

## MacNeil, Jami

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**From:** Bertocci, Cynthia S  
**Sent:** Friday, June 05, 2020 8:55 AM  
**To:** Collins, Kristin M.  
**Cc:** jeff spinney; Bensinger, Peggy; MacNeil, Jami  
**Subject:** RE: Spinney Appeal of #L-28397-4E-A-N  
**Attachments:** 2020-05-12 Cathy Johnson's response to appeal.pdf; 2020-05-04 ltr from D Conboy BEP letter.doc; MCKinne Stires response to appeal.pdf

Ms. Collins:

Good morning. I overlooked the fact that you were not copied on the comments received. I have attached Ms. Johnson's response to the appeal and two other responses that were sent to the Board.

Cindy Bertocci

*Cynthia S. Bertocci*

*Executive Analyst, Board of Environmental Protection  
17 State House Station, Augusta, Maine 04333-0017  
Phone: (207) 287-2452  
Cynthia.s.bertocci@maine.gov*

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**From:** Collins, Kristin M. <KCollins@preti.com>  
**Sent:** Friday, June 05, 2020 8:40 AM  
**To:** Bertocci, Cynthia S <Cynthia.S.Bertocci@maine.gov>  
**Cc:** jeff spinney <jeff.spinney@gmail.com>; Bensinger, Peggy <Peggy.Bensinger@maine.gov>  
**Subject:** RE: Spinney Appeal of #L-28397-4E-A-N

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Thank you, Cynthia.

I would like to note that neither Mr. Spinney nor I received the comments and request from Cathy Johnson that are mentioned in this decision.

Best regards,

**Kristin M. Collins**  
Attorney  
**PretiFlaherty**

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**From:** Bertocci, Cynthia S <[Cynthia.S.Bertocci@maine.gov](mailto:Cynthia.S.Bertocci@maine.gov)>  
**Sent:** Friday, June 5, 2020 7:27 AM  
**To:** Allen J. Philbrick <[philbrick@cmlaw.com](mailto:philbrick@cmlaw.com)>; Bailey Bolen <[baileybolen@gmail.com](mailto:baileybolen@gmail.com)>; Bensinger, Peggy <[Peggy.Bensinger@maine.gov](mailto:Peggy.Bensinger@maine.gov)>; Bertocci, Cynthia S <[Cynthia.S.Bertocci@maine.gov](mailto:Cynthia.S.Bertocci@maine.gov)>; Burke, Ruth A <[Ruth.A.Burke@maine.gov](mailto:Ruth.A.Burke@maine.gov)>; Carol Ervin <[cervin@yclr.com](mailto:cervin@yclr.com)>; Hallowell, Dawn <[Dawn.Hallowell@maine.gov](mailto:Dawn.Hallowell@maine.gov)>; Jeffry Spinney <[jeff.spinney@gmail.com](mailto:jeff.spinney@gmail.com)>; Collins, Kristin M. <[KCollins@preti.com](mailto:KCollins@preti.com)>; MacNeil, Jami <[Jami.MacNeil@maine.gov](mailto:Jami.MacNeil@maine.gov)>; William A. Weary <[w.weary@gmail.com](mailto:w.weary@gmail.com)>  
**Subject:** Spinney Appeal of #L-28397-4E-A-N

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Dear Participants:

This email pertains to the appeal of Department Order L-28397-4E-A-N pending before the Board of Environmental Protection. I have attached Board Chair Draper's ruling on the admissibility of the licensee's proposed supplemental evidence. The decision also rules on Ms. Johnson's request for a delay in the processing of the appeal to allow for a natural resource inventory.

Thank you for your attention to this matter.

*Cynthia S. Bertocci*  
*Executive Analyst, Board of Environmental Protection*  
*17 State House Station, Augusta, Maine 04333-0017*  
*Phone: (207) 287-2452*  
[Cynthia.s.bertocci@maine.gov](mailto:Cynthia.s.bertocci@maine.gov)

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