

ELLIS BOAL  
ATTORNEY

9330 BOYNE CITY ROAD, CHARLEVOIX, MICHIGAN 49720  
231/547-2626 • FAX 231/547-2828  
ellisboal@voyager.net

April 27, 2012

Dan Wyant  
Executive Office  
Department of Environmental Quality  
Atrium South Constitution Hall  
Lansing, MI 48909-7973

Express mail

Re: Petition for Declaratory Ruling as to  
Application of R 324.102(x) and  
324.201(2)(j)(v) and (vi) to  
Fracking Permit Applications and Operations

Dear Mr. Wyant:

Enclosed is the above petition I am filing on behalf of Deanna Hughes, Heather Schiele, and Ban Michigan Fracking, and associated affidavits, with exhibits, of Guy Bradmon and Ellis Boal.

As indicated in ¶ 5, I am providing copies to the entities and individuals named in the petition at their email addresses below.

Please note ¶¶ 3-4 which request preliminary relief. We ask that any applications for oil or gas well permits pending in your office – where the applicants have stated they intend to complete the well by hydraulic fracturing but have not provided the information required for injection wells – not be granted until disposition of this petition.

I would appreciate a call or email from your office by Monday morning to indicate whether this will be entertained.

Time may be of the essence, because some of these applications may be on the verge of being granted. Accordingly if you deny the preliminary request, or if I hear nothing by email or phone by Monday noon I will drive to Lansing to seek the relief from the circuit court either that afternoon or Tuesday morning. I will stop at your office before going to the court. Thank you.

Very truly yours,



Ellis Boal

c: Frank Mortl, MOGA, office@michiganoilandgas.org  
John Griffin, Michigan API, griffinj@api.org  
Brenda Linster, Michigan Encana, brenda.linster@encana.com  
Alan James, Michigan Devon, alan.james@dvn.com  
Hal Fitch, fitchh@michigan.gov  
Rick Henderson, hendersonr2@michigan.gov  
Susanne Biteman, bitemans@michigan.gov  
Deanna Hughes  
Heather Schiele  
Ban Michigan Fracking