

Mr. Leithiser's Appeal of Chair Lessard's April 2, 2012 Ruling

4/8/2012

Maine Board of Environmental Protection

17 State House Station

Augusta, ME

Charles Leithiser

394 Fourth Street

Old Town, ME

Dear members of the Board,

I recently submitted an appeal of the DEP Commissioner's partial approval of the Public Benefits Determination for Juniper Ridge Landfill in Old Town.

Mr. Tom Doyle, attorney for Casella, the operator of the landfill, submitted a Motion to Dismiss my appeal based on his belief that I do not have "standing" in the case.

BEP Chair Susan Lessard allowed me to send her information regarding my standing, which I did. Ms. Lessard agreed with Mr. Doyle that I do not have standing, and dismissed my appeal.

I am permitted to argue my standing in front of the full Board if I choose to do so. This letter is to inform you that I wish to exercise that right and make my case for standing to all of you. I am not doing so to give you more work or to waste time; I strongly believe that I should have standing in the case and want the opportunity to present my reasons for disagreeing with the Chair to your attention.

Sincerely,

Charles Leithiser

