

**STATE OF MICHIGAN  
MICHIGAN OFFICE OF ADMINISTRATIVE HEARINGS AND RULES**

**IN THE MATTER OF:**

**Docket No.: 20-018432**

**Department of Environment,  
Great Lakes, and Energy  
Petitioner**

**Part: 315, Dam Safety**

**v**

**Case Type: Water Resources Division**

**Boyce Hydro Power, LLC  
Respondent**

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**NOTICE OF HEARING**

ON THIS DATE, the Water Resources Division (WRD) of the Department of Environment, Great Lakes, and Energy (EGLE), has issued an Emergency Order under Part 315, Dam Safety, of the Natural Resources and Environmental Protection Act (NREPA), 1994 PA 451, as amended. MCL 324.31501, *et seq.* In accordance with § 31521(3), the WRD is providing Boyce Hydro Power, LLC (Respondent) with the opportunity for a hearing to determine if the Emergency Order shall be continued, modified, or suspended as necessary to protect public health, safety, welfare, property, or natural resources or the public trust in those natural resources. MCL 324.31521(3). Take note that the hearing is scheduled for **September 24, 2020**. The hearing will begin **at 9:00 a.m.**, and will be conducted through a video conference format, with contact information to be separately provided by the Michigan Office of Administrative Hearings and Rules (MOAHR). The hearing will be conducted pursuant to the Administrative Procedures Act (APA), 1969 PA 306, as amended. MCL 24.201, *et seq.*

DATED THIS 17th day of September 2020.



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Name: Mario Fusco, Jr., P.E.  
Title: Supervisor, Dam Safety Program

**PROOF OF SERVICE**

I certify that I served a copy of the foregoing Notice of Hearing, along with a copy of the Emergency Order, by electronic delivery, unless indicated otherwise, this 17th day of September 2020.

*Sherry Thelen*

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Name: Sherry Thelen

Title: Secretary, Water Resources Division

Respondent:

Mr. Lee W. Mueller, Boyce Hydropower, LLC, [lwmueller@boycehydrollc.com](mailto:lwmueller@boycehydrollc.com)

Mr. Lawrence Kogan, Kogan Law Group, [lkogan@koganlawgroup.com](mailto:lkogan@koganlawgroup.com)

Mr. Dan Curth, Goldstein & McClintock LLLP, [danc@goldmclaw.com](mailto:danc@goldmclaw.com)

Mr. Matt McClintock, Goldstein & McClintock LLLP, [mattm@goldmclaw.com](mailto:mattm@goldmclaw.com)