

FOULSTON

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Submitted via OAH E-Filing System

Matthew A. Spurgin
Administrative Law Judge
Office of Administrative Hearings
1020 S. Kansas Ave
Topeka, KS 66612-1327

In the matter of the application of the Cities of Hays, Kansas and Russel, Kansas for approval to transfer water from Edwards County, Kansas pursuant to the Kansas Water Transfer Act. OAH Case No. 23AG0003 AG

Dear ALJ Spurgin,

We represent the City of Hays in the above referenced matter. We intend to respond to the pleadings filed on December 5th by Water PACK and Edwards County but are not aware of any time limits within which our responses are due.

The OAH Standing Guidelines for Presiding Officers states, in part, that if a party fails to “timely respond to motions . . . you may grant the motion as being unopposed.” OAH Guidelines, ¶ 17.

We will file responsive pleadings on or before December 23rd unless you direct otherwise.

Respectfully submitted,

/s/ David M. Traster

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