

1 **IN THE OFFICE OF ADMINISTRATIVE HEARINGS**

2
3 In the Matter of the Application for a Permit
4 To Transport Water Out of State

No. 07A-TR001-DWR

5 Permit No. 33-96790

CASE MANAGEMENT ORDER No. 14

6 Applicant: Wind River Resources, L.L.C.

- 7 **(1) Declining to Consider DVD as an Exhibit**
8 **(2) Declining to Visit Lytle Preserve**
9 **(3) Denying Motions to Reconsider**
10 **(4) Denying Consideration of Further Submissions**

11 Declining to Consider DVD as an Exhibit Based on Improper Format

12 Interested Person, Brigham Young University, submitted to the Office of
13 Administrative Hearings a DVD to be considered as an exhibit. That DVD does not meet
14 filing requirements and will not be accepted as part of the record in this matter. See
15 <http://www.azoah.com/Format.htm>; and Case Management Order No. 8. The original
16 DVD will be returned to Brigham Young University.

17 Declining to Visit Lytle Preserve

18 Brigham Young University filed a Motion for ALJ to View the Lytle Preserve. Wind
19 River filed a Response to the Motion stating its objection. The ALJ declines to visit the
20 preserve as part of this record in this matter.

21 Denying Motions to Reconsider

22 Biasi Water Company and Beaver Dam Water Company each filed a Motion for
23 Reconsideration requesting that the ALJ reconsider the decision denying Biasi's and
24 Beaver Dam's Motions to Intervene. See Case Management Order No. 6 (Denying
25 Motions to Intervene). The Motions for Reconsideration are denied. Therefore,

26 **IT IS ORDERED** declining to consider Brigham Young's DVD as an exhibit;

27 **IT IS FURTHER ORDERED** declining to view Lytle Preserve;

28 **IT IS FURTHER ORDERED** denying Biasi Water Company and Beaver Dam Water
29 Company's Motions for Reconsideration; and

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1400 West Washington, Suite 101
Phoenix, Arizona 85007
(602) 542-9826

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IT IS FURTHER ORDERED that no further submissions from parties or Interested Persons will be considered prior to the hearing. Any outstanding submissions or requests not explicitly discussed are denied.

Done this day: February 27, 2007.

/s/ Thomas Shedden
Thomas Shedden
Administrative Law Judge

Copy posted to <http://www.azoah.com/Water.htm>
this 27th day of February 2007,

By CJV