

Respondents and Staff. However, the amount of Respondents' payment under the Consent Agreement remains in dispute. Respondents contend that a payment of no more than \$60,000 is appropriate to resolve this matter. The Staff is not willing to recommend that the Commission accept any amount less than \$100,000.

To address this issue the Parties request that the Commission schedule a short hearing of no more than 30 minutes to hear and consider the Parties' positions on this one issue, and determine what amount is acceptable. The Parties also ask to submit briefs, no longer than 5 pages, regarding their respective positions concerning this issue two days prior to this hearing.

The Parties also request that the Administrative Law Judge set a status conference as soon as possible so that the hearing on the Consent Agreement can be scheduled. Respondents also wish to discuss the impact on the deadlines in this case.

A copy of the Parties' Consent Decree is attached to this Motion.

HOLMES WEDDLE & BARCOTT, P. C.
Attorneys for Alaskans for Clean Water,
Inc. and Robert B. Gillam

DATED: 1/22/10

By: 
Timothy A. McKeever
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Scott M. Kendall
Alaska Bar Assoc. No. 0405019

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Coalition, Inc.

DATED: 1/22/10

By:  *By consent:*
Peter J. Maassen, Esq.
Alaska Bar No. 8106032

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Attorney for State of Alaska

DATED: _____

By: _____
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ATTORNEY GENERAL
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DATED: 1/22/10

By: Thomas A. Dosik

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CERTIFICATE OF SERVICE

The undersigned certifies that on this 27th day of January, 2010, a true and correct copy of the foregoing document was served on the following via:

Email and Hand-Delivery

Administrative Law Judge Christopher M. Kennedy
Office of Administrative Hearings
550 West 7th Ave., Suite 1600
Anchorage, AK 99501

To the following via email only:

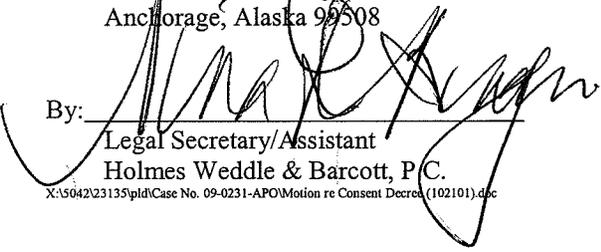
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