

**BEFORE THE WATER QUALITY APPEALS BOARD
DEPARTMENT OF ADMINISTRATION
IN AND FOR THE STATE OF ARIZONA**

SAN CARLOS APACHE TRIBE,
ARIZONA MINING REFORM
COALITION,

Appellants,

v.

DEPARTMENT OF ENVIRONMENTAL
QUALITY and RESOLUTION COPPER
MINING, LLC,

Respondents.

CASE NO. 25-002-WQAB


PROCEDURAL ORDER

TO ALL PARTIES:

1. The Water Quality Appeals Board (“Board”) held a meeting November 20, 2024 during which the Board (1) briefly discussed the nature of the legal and factual issues and whether this appeal matter should be referred to the Office of Administrative Hearings for hearing and (2) considering a motion to formally admit Resolution Copper Mining, LLC, the permittee, as a party to this case.
2. After motion and approval, the Board has referred this appeal to the Office of Administrative Hearings to develop a recommended decision for the Board with findings made pursuant to the Board’s standard of review as stated in A.R.S. § 49-324.C (“Decisions of the director shall be affirmed ... unless, considering the entire record before the board, it concludes that the director’s decision is arbitrary, unreasonable, unlawful or based upon a technical judgement that is clearly invalid”).

3. After motion and approval, Resolution Copper Mining, LLC was admitted to this matter as a party.

WATER QUALITY APPEALS BOARD



Michele Van Quathem, Chair

A copy of the foregoing was sent by electronic mail
This 22nd day of November 2024

WATER QUALITY APPEALS BOARD:

Michele Van Quathem
Fred E. Brinker, P.E.
Keith Bowers

A copy was sent by electronic and U.S. mail this 22nd day of November 2024 to:

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