



STATE OF WASHINGTON  
ENVIRONMENTAL AND LAND USE HEARINGS OFFICE

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September 10, 2013

**By e-mail and regular mail**

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Re: **SHB NO. 13-012c**  
**QUINULT INDIAN NATION and FRIENDS OF GRAYS HARBOR, SIERRA CLUB, SURFRIDER FOUNDATION, GRAYS HARBOR AUDUBON, and CITIZENS FOR A CLEAN HARBOR v. CITY OF HOQUIAM, ECOLOGY and WESTWAY TERMINAL CO. LLC and IMPERIUM TERMINAL SERVICES LLC**

Dear Parties:

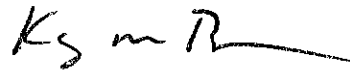
SHB Case Nos. 13-012c  
September 10, 2013

The purpose of this letter is to advise the parties of the Board's forthcoming opinion on the Motions for Summary Judgment on various issues filed by all parties. **This letter does not constitute the Board's final decision on the motions, and is not an appealable order pursuant to RCW 90.58.180(3) and 34.05.542.**

In the forthcoming order, a majority of the Board will be granting summary judgment and remanding the applications to the City. Therefore, the Board is striking the hearing date for September 27 through October 4, 2013, and all of the remaining interim scheduling dates set out in the pre-hearing order including the case conference scheduled for tomorrow morning.

If you have questions, please do not hesitate to call the Environmental and Land Use Hearings Office at 360-664-9160.

Sincerely,



Kay M. Brown, Presiding  
Administrative Appeals Judge

KMB/jb/S13-012, -013