

Attachment 1

STATE OF MINNESOTA
COUNTY OF RAMSEY

DISTRICT COURT
SECOND JUDICIAL DISTRICT

In the Matter of the Denial of Contested
Case Hearing Requests and Issuance of
National Pollutant Discharge
Elimination System/State Disposal
System Permit No. MN0071013 for the
Proposed NorthMet Project, St. Louis
County, Hoyt Lakes, Babbitt,
Minnesota.

Court File Number: 62-CV-19-4626

Honorable Judge John H. Guthmann

Declaration of Michael Schmidt

State of Iowa)
) ss.
County of Polk)

I, Michael Schmidt, hereby declare as follows:

1. I served as Staff Attorney, State Program Administrative Coordinator for the Minnesota Pollution Control Agency ("MPCA) from March 2015 until February 1, 2019.
2. Currently I am a staff attorney for the Iowa Environmental Council. I live and work in the Des Moines, Iowa, area.
3. On January 3, 2020, I received a subpoena from WaterLegacy to appear for my deposition on January 14, 2020, at 1:00 p.m., in Des Moines.
4. The subpoena also requires that I bring with me "[a]ll non-privileged documents in [my] possession relating to the PolyMet Northmet NPDES/SDS permit."
5. January 14 is an inconvenient day for me to appear for a deposition, because my employer, the Iowa Environmental Council, has asked that I

represent the Council at a public comment meeting of the Iowa Utilities Board on that day.

6. I am available to testify by video from Des Moines at the hearing in the above-captioned case on January 22, 23, 24, 28, 29, 30, or 31.

I declare under penalty of perjury that everything I have stated in this document is true and correct.

Dated: 1/8/2020



Michael Schmidt