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June 9, 2009

Mr. Neil S. Kagan  
213 W. Liberty Street, Suite 200  
Ann Arbor, MI 48104-1398

Mr. Louis B. Reinwasser  
P.O. Box 30755  
Lansing, MI 48909

Re: National Wildlife Federation v. Michigan  
Department of Environmental Quality  
Ingham County Circuit Court Case No. 08-1652-AA

Dear Messrs. Kagan and Reinwasser:

Enclosed is a copy of the Order Denying Lake Carriers Association's Motion to Intervene in Claim of Appeal from Certification of Vessel General Permit of U.S. Environmental Protection Agency which was entered with the Court on May 1, 2009.

Sincerely,

KELLY, WHIPPLE, ZICK & KEYES, P.L.L.C.

By   
Charles G. Kelly

CGK/mmf  
Enclosure

cc: Mr. Christopher R. Nestor  
Mr. Barry Hartman  
Mr. Jim Weakley, President

1e - Attorneys of Record - Order Denying Motion 6-09-09

COPY

STATE OF MICHIGAN  
INGHAM COUNTY CIRCUIT COURT

NATIONAL WILDLIFE FEDERATION

Appellant,

v.

STEVEN E. CHESTER, et al.

Appellees.

Case No. 08-1652-AA ✓

Hon. James R. Giddings

**ORDER DENYING**  
**LAKE CARRIERS' ASSOCIATION'S**  
**MOTION TO INTERVENE IN CLAIM OF APPEAL**  
**FROM CERTIFICATE OF VESSEL GENERAL PERMIT**  
**OF U.S. ENVIRONMENTAL PROTECTION AGENCY**

FILED-30th CIRCUIT COURT

At a session of said Court held

on: May 1, 2009

MAY - 1 2009

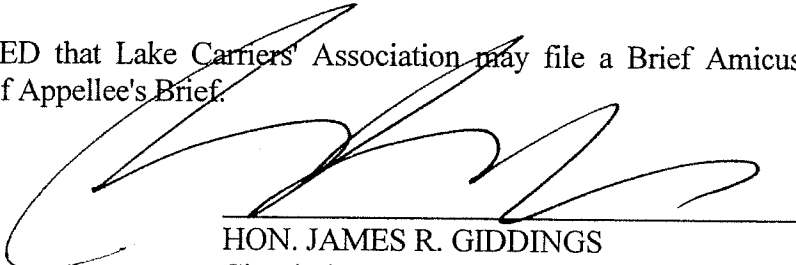
BY: \_\_\_\_\_  
Deputy Clerk

PRESENT: Hon. James R. Giddings, Circuit Court Judge

Upon the reading and filing of Lake Carriers' Association's Motion to Intervene in Claim of Appeal from Certification of Vessel General Permit of U.S. Environmental Protection Agency; a hearing having been conducted thereon; and the Court being fully advised in the premises;

IT IS HEREBY ORDERED that Lake Carriers' Association's Motion to Intervene in Claim of Appeal from Certification of Vessel General Permit of U.S. Environmental Protection Agency is DENIED.

IT IS FURTHER ORDERED that Lake Carriers' Association may file a Brief Amicus Curiae no later than the filing date of Appellee's Brief.

  
\_\_\_\_\_  
HON. JAMES R. GIDDINGS  
Circuit Court Judge