponding extension of time for its response to any motion for rehearing and asks to file its

response on or by June 24, 2022. NCES and NHDES assent to this proposed deadline for CLF's response.

5. The extensions requested by this motion will not prejudice any party, nor will they affect any events on the council's calendar, and there is reasonable cause for the relief sought by this motion. It will ensure that the parties have adequate time to prepare and finalize their arguments for the council's consideration.

WHEREFORE, NCES respectfully requests that the council:

- A. Extend the deadline for any motions for rehearing to June 10, 2022;
- B. Extend the deadline for CLF's response to any motion for rehearing to June 24, 2022; and
- C. Grant such other relief as justice requires.

Respectfully submitted,

NORTH COUNTRY ENVIRONMENTAL
SERVICES, INC.,
By Its Attorneys,

Date: 5/26/22

By:


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CERTIFICATE OF SERVICE

I hereby certify that, in accordance with the Pre-hearing Order issued on this matter on June 8, 2021, the within document was this day sent by e-mail transmission to:

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