

**West Virginia Air Quality Board
Charleston, West Virginia**

RECEIVED

**Tucker United, West Virginia Highlands
Conservancy, and Sierra Club,
Appellants**

OCT 27 2025

AIR QUALITY BOARD

**v.
Director, Division of Air Quality,
Department of Environmental Protection,
Appellee**

Appeal No. 25-02-AQB

and

**Fundamental Data LLC,
Intervenor.**

Intervenor's Request for Discovery from Appellant and Appellee

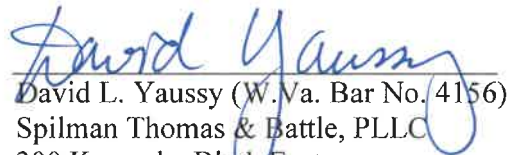
Intervenor, Fundamental Data LLC, hereby files this request for discovery pursuant to W. Va Code §22-1-8(b) upon the Appellants Tucker United, West Virginia Highlands Conservancy, and Sierra Club, and upon Appellee Director, Division of Air Quality. Intervenor requests that Appellants and Appellee each provide the following information relating to the above-styled matter within 10 days, in order to allow Intervenor time to prepare for the hearing of this matter on November 5, 2025:

Request No. 1: The identity of each person expected to be called as a witness at the hearing, the anticipated testimony of such witness, whether that witness will be called as an expert, and the identity of all documents relied upon in support of the anticipated testimony of each witness.

Response:

Request No. 2: With reasonable particularity, please identify the issues that are the subject of the evidentiary hearing.

Response:


David L. Yaussy (W. Va. Bar No. 4156)
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Counsel for Fundamental Data LLC

**West Virginia Air Quality Board
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**Tucker United, West Virginia Highlands
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Appellants**

v.

Appeal No. 25-02-AQB

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CERTIFICATE OF SERVICE

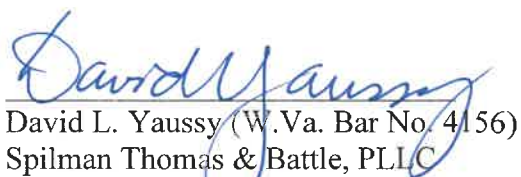
I, David L. Yaussy, hereby certify that I served a copy of the foregoing *Intervenor's Request for Discovery from Appellant and Appellee* on October 23, 2025, by mailing a true and correct copy via U.S. Mail, postage prepaid, and by delivering a true and correct copy via email, at the addresses below:

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