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# UNITED STATES DISTRICT COURT DISTRICT OF NEVADA RENO, NEVADA COURTROOM 6

UNITED STATES OF AMERICA,	)
	)
Plaintiff,	)
	)
VS.	)
	)
ESTATE OF E. WAYNE HAGE, et al.,	)
, ,	Ś
Defendants.	Ś

### Case No.: 2:07-CV-1154-RCJ-VCF

#### **MINUTES OF COURT**

Date: August 31, 2012

PRESENT:

THE HONORABLE ROBERT C. JONES, CHIEF UNITED STATES DISTRICT JUDGE

DEPUTY CLERK: <u>HEIDI L. JORDAN</u> REPORTER: <u>MARGARET GRIENER</u>

COUNSEL FOR PLAINTIFF: <u>STEPHEN BARTELL, ANNA STIMMEL, CHARLES SHOCKEY, MARTIN</u> WIENER, FOR MR. THOMAS SELEY AND MR. STEVEN WILLIAMS

COUNSEL FOR DEFENDANT(S): MARK POLLOT, WAYNE HAGE, Pro Se

### PROCEEDINGS: SHOW CAUSE HEARING (DAY 4) RE: MR. THOMAS SELEY, BLM AND MR. STEVEN WILLIAMS, USFS

9:25 a.m. Court convenes. Appearances are noted on the record.

Marc Pointel, is called by Government's counsel Shockey, sworn and testifies. Government's exhibit numbers 1354, 1356, 1371, 1372, 1373 are marked, offered and admitted into evidence. Hage's exhibit number 2783 is marked, offered and admitted into evidence.

At 11:24 a.m. Court recesses; at 11:34 a.m. Court reconvenes. All parties are present.

Marc Pointel, previously sworn, resumes the stand and testifies further, then is excused. Government's exhibit number 1374 is marked, offered and admitted into evidence.

The parties rest.

At 12:07 p.m. Court recesses; at 1:37 p.m. Court reconvenes. All parties are present.

The Court makes preliminary remarks. Closing arguments made by Mr. Pollot and Mr. Hage on behalf of the Defendants.

At 3:32 p.m. Court recesses; at 3:45 p.m. Court reconvenes. All parties are present.

Closing argument made by Mr. Shockey on behalf of the Government.

At 5:00 p.m. Court recesses; at 5:10 p.m. Court reconvenes. All parties are present.

Closing argument made by Mr. Wiener on behalf of Mr. Thomas Seley and Mr. Steven Williams.

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Rebuttal argument made by Mr. Pollot on behalf of the Defendants.

The Court finds that Mr. Seley and Mr. Williams are in contempt, and makes findings as specified on the record. The Court awards damages to Mr. Hage. Mr. Hage is directed to immediately apply for permits and BLM and USFS shall grant those permits, *as specified on the record*.

Government counsel is directed to prepare, circulate and submit proposed orders in accordance with the Court's ruling.

The Court adjourns at 8:08 p.m.

LANCE S. WILSON, CLERK U.S DISTRICT COURT

By: /s/

Heidi L. Jordan, Deputy Clerk