



Before The
State Of Wisconsin
DIVISION OF HEARINGS AND APPEALS

In the Matter of Central Wisconsin Alcohol, Inc.,

Case No. DNR-15-045

Air Pollution Control Construction Permit No. 10-
DCF-007

NOTICE OF TELEPHONE PREHEARING CONFERENCE

Central Wisconsin Alcohol (CWA), Inc., 5641 Hwy. 54, Plover, Wisconsin, applied to the Department of Natural Resources (DNR) for an air pollution control construction permit.

On March 20, 2012, the DNR denied the application for the permit.

On April 20, 2012, the DNR received a letter from Roger Hinner, on behalf of CWA, requesting a formal appeal of the March 20, 2012, denial. The letter states the reasons why CWA contends that a hearing is warranted and, in an attachment to the letter, sets out six issues for consideration.

By letter dated July 31, 2015, the DNR granted the request for a hearing pursuant to Wis. Stat. § 285.81(1) on the six issues specified in the request.

On October 7, 2015, the DNR filed a Request for Hearing with the Division of Hearings and Appeals.

NOTICE IS HEREBY GIVEN that pursuant to Wis. Stat. § 285.81 and Wis. Admin. Code Chapters NR 400 to 499 the State of Wisconsin Division of Hearings and Appeals will hold a telephone prehearing conference in regard to the above matter on **Monday, November 9, 2015, at 9:00 a.m.** Any person, organization or governmental unit wishing to become a party to this proceeding must appear at the conference in person or by an authorized representative. To so participate, said persons must write to the Division of Hearings and Appeals in care of the undersigned and indicate a phone number where they can be reached at the above mentioned time. The purpose of the prehearing conference is to identify the parties to the proceeding, to simplify the issues which may be contested at the hearing, establish a discovery schedule, and set a date for hearing. No testimony will be heard at the prehearing conference; however, a date may be set for the hearing on the merits at the conference.

When the hearing is held it will be a Class 1 contested case, pursuant to Wis. Stat. § 227.01(3)(a). Furthermore, the fair play provisions of Wis. Stat. ch. 227 shall apply. The procedures relating to contested cases set forth in Wis. Admin. Code ch. NR 2 will be followed.

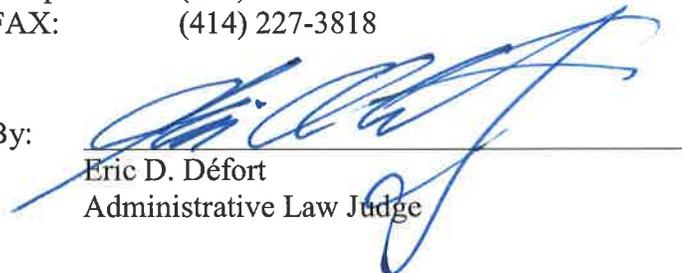
The procedure that will be followed at the public hearing will closely resemble that which is normally followed at a trial in state circuit court. All parties are advised that they have the right to seek the aid and assistance of legal counsel and to be represented by legal counsel at the public hearing.

Pursuant to the Americans With Disabilities Act, reasonable accommodations will be made to any qualified individual upon request. Please call the Division of Hearings and Appeals at (608) 266-3865 with specific information on your request at least 10 days before the date of the scheduled hearing.

Dated at Milwaukee, Wisconsin, on October 22, 2015.

STATE OF WISCONSIN
DIVISION OF HEARINGS AND APPEALS
819 North 6th Street, Room 92
Milwaukee, WI 53203-1685
Telephone: (414) 227-4781
FAX: (414) 227-3818

By: _____


Eric D. Défort
Administrative Law Judge