

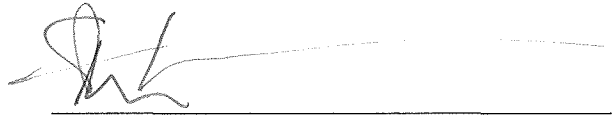
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 7
11201 RENNER BOULEVARD
LENEXA, KANSAS 66219

IN THE MATTER OF)	Docket No. CWA-07-2014-0060
)	
DR. DANIEL J. McGOWAN,)	
)	AFFIDAVIT OF STEPHEN D.
Respondent)	MOSSMAN
)	
Proceedings under Section 309(g) of the)	
Clean Water Act, 33 U.S.C. § 1319(g))	

STATE OF NEBRASKA)
) ss.
COUNTY OF LANCASTER)

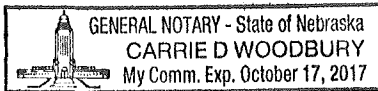
Stephen D. Mossman, being first duly sworn upon oath, deposes and states as follows:

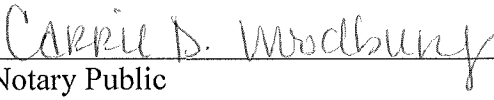
1. I am over 18 years old and competent to testify to all matters herein.
2. I am one of the attorneys for Respondent Dr. Daniel J. McGowan in the above-captioned action.
3. On July 27, 2012, I submitted a public records request to James N. Douglas, Director of the Nebraska Game and Parks Commission, pursuant to **Neb. Rev. Stat. § 84-712 et seq.** (Reissue 2008 & 2011 Supp.).
4. As part of the response to that request I received a copy of an email from Andrew L. Glidden, an employee of the Nebraska Game and Parks Commission, to Jeff Schuckman, Dave Tunink, and Jeff Blaser dated July 20, 2012. A copy of that email as attached hereto as Exhibit "A" and incorporated herein by this reference.
5. Further, Affiant saith not.



Stephen D. Mossman

Subscribed and sworn to before me on May 18, 2015 by Stephen D. Mossman, an individual who is personally known to me or who produced satisfactory identification.




Notary Public

Tunink, Dave

From: Glidden, Andy
Sent: Friday, July 20, 2012 11:32 AM
To: Schuckman, Jeff; Tunink, Dave
Cc: Blaser, Jeff
Subject: Plum Valley Res.

According to the immediate downstream landowner, water has been coming down through a gate all summer and the creek stayed fairly clear. Wed. someone opened the gate all the way and the first quarter mile looks like a sand bar, the rest is high and dirty all the way to the confluence. I looked at a quarter mile or more on three different properties, including Bobcat and observed no dead or stress fished, Barry had said he saw dead carp and suckers Wed. but they may have flushed from upstream? I just got off the phone with Barb from the Corp, she was at the Res just prior to this, but was unaware of the recent flush, she is going to investigate what was going on, I will go back on Mon to look for dead fish, unless I hear from Barb or a landowner prior to that. I didn't know if Spencer could call for water they were holding or if the guy is just a "Pinhead". I have not contacted anyone else since I saw no dead fish yet.

Andrew L. Glidden
Fisheries Biologist II, Northeast District
Box 508, 524 Panzer Street
Bassett, NE 68714
(402)684-2921
andy.glidden@nebraska.gov

