

STATE OF WEST VIRGINIA

At the Supreme Court of Appeals continued and held at Charleston, Kanawha County, on August 22, 2011, the following order was made and entered **in vacation**:

James Martin, in his official capacity as Director,
Office of Oil and Gas, West Virginia Department
of Environmental Protection; Office of Oil and Gas,
West Virginia Department of Environmental Protection;
and EQT Production Company,
Petitioners

vs.) No. 11-1157

Matthew L. Hamblet,
Respondent

SCHEDULING ORDER

On August 12, 2011, the Court received an order certifying questions and a list of the docket entries in the above-captioned case (Doddridge County Civil Action No. 10-P-15), all pursuant to Rule 17(a)(2) of the Revised Rules of Appellate Procedure.

The matter has been placed on the docket as No. 11-1157, and all filings related to this matter must refer to this Court's docket number and use the case caption set forth in this order.

Upon review, the Court hereby designates James Martin, in his official capacity as Director of the Office of Oil and Gas; the Office of Oil and Gas, the West Virginia Department of Environmental Protection, and EQT Production Company; as the party petitioners in this matter. Counsel for petitioners, Jody C. Jones, Esq. and Richard Gottlieb, Esq., are hereby directed to file a petitioners' brief within sixty days of the date of this order.

The Court further designates Matthew L. Hamblet, represented by Cynthia J. Loomis, Esq., as the party respondent in this matter.

Pursuant to Rev. R.A.P. 17(a)(4), all parties to this matter are hereby directed to assist the petitioners in preparing a joint appendix of items contained in the record of the circuit court that are relevant to this Court's consideration of the certified questions. Pursuant to Rev. R.A.P. 7(e), if no

agreement is reached on the contents of the appendix, the petitioners must prepare a list of the parts of the record that the petitioners intend to include in the appendix, and serve the list on the respondents on or before September 21, 2011.

The respondent is hereby directed to file a respondent's brief, or a summary response, within thirty days of receipt of the petitioners' brief. Any reply brief deemed necessary shall be filed by the petitioners within fifteen days of receipt of the respondent's brief.

Once the deadline for filing a reply brief has passed, the matter will be mature for consideration by the Court pursuant to Rev. R.A.P. 17(a)(6). Counsel of record will be notified in writing of any decision in the case.

A True Copy

Attest: /s/ Rory L. Perry II, Clerk of Court

