October 26, 1998

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RE: Secretary’s Certificate of Appeal, Supreme Court Docket No.  25055

Dear Counsel:

Enclosed for your files is the Secretary’s Certificate of Appeal in the above referenced case.

Pursuant to the request contained in your Notice of Appeal, the entire transcript in this matter will be prepared.  To avoid duplications in the record on appeal, the specific transcripts you requested to be included in the agency record—¶5.(d), (k), and (p)—will instead be included in the Reporter’s transcript in conformance with I.A.R. 25.  All the other documents that you requested in your Notice of Appeal, with one exception, are automatically included in the administrative record pursuant to I.A.R. 28(a)(3).  The deliberation minutes that you requested in ¶5.(u) do not exist and, consequently cannot be included in the record.

Very truly yours,

Myrna J. Walters

Commission Secretary

DLH/vld:L:counsel

Enclosure

cc: Brad Purdy