

WEST VIRGINIA AIR QUALITY BOARD
CHARLESTON, WEST VIRGINIA

WEST VIRGINIA-CITIZEN ACTION
GROUP, Inc.,
Appellants,

v.

Appeal No. 25-04-AQB

LAURA M. CROWDER, Director,
West Virginia Department of Environmental
Protection, Division of Air Quality,
Appellee.

JOINT MOTION TO CONTINUE SCHEDULED HEARING

The Appellants, Appellee, and Intervenor, by their respective counsels, respectfully request that the Evidentiary Hearing in this matter currently scheduled for March 4, 2026, be continued to the Board's first available hearing date starting in May. Counsel for the Intervenor serves as Speaker of the West Virginia House of Delegates and has conflicts because of that role until May 2026. Appellee's key witness is similarly conflicted on March 4, 2026. Because this constitutes good cause, and because no party objects, the parties respectfully request that this *Joint Motion to Continue* be granted.

Respectfully Submitted,

/s/ Jeffery Dye

Jeffrey Dye (W. Va. Bar No. 12737)
WV Dept. of Environmental Protection
Office of Legal Services
601 57th St. SE
Charleston, WV 25304
Jeffrey.o.dye@wv.gov
(304) 926-0499

Counsel for Appellee

/s/ Andrew C. Earley

Andrew C. Earley (WVSB No. 14055)
Fair Shake Environmental Legal Services
232 Capitol St., Ste. 14
Charleston, WV 25301
aearley@fairshake-els.org
(304) 712-9352

Counsel for Appellants

/s/ Marc Mignault

Marc Mignault, Esq. (WVSB #12785)
Roger Hanshaw, Esq. (WVSB #11968)
Peter G. Markham, Esq. (WVSB #9396)
BOWLES RICE LLP
600 Quarrier Street
Charleston, West Virginia 25301
(304) 347-1100
pmarkham@bowlesrice.com
mmignault@bowlesrice.com
Counsel for Intervenor