

United States Court of Appeals For the First Circuit

No. 08-1311

MARTEX FARMS, S.E.

Petitioner

v.

ENVIRONMENTAL APPEALS BOARD

Respondent

CALENDARING NOTICE

Issued: October 22, 2008

This case is presently scheduled to be called for oral argument on **December 04, 2008** at **9:30 a.m.** in **Boston, MA.**

Within two weeks of the date of this notice, counsel for each party should advise this office, **by completing and returning the enclosed designation form**, of the name of the person who will be presenting oral argument. If counsel presenting oral argument has not yet entered an appearance, counsel must file an appearance and motion in accordance with 1st Cir. R. 12.0(a) with the designation form.

There will be no continuance except for grave cause.

Recordings of all proceedings in cases by parties before the court will be made available online unless the court orders otherwise or the court closes the proceedings to the public. Counsel therefore should consider the privacy implications of this before argument.

All counsel presenting oral argument must arrive at least 15 minutes before court convenes. Arguing counsel should proceed directly to the courtroom and check-in with the courtroom deputy.

On occasion, cases scheduled for oral argument are removed from the calendar before the scheduled date. The oral argument calendar is frequently prepared before the judges have completed their review of the briefs. Therefore, if the panel ultimately concludes that argument is not warranted in a particular case, that case will be removed from the argument calendar. In

such circumstances, the clerk's office will endeavor to notify counsel as promptly as possible.

Richard Cushing Donovan, Clerk

UNITED STATES COURT OF APPEALS
FOR THE FIRST CIRCUIT

John Joseph Moakley

United States Courthouse

1 Courthouse Way, Suite 2500

Boston, MA 02210

Laura Michalski, Calendar Clerk (617)748-9069

cc:

Sybil Anderson

Eurika Durr

Danielle C. Fidler

Karen Maples

Angeline Purdy

Romano A. Zampierollo

United States Court of Appeals For the First Circuit

Designation of Attorney Presenting Oral Argument

Counsel who intend to present oral argument to the court must complete this form and return it to the clerk's office no later than November 5, 2008.

Counsel presenting oral argument must be admitted to practice before this court and must have entered an appearance in the case. Counsel who have not entered an appearance must file an appearance and a motion for leave pursuant to Loc. R. 12.0(a) with this designation by the due date above.

Appeal No.: 08-1311

Case Name: Martex Farms, S.E. v. EAB

Date of Argument: Thursday, December 04, 2008

Location: Boston, MA

Name and appellate designation of the party(ies) you will be arguing on behalf of:

Attorney Name: _____ First Circuit Bar No. _____

Phone Number: _____ Fax Number: _____

Email: _____

Check the box that applies:

I have already filed an appearance in this matter.

I have attached my appearance form and a motion in accordance with Loc. R. 12.0(a).

Signature: _____ Date: _____

PLEASE NOTE: Only arguing counsel will be notified by phone when the opinion is released.

08-1311

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ENVIR. APPEALS BOARD

Eurika Durr
Clerk of the Environmental Appeals Board
Ariel Rios Building
1200 Pennsylvania Avenue, NW
Washington, DC 20460-0001
