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JAN 11 2002

POLLUTION CONTROL HEARINGS BOARD  
FOR THE STATE OF WASHINGTON

ENVIRONMENTAL  
HEARINGS OFFICE

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3 AIRPORT COMMUNITIES COALITION, )  
4 )  
5 Appellant, )  
6 )  
7 CITIZENS AGAINST SEA-TAC )  
8 EXPANSION, )  
9 )  
10 Intervenor/Appellant, )  
11 )  
12 v. )  
13 )  
14 STATE OF WASHINGTON, )  
15 DEPARTMENT OF ECOLOGY; and )  
16 THE PORT OF SEATTLE, )  
17 )  
18 Respondents. )  
19 )  
20 )  
21 )  
22 )  
23 )  
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25 )

PCHB No. 01-160

ORDER GRANTING ACC'S MOTION  
TO EXTEND DISCOVERY SCHEDULE

(Proposed)

Airport Communities Coalition, having filed a Motion to Extend Discovery Schedule; the Board, having reviewed the following pleadings and exhibits filed in this matter:

1. ACC's Motion to Extend Discovery Schedule;
2. Declaration of Michael P. Witek in Support of ACC's Motion to Extend Discovery Schedule, with exhibits;
3. And any responsive pleading and declarations by the Port or the Department of Ecology;

IT IS NOW THEREFORE ORDERED:

1. That ACC's Motion to Extend Discovery Schedule is GRANTED; and
2. That the Pre-hearing Order in this matter is amended to extend the time for ACC to depose Port of Seattle witnesses from February 1, 2002, to February 25, 2002; extend the time for

ORDER GRANTING ACC'S MOTION TO  
EXTEND DISCOVERY SCHEDULE- 1

HELSELL FETTERMAN LLP  
1500 Puget Sound Plaza  
1325 Fourth Avenue  
Seattle, WA 98101-2509

Rachael Paschal Osborn  
Attorney at Law  
2421 West Mission Ave.  
Spokane, WA 99201

ORIGINAL

AR 005384

1 filing of ACC's final exhibit list from February 8, 2002, to March 1, 2002; and extend the time for  
2 filing of ACC's pre-filed direct testimony from February 15, 2002, to March 1, 2002.

3 SO ORDERED this \_\_\_\_\_ day of \_\_\_\_\_, 2002.

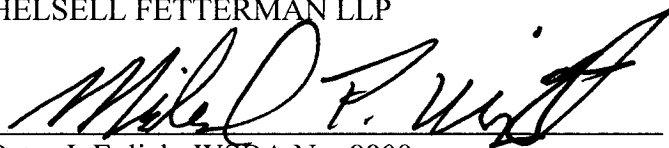
4 POLLUTION CONTROL HEARINGS BOARD

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7 \_\_\_\_\_  
8 KALEEN COTTINGHAM, Presiding

9  
10 \_\_\_\_\_  
11 ROBERT V. JENSEN, Member

12 Presented by:

13 HELSELL FETTERMAN LLP

14   
15 \_\_\_\_\_  
16 Peter J. Eglick, WSBA No. 8809

17 Kevin L. Stock, WSBA No. 14541

18 Michael P. Witek, WSBA No. 26598

19   
20 \_\_\_\_\_  
21 Rachael Paschal Osborn, WSBA No. 21618

22 Attorneys for Airport Communities Coalition

23 Approved as to Form;

24 Notice of Presentation Waived:

25 PORT OF SEATTLE

\_\_\_\_\_  
Linda J. Strout, General Counsel, WSBA No. 9422

Traci M. Goodwin, Senior Port Counsel, WSBA No. 14974

ORDER GRANTING ACC'S MOTION TO  
EXTEND DISCOVERY SCHEDULE- 2

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**AR 005385**

1 FOSTER PEPPER & SHEFELMAN PLLC  
2

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4 

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Roger A. Pearce, WSBA No. 21113  
Steven G. Jones, WSBA No. 19334

5 MARTEN & BROWN LLP  
6

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8 

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Jay J. Manning, WSBA No. 13579  
Gillis E. Reavis, WSBA No. 21451

9 Attorneys for Port of Seattle  
10

11 CHRISTINE O. GREGOIRE, Attorney General  
12

13  
14 

---

Joan M. Marchioro, WSBA No. 19250  
Thomas J. Young, WSBA No. 17366  
Jeffrey B. Kray, WSBA No. 22174  
15 Assistant Attorneys General  
16

17 Attorneys for Department of Ecology  
18

19 SMITH & LOWNEY P.L.L.C.  
20

21 

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Richard A. Poulin, WSBA # 27782  
22

23 Attorneys for Citizens Against Airport Expansion  
24

24 g:\u\acc\pchb\discovery\order-exdisc-011002.doc  
25

ORDER GRANTING ACC'S MOTION TO  
EXTEND DISCOVERY SCHEDULE- 3

HELSELL FETTERMAN LLP  
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**AR 005386**

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FOR THE STATE OF WASHINGTON

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6 AIRPORT COMMUNITIES COALITION, )  
7 Appellant, ) No. 01-160  
8 CITIZENS AGAINST SEA-TAC )  
9 EXPANSION, ) CERTIFICATE OF SERVICE  
10 Intervenor/Appellant, ) (Section 401 Certification No.  
11 v. ) 1996-4-02325 and CZMA concurrency  
12 STATE OF WASHINGTON, ) statement, issued August 10, 2001, Reissued  
13 DEPARTMENT OF ECOLOGY; and ) September 21, 2001, under No. 1996-4-02325  
14 THE PORT OF SEATTLE, ) (Amended-1))  
15 Respondents. )  
\_\_\_\_\_ )

16 I, Rachel Parks, an employee of Helsell Fetterman LLP, attorneys for the Airport  
17 Communities Coalition, certify that:

18 I am now, and at all times herein mentioned was, a citizen of the United States, a resident of  
19 the State of Washington, and over the age of eighteen years.

20 On January 11, 2002, I caused to be delivered by legal messenger a true and correct copy of  
21 ACC's Motion to Compel Inspection of Port Property; Motion to Extend Discovery Schedule;  
22 Declaration of Michael P. Witek in Support of ACC's Motion to Compel Inspection of Property and  
23

24  
25  
CERTIFICATE OF SERVICE - 1

HELSELL FETTERMAN LLP	Rachael Paschal Osborn
1500 Puget Sound Plaza	Attorney at Law
1325 Fourth Avenue	2421 West Mission Avenue
Seattle, WA 98101-2509	Spokane, WA 99201

**ORIGINAL**

**AR 005387**

1 to Extend Discovery Schedule, with attachments; Declaration of Jeanne Moeller in Support of  
2 ACC's Motion to Compel Inspection of Property; proposed Order Granting ACC's Motion to  
3 Compel Inspection of Port Property; and proposed Order Granting ACC's Motion to Extend  
4 Discovery Schedule in the above-captioned case to:  
5

6 Joan Marchioro  
7 Thomas Young  
8 Jeff Kray  
9 Assistant Attorneys General  
10 Ecology Division  
11 2425 Bristol Court S.W. 2<sup>nd</sup> Floor  
12 Olympia, WA 98502

Linda Strout  
Traci Goodwin  
Port of Seattle, Legal Dept.  
2711 Alaskan Way, Pier 69  
Seattle, WA 98121

11 Roger Pearce  
12 Steven Jones  
13 Foster Pepper & Shefelman  
14 1111 Third Avenue, Suite 3400  
15 Seattle, WA 98101

Jay Manning  
Gillis Reavis  
Marten & Brown LLP  
1191 Second Avenue, Suite 2200  
Seattle, WA 98101

14 Richard Poulin  
15 Smith & Lowney  
16 2317 East John Street  
17 Seattle, WA 98112

18 I certify under penalty of perjury under the laws of the State of Washington that the  
19 foregoing is true and correct.

20 DATED this 11<sup>th</sup> day of January, 2002, at Seattle, Washington.

21 

22 Rachel Parks

23 g:\lu\acc\pchb\certserv-011102.doc

24  
25 CERTIFICATE OF SERVICE - 2

HELSELL FETTERMAN LLP  
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Rachael Paschal Osborn  
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**AR 005388**