

**STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY
SUPERVISOR OF WELLS**

IN THE MATTER OF

THE PETITION OF TRAK OIL LLC FOR AN ORDER FROM)
THE SUPERVISOR OF WELLS AMENDING ORDER NO.)
07-2014 AND APPROVING A RECONFIGURED CALVIN 1) CAUSE NO. 13-2022
UNIT AREA IN PARTS OF THE CALVIN SECTION 28)
FIELD, CALVIN TOWNSHIP, CASS COUNTY, MICHIGAN.)

SCHEDULING ORDER

The Petitioner, Trak Oil LLC, filed its Petition to amend Supervisor of Wells Order No. 07-2014 and approve a reconfigured Calvin 1 Unit to undisputed lands for the continuance of enhanced recovery operations on December 6, 2022. A Prehearing Conference was held virtually on January 23, 2023, at 1:00 p.m. to discuss matters related to the hearing. The Petitioner, Trak Oil LLC was represented by Joshua D. Beard, and Collective Respondents in objection to the Petition, were represented by Sarah L. Cunningham.

At the Prehearing Conference, basic topics such as narrowing of issues and scheduling were discussed and agreed upon. Further, a verbal, non-evidentiary public statement was given by Dick Whitcraft in support of the Petition.

At the virtual Prehearing Conference held on January 23, 2023, the following schedule was established and herein ordered:

NOW THEREFORE, IT IS ORDERED:

1. The Petitioner, Track Oil LLC, shall provide a Motion to Narrow Issues to the Assistant Supervisor of Wells of the Department of Environment, Great Lakes, and Energy (EGLE) and to the Collective Respondents representative, Sarah L. Cunningham, by no later than **February 17, 2023**.
2. The Collective Respondents, shall file any response to the Motion to Narrow Issues by no later than **March 15, 2023**.
3. The Supervisor of Wells will provide for an order on the Motion to Narrow Issues by **April 14, 2023**.
4. The parties shall file, and serve, their witness lists by **April 28, 2023**. The witness list shall include a recitation of the witness' expected testimony. If a witness will be offered as an expert, the witness list shall identify their area of expertise. Further, a proposed

expert's curriculum vitae shall be exchanged with the witness list. Absent a showing of good cause, a person not identified on a witness list will not be allowed to testify at the hearing. Absent a showing of good cause, any expert witness for whom a curriculum vitae has not been exchanged will be precluded from providing expert testimony at the hearing.

5. The parties shall exchange their hearing exhibits by **April 28, 2023**. The Petitioner's exhibits shall be marked Exhibit P-1, Exhibit P-2, Exhibit P-3, etc. The Collective Respondent's exhibits shall be marked Exhibit R-1, Exhibit R-2, Exhibit R-3, etc. The Exhibits shall be saved electronically in a Portable Document Format (PDF), with each exhibit contained on a separate electronic file. Any exhibit not exchanged by **April 28, 2023**, will not be admitted into evidence at the hearing, unless unusual circumstances are shown to exist.

6. By **April 28, 2023**, the parties shall file a copy of their proposed exhibits with the Supervisor of Wells, in PDF format, with each exhibit contained on a separate electronic file, by emailing them to MOAHR-GA@Michigan.gov and HagermanT1@Michigan.gov. The proposed exhibits shall be marked as set forth above. Any exhibit not filed by that date will not be admitted into evidence at the hearing, unless unusual circumstances are shown to exist.

7. The hearing for the above-referenced matter is scheduled for **May 15-17, 2023**. The hearing will begin on **May 15th at 9:00 a.m.** and will be conducted through a Zoom video conference format, with contact information to be separately provided by the Michigan Office of Administrative Hearings and Rules (MOAHR).



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Dated: 02-1-2023

Adam W. Wygant
ASSISTANT SUPERVISOR OF WELLS
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