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Environmental Protection Division

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March 23, 2023

**VIA EMAIL TO
ADJUDICATION@EFSEC.WA.GOV**

Kathleen Drew
Chair
Energy Facility Site Evaluation Council
PO BOX 43172
Olympia WA, 98504-3172

Adam Torem
Administrative Law Judge
Energy Facility Site Evaluation Council
PO BOX 43172
Olympia WA, 98504-3172

RE: Scout Clean Energy, LLC, for Horse Heaven Wind Farm, LLC, Applicant – Docket No. 210111 -Preference for Adjudication

Dear Chair Drew and Judge Torem:

Counsel for the Environment (CfE) submits this letter in response to Judge Torem's request to the parties for written communication regarding venue preference in this adjudicative hearing. CfE respectfully requests a hybrid hearing. Preferably, the majority of the hearing would be conducted virtually, but allow for in-person proceedings when a party requests that the testimony of a witness be taken live in-person. Conducting part of the hearing virtually will facilitate better access to the proceedings and more efficient participation for those parties and EFSEC Councilmembers that will need to travel long distances over an extended period of time for an in-person hearing. CfE respects and supports the requests of the Yakama Nation to present the testimony of Yakama Nation members live in-person. However, we would encourage a virtual participation option even during the live in-person portion of the hearing to further accessibility and participation in this testimony to the parties and Councilmembers.

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Thank you for your time and please let me know if you have additional questions.

Sincerely,



SARAH REYNEVELD
Counsel for the Environment

cc: C. Chase, T. McMahan and E. Schimelpfenig, Stoel Rives LLP;
K. Harper, A. Foster, M. Jackson Beyer, attorneys for Benton County;
J. Richard Aramburu, counsel for Tri-cities C.A.R.E.S;
E. Jones, S. Voelckers, J. Houston, Counsel for Yakama Nation