

LORETTO O'REILLY, Jr., HAZEL
SINCLAIR, KELLY FITZMAURICE,
Petitioners,

* NUMBER 509564, DIV. "24"
*
*
* 19TH JUDICIAL DISTRICT
* COURT
*
* PARISH OF EAST BATON
* ROUGE
*
* STATE OF LOUISIANA
*
*

COST OK Amt.

VERSUS

MAR - 4 2004

LOUISIANA DEPARTMENT OF
ENVIRONMENTAL QUALITY,
Respondent.

BY
DY. CLERK OF COURT

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JUDGMENT

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This Court heard this matter on Monday, February 9, 2004, on the Petition for Judicial Review filed by Loretto O'Reilly, Jr., Hazel Sinclair, and Kelly Fitzmaurice.

Present were:

Karla Raettig, attorney for Petitioners, and Jeremy Diamond, student attorney for Loretto O'Reilly, Jr.

Mazie Doorne, attorney for Louisiana Department of Environmental Quality.

Upon reading the Petition and memoranda of the parties, hearing argument of counsel, and considering the law and evidence,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Water Quality Certification No. 010816-02 issued to August J. Hand is vacated, and this matter remanded to the Louisiana Department of Environmental Quality to prepare an environmental analysis in compliance with the La. Const. Art. IX § 1, as explained by *Save Ourselves, Inc. v. Louisiana Env't'l Control Comm'n*, 452 So. 2d 1152 (La. 1984) and its progeny.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that costs in this matter be paid by the Louisiana Department of Environmental Quality.

JUDGMENT READ, RENDERED AND SIGNED this 5th day of March, 2004

in Baton Rouge, Louisiana.

R. Michael Caldwell

Judge Michael Caldwell
19th Judicial District Court

I HEREBY CERTIFY THAT ON THIS DAY A COPY OF THE WRITTEN REASONS FOR JUDGMENT / DISMISSAL / JUDGMENT / ORDER / WAS MAILED BY ME, WITH SUFFICIENT POSTAGE AFFIXED TO:
B. Raettig & M. Doorne
ONE AND SIGNED ON 3/5/04

REC'D C.P.

REC'D C.P.

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19TH JUDICIAL DISTRICT
EAST BATON PARISH, LA
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DANIEL WELBORN
CLERK OF PARISH