

Filed

STATE OF NORTH CAROLINA

IN THE OFFICE OF

COUNTY OF WAKE

2013 SEP 24 PM 4:17 ADMINISTRATIVE HEARINGS 13 EHR 16087

DEFENDERS OF WILDLIFE and NATIONAL WILDLIFE REFUGE ASSOCIATION, Petitioners,

Office of Administrative Hearings

v.

NORTH CAROLINA DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES, DIVISION OF COASTAL MANAGEMENT, Respondent.

ORDER GRANTING MOTION TO INTERVENE BY THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

This matter comes before the undersigned Administrative Law Judge upon the Motion to Intervene by the North Carolina Department of Transportation ("NCDOT"). Upon full consideration of NCDOT's motion, it appears to the undersigned that the motion should be granted on the basis that this contested case directly affects a state-issued permit held by NCDOT. Because NCDOT meets the standards for intervention under N.C.G.S. § 1A-1, Rule 24, § 150B-23(d), and 26 N.C.A.C. 3.0117 and for other good cause shown, it is hereby ORDERED as follows:

- 1. NCDOT's Motion to Intervene is allowed, and NCDOT shall be a Respondent-Intervenor in this contested case with the full rights of a party.
2. Respondent-Intervenor shall file a Prehearing Statement within thirty (30) days from the date this Order is filed with the Clerk of the Office of Administrative Hearings.

This the 24th day of September, 2013.

Julian Mann III Chief Administrative Law Judge

Administrative Hearings stamp

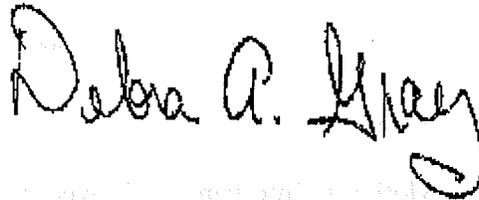
A copy of the foregoing was mailed to:

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ATTORNEY FOR RESPONDENT-INTERVENOR

This the 25th day of September, 2013.



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