

NR 2



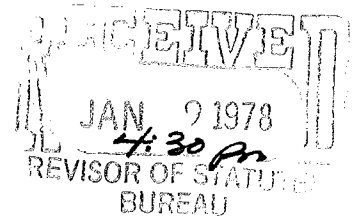
State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Anthony S. Earl
Secretary

BOX 7921
MADISON, WISCONSIN 53707

IN REPLY REFER TO: _____

STATE OF WISCONSIN)
)
DEPARTMENT OF NATURAL RESOURCES) SS



TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Anthony S. Earl, Secretary of the Department of Natural Resources and custodian of the official records of said Department, do hereby certify that the annexed copy of Natural Resources Board Order No. L-50-77 was duly approved and adopted by this Department on August 18, 1977. I further certify that said copy has been compared by me with the original on file in this Department and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department at Pyare Square Building in the Village of Shorewood Hills, this 6th day of January, 1978.

Anthony S. Earl, Secretary

(SEAL)

STATE OF WISCONSIN NATURAL RESOURCES BOARD

.....
IN THE MATTER of repealing section NR 2.115; .
amending sections NR 2.03 and NR 2.04; and .
repealing and recreating section NR 2.11 of .
the Wisconsin Administrative Code pertaining .
to preservation of testimony and discovery .
of evidence .
.....

L-50-77

ORDER OF THE STATE OF WISCONSIN NATURAL RESOURCES BOARD
REPEALING, AMENDING, AND REPEALING AND RECREATING RULES

Pursuant to the authority vested in the State of Wisconsin Natural Resources Board by sections 227.014 and 227.02(1)(e), Wisconsin Statutes, the State of Wisconsin Natural Resources Board hereby repeals, amends, and repeals and recreates rules as follows:

SECTION 1 - Section NR 2.03 is amended to read:

NR 2.03 Service on the department. All petitions for hearings, petitions for rules, petitions for declaratory ruling, answers and complaints required by any statute or rule shall be served on the secretary, either by delivery to the office of the secretary, or by mailing to the secretary by certified mail, at the following address: P.O. Box 7921, Madison, Wisconsin 53707.

SECTION 2 - Section NR 2.04 is amended to read:

NR 2.04 Service of pleadings. After a matter has been set for hearing, all further pleadings shall be served by delivery to the Bureau of Legal Services, Department of Natural Resources or by mail addressed at P.O. Box 7921, Madison, Wisconsin 53707.

SECTION 3 - Section NR 2.11 is repealed and recreated to read:

NR 2.11 Preservation of testimony and discovery of evidence. The department or any party in any contested case may obtain discovery and preserve testimony as provided by chapter 804, Wis. Stats. For good cause, the department's

hearing examiner may allow a shorter or longer time for discovery or preserving testimony than is allowed by chapter 804, Wis. Stats.

SECTION 4 - Section NR 2.115 is repealed.

The foregoing rules were approved and adopted by the State of Wisconsin Natural Resources Board on August 18, 1977.

The rules contained herein shall take effect upon publication.

Dated at Madison, Wisconsin 6 January 1978

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES

By Anthony S. Earl
Anthony S. Earl, Secretary

(SEAL)