

STATE OF WASHINGTON

ENERGY FACILITY SITE EVALUATION COUNCIL

PO Box 43172 • Olympia, Washington 98504-3172

June 2, 2023

Tim McMahan, Counsel for Applicant Stoel Rives LLP 760 SW Ninth Avenue, Suite 3000 Portland, OR 97205

Counsel for the Environment ATTN: Sarah Reyneveld Office of the Attorney General 800 Fifth Avenue, Suite 2000 Seattle, WA 98104-3188

J. Richard Aramburu Counsel for Tri-Cities C.A.R.E.S. 705 2nd Avenue, Suite 1300 Seattle, WA 98104-1797 Attorneys for Benton County ATTN: Kenneth W. Harper Menke Jackson Beyer, LLP 807 North 39th Avenue Yakima, WA 98902

Yakama Nation Office of Legal Counsel ATTN: Ethan Jones, Shona Voelckers, & Jessica Houston P.O. Box 151 Toppenish, WA 98948

RE: Pending Order Ruling on Pending Motions to Stay / Continue Adjudication

Dear Parties,

In my letter of May 19, 2023, following receipt of three motions from Benton County, the Yakama Nation, and Tri-Cities C.A.R.E.S. seeking to either stay the adjudication or continue the adjudication deadlines established at the third prehearing conference, I indicated my expectation to rule on all of these motions on or before Friday, June 2, 2023.

Due to some technical difficulties, I am not quite ready this afternoon to issue my order ruling on these motions. I apologize for this short delay. I will be working diligently in the next few days to complete this order and now expect to issue it next Monday, June 5, 2023. The order will be issued without oral argument.

Sincerely,

Adam Torem

Administrative Law Judge

cc: Jon Thompson, AAG