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December 19, 2013

VIA HAND DELIVERY

Bill Warren, Director
Arizona Division of Occupational Safety and Health
Industrial Commission of Arizona
800 West Washington Street
Phoenix, AZ 85007

Re: Arizona State Forestry Division's Notice of Contest of Citation and Notification of Penalty in Case No. L3419-317242683

Dear Mr. Warren:

I am writing this letter on behalf of the Arizona State Forestry Division and the State Forester, Scott Hunt, in reference to the alleged violations, citations and penalties issued in your case number L3419-317242683. This letter is being written pursuant to A.R.S. §§ 23-417, *et seq.*, and R20-5-624, Arizona Administrative Code. On behalf of my clients, we hereby contest each of the three issued citations, including all subparts, the underlying violations, the penalties and abatement dates that are set forth in your Citation and Notification of Penalty formally issued on December 5, 2013, and served upon the Arizona State Forestry Division that same date.

The grounds for the requested hearing are that the violations, citations and penalties are not supported by substantial evidence, are contrary to law, arbitrary, capricious and constitute an abuse of discretion by the Industrial Commission of Arizona. Accordingly, we are requesting that this matter be immediately transmitted to the Hearing Division of the Industrial Commission of Arizona for review pursuant to R20-5-624(A), Arizona Administrative Code.

The State Forestry Division and State Forester remain amenable to participating in a settlement conference and/or alternative dispute resolution.

Your prompt attention to this matter is greatly appreciated.

Sincerely,

Paul A. Katz

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cc: Laura McGrory, Director, Industrial Commission of Arizona
Andrew Wade, Chief Legal Counsel, Industrial Commission of Arizona
Scott Hunt, Forester, Arizona State Forestry Division

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