STATE OF MINNESOTA

COUNTY OF RAMSEY

DISTRICT COURT

SECOND JUDICIAL DISTRICT

Case Type: Civil Other/Misc.

In the Matter of the Denial of Contested Case Hearing Requests and Issuance of National Pollutant Discharge Elimination System/State Disposal System Permit No. MN0071013 for the Proposed NorthMet Project, St. Louis County, Hoyt Lakes and Babbitt, Minnesota

Court File No. 62-CV-19-4626 Judge John H. Guthmann

NOTICE OF EXHIBITS AND UNPUBLISHED CASE IN SUPPORT OF RELATORS' POST-HEARING BRIEF

Pursuant to the Court's instruction, received in an email from the Court's Clerk on April 20, 2020, and via phone conference on April 22, 2020, Relators Center for Biological Diversity, Fond du Lac Band of Lake Superior Chippewa, Friends of the Boundary Waters Wilderness, Minnesota Center for Environmental Advocacy, and WaterLegacy ("Relators") provide copies of all exhibits cited in support of Relators' Post-hearing Brief that were obtained in discovery but not yet received by the Court. Relators cite to two such exhibits: Exhibit 261 and Exhibit 262.

Additionally, Relators cite to an unpublished case, *In re Admin. Penalty Issued to Erickson Enter.*, No. 7-2200-14389-2, 2001 WL 35926172 (Minn. OAH Sept. 28, 2001). Relators provide a copy of this case as Exhibit A to this filing. *See* Minn. Stat. § 480A.08 (requiring party citing unpublished Court of Appeals case to provide copy to all other counsel at time of filing brief).

Dated: April 22, 2020

MASLON LLP

/s/ Evan A. Nelson WILLIAM Z. PENTELOVITCH (#0085078) MARGARET S. BROWNELL (#0307324) EVAN A. NELSON (#0398639) 90 South Seventh Street 3300 Wells Fargo Center Minneapolis, MN 55402-4140 Phone: (612) 672-8200 Email: bill.pentelovitch@maslon.com margo.brownell@maslon.com evan.nelson@maslon.com

MINNESOTA CENTER FOR ENVIRONMENTAL ADVOCACY

/s/ Elise L. Larson ELISE L. LARSON (#0393069) KEVIN REUTHER (#0266255) 1919 University Avenue West Saint Paul, MN 55105 Phone: (651) 223-5969 Email: elarson@mncenter.org kreuther@mncenter.org

NILAN JOHNSON LEWIS PA

/s/ Daniel Q. Poretti

DANIEL Q. PORETTI (#185152)

MATTHEW C. MURPHY (#0391948)
120 South Sixth Street, Suite 400

Minneapolis, MN 55402-4501

Phone: (612) 305-7500

Email: dporetti@nilanjohnson.com

mmurphy@nilanjohnson.com

Attorneys for Relators Center for Biological Diversity, Friends of the Boundary Waters Wilderness, and Minnesota Center for Environmental Advocacy

JUST CHANGE LAW OFFICES

/s/ Paula Maccabee
PAULA G. MACCABEE (#0129550)
1961 Selby Avenue
Saint Paul, MN 55104
Phone: (651) 646-8890
Email: pmaccabee@justchangelaw.com

Attorney for Relator WaterLegacy

FOND DU LAC BAND OF LAKE SUPERIOR CHIPPEWA

/s/ Sean Copeland SEAN W. COPELAND (#0387142) 1720 Big Lake Road Cloquet, MN 55720 Phone: (218) 878-2607 Email: seancopeland@fdlrez.com

VANESSA L. RAY-HODGE (pro hac vice)
500 Marquette Avenue NW. Suite 660

500 Marquette Avenue NW, Suite 660 Albuquerque, NM 87102 Phone: (505) 247-0147

Email: vrayhodge@abqsonosky.com

MATTHEW L. MURDOCK (pro hac vice) 1425 K Street N.W., Suite 600 Washington, D.C. 20005 Phone: (202) 682-0240 Email: mmurdock@sonosky.com

Attorneys for Relator Fond du Lac Band of Lake Superior Chippewa