

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF RAMSEY

SECOND JUDICIAL DISTRICT

Case Type: Civil Other/Misc.

Judge: John H. Guthmann

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

Case No. 62-CV-19-4626

**EXHIBIT LIST OF
POLY MET MINING, INC.**

Poly Met Mining, Inc. ("PolyMet"), under this Court's October 11, 2019 Order Setting Prehearing Conference and Hearing and November 19, 2019 Amended Order, hereby submits its exhibit list.

By identifying any document(s) as exhibits within this exhibit list, PolyMet does not admit or stipulate that any of these documents are admissible in evidence.

Dated: December 16, 2019

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Evidentiary Hearing Exhibit List of Poly Met Mining, Inc.

EX. No.	DATE	DESCRIPTION	Begin Doc. No.	End Doc. No.	STIPULATED	OBJECTIONS	DATE OFFERED	ADMITTED
2001	6/28/1974	NPDES Memorandum of Agreement between MPCA and EPA and subsequent documentation	POLYMET_0000099	POLYMET_0000138				
2002	7/2/2015	WaterLegacy Petition for Withdrawal of Program Delegation from the State of Minnesota for NPDES Permits Related to Mining Facilities	WATER_0003471	WATER_0003503				
2003	11/9/2016	Letter from B. Moore (PolyMet) to K. Pierard (EPA) and A. Foss (PCA) re EPA Comment Letter on PolyMet's NPDES Permit Application	WATER_006254	WATER_006255				
2004	10/23/2017	Email from C. Kearney (PolyMet) to R. Clark (PCA) et al. re PolyMet Revised NPDES/SDS Permit Application Volume III Posting, with attachments	WATER_0040651	WATER_0040772				
2005	10/26/2017	Email from R. Clark (PCA) email to K. McKim (EPA) re Updated PolyMet application received	WATER_0001230	WATER_0001230				
2006	3/5/2018	Emails between C. Korleski (EPA) and K. Pierard (EPA) re Status of PolyMet NPDES permit	RELATORS_0064275	RELATORS_0064275				
2007	3/13/2018	Email from S. Lotthammer (PCA) to K. Thiede (EPA) re FWD Minnesota Speakers Office, with attached Memorandum of Agreement	RELATORS_0060910	RELATORS_0060947				
2008	3/20/2018	Email from K. Pierard (EPA) to K. Westlake (EPA) re NorthMet update?	RELATORS_0064467	RELATORS_0064467				
2009	5/16/2018	Emails between K. Pierard (EPA) and J. Udd (PCA) re permit, dated May 15-16, 2018	EPA-R5-2019-002881_0000693	EPA-R5-2019-002881_0000693				
2010	6/26/2018	Emails between K. Pierard (EPA) and L. Holst (EPA) re PolyMet conversation with Jeff Udd	RELATORS_0064278	RELATORS_0064278				
2011	7/6/2018	Email from C. Kearney (PolyMet) to R. Clark (PCA) re PolyMet's allowable discharge based on the "Red Dog" approach, with attached technical memorandum, et al.	WATER_0040777	WATER_0040783				
2012	9/18/2018	Email from J. Udd to R. Clark et al. (PCA) re discussion items for next week	MPCA(62-cv-19-4626)_017773	MPCA(62-cv-19-4626)_017774				

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EX. No.	DATE	DESCRIPTION	Begin Doc. No.	End Doc. No.	STIPULATED	OBJECTIONS	DATE OFFERED	ADMITTED
2013	9/18/2018	Email from J. Udd (PCA) to C. Kearney (PolyMet) re discussion items for Tuesday	WATER_0048838	WATER_0048839				
2014	9/19/2018	Emails between K. McKim (EPA) and B. Wester (EPA) et al. re FW: EPA-MPCA agreement regarding review of the draft PolyMet permit	EPA-R5-2019-002881_0000172	EPA-R5-2019-002881_0000172				
2015	9/19/2018	Emails between J. Udd (PCA) C. Kearney (PolyMet) and R. Clark (PCA) re discussion items for Tuesday, dated September 18-19, 2018	POLYMET_0000236	POLYMET_0000237				
2016	9/25/2018	M. Schmidt (PCA) notes re EPA meeting	MPCA(62-cv-19-4626)_019623	MPCA(62-cv-19-4626)_019625				
2017	10/15/2018	EPA Permit Review Process	MPCA(62-cv-19-4626)_008815	MPCA62-cv-19-4626_008815				
2018	10/25/2018	Email from S. Lotthammer (PCA) to L. Holst (EPA) re FW: MPCA sends PolyMet revised permit documents for EPA review	RELATORS_0062606	RELATORS_0062607				
2019	11/25/2018	PolyMet PowerPoint slides dated November 25, 2018	POLYMET_0000373	POLYMET_0000387				
2020	12/4/2018	Email from K. Pierard (EPA) to L. Holst (EPA) re PolyMet	RELATORS_0064211	RELATORS_0064211				
2021	12/6/2018	Emails between R. Clark (PCA) and K. Pierard (EPA) re Proposed PolyMet Permit Package	EPA-R5-2019-002881_0000094	EPA-R5-2019-002881_0000094				
2022	12/20/2018	NPDES Permit MN0071013	WATER_0005684	WATER_0006162				
2023	12/20/2018	MPCA Findings of Fact, Conclusions of Law and Order	WATER_0006163	WATER_0006206				
2024	1/22/2019	Relator's Statement of the Case in re denial of contested case hearing and issuance of NPDES/SDS Permit, Case No. A19-0118						
2025	1/30/2019	Email from S. Lotthammer to D. Verhasselt, et al. (PCA) re PolyMet NPDES permit questions	MPCA(62-cv-19-4626)_016501	MPCA(62-cv-19-4626)_016503				
2026	6/12/2019	Email from P. Tester to L. Bishop et al. (PCA) forwarding K. Thiede (EPA) email re PolyMet	MPCA(62-cv-19-4626)_019255	MPCA(62-cv-19-4626)_019256				

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EX. No.	DATE	DESCRIPTION	Begin Doc. No.	End Doc. No.	STIPULATED	OBJECTIONS	DATE OFFERED	ADMITTED
2027	6/17/2019	Emails between A. Rowan (EPA), P. Tester (PCA), L. Bishop (MPCA) et al. re Fwd EPA statement on PolyMet	MPCA(62-cv-19-4626)_016362	MPCA(62-cv-19-4626)_016363				
2028	7/10/2019	Summary of Key Permit Requirements - Poly Met Mining Water Quality (NPDES/SDS) Permit (Draft 07/10/2019)	MPCA(62-cv-19-4626)_004138	MPCA(62-cv-19-4626)_004139				
2029	9/10/2019	Complaint for Declaratory Relief (Fon Du Lac Band of Lake Superior Chippewa v. Cathy Stepp, et al., Case No. 19-2489)						
2030		MPCA document, "How the MPCA addressed EPA's comments regarding the PolyMet draft water quality (NPDES/SDS) permit"	MPCA(62-cv-19-4626)_018166	MPCA(62-cv-19-4626)_018179				
2031		Unredacted version of RELATORS_0064424 dated Feb. 2, 2019	RELATORS_0064424	RELATORS_0064424				
2032		Unredacted version of RELATORS_0064425 dated Feb. 5, 2019	RELATORS_0064425	RELATORS_0064425				
2033		Unredacted version of RELATORS_0064426 dated April 4, 2019	RELATORS_0064426	RELATORS_0064426				
2034		Unredacted version of RELATORS_0064427 dated June 10, 2019	RELATORS_0064427	RELATORS_0064427				
2035		Unredacted version of RELATORS_0066428 dated June 19, 2019	RELATORS_0064428	RELATORS_0064428				
2036		Unredacted version of RELATORS_0064429 dated June 25, 2019	RELATORS_0064429	RELATORS_0064429				
2037		Unredacted version of RELATORS_0064435 dated June 17, 2019	RELATORS_0064435	RELATORS_0064435				
2038		Final and Complete Chart re Comments and MPCA Responses to Comments	WATER_0005380	WATER_0005683				