FILED
OFFICE OF ADMINISTRATIVE HEARINGS
12/14/2015 11:54 AM

STATE OF NORTH CAROLINA

COUNTY OF PERQUIMANS

IN THE OFFICE OF
ADMINISTRATIVE HEARINGS
15 EHR 07012

Stephen E Owens and Jillanne G Badawi Petitioner, v. North Carolina Department Of Environment And Natural Resources, Division of Energy Mineral and Land Resources Respondent.	**ORDER DENYING MOTION TO DISMISS**

This matter is before the undersigned pursuant to Respondent's Motion to Dismiss filed on or about November 5, 2015 and Petitioner's Response filed on November 19, 2015. Upon consideration of Respondent's Motion, Petitioner's response thereto, the undersigned hereby **DENIES** the Motion to Dismiss.

IT IS SO ORDERED.

This the 14th day of December, 2015.



Melissa Owens Lassiter
Administrative Law Judge

On this date mailed to:

Elliot Engstrom
Attorney At Law
100 South Harrington Street
Raleigh NC 27603
Attorney For Petitioner

David W Schnare
722 12Th Street, Nw
Washington DC 20005
Attorney For Petitioner

Asher P Spiller
Assistant Attorney General
NC Department of Justice
9001 Mail Service Center
Raleigh NC 27699
Attorney For Respondent

This the 14th day of December, 2015.



Lisa J Garner
North Carolina Certified Paralegal
N. C. Office of Administrative Hearings
6714 Mail Service Center
Raleigh NC 27699-6700
Phone: 919-431-3000