

IN THE CIRCUIT COURT FOR ALLEGANY COUNTY, MARYLAND

IN THE MATTER OF DAN'S  
MOUNTAIN WIND FORCE, LLC, et al

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CASE NO. 01-C-15-43252

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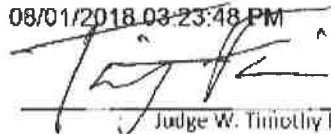
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ORDER OF COURT

It is this   1st   day of August, 2018 ORDERED that the decision of the Allegany County Board of Zoning Appeals rejecting the application of Dan's Mountain Wind Force, LLC for variances to the setback and separation distance requirements for a wind farm in this matter is VACATED and the case is REMANDED to the Board for further proceedings consistent with the opinion of the Court of Special Appeals (No. 00804, September Term, 2016).

08/01/2018 03:23:48 PM



Judge W. Timothy Finan

**RECEIVED**

**AUG 6 2018**

**LAND DEVELOPMENT SERVICES**

TRUE COPY TEST:  
*Deane D. ...*



**CIRCUIT COURT FOR ALLEGANY COUNTY,  
MARYLAND**  
30 Washington Street  
Cumberland, Maryland 21502

Clerk's Office: (301) 777-5922  
Fax: (301) 777-2100  
Assignment Office: (301) 777-5921  
Family Magistrate: (301) 777-2387  
Child Support Magistrate: (301) 777-2408  
Family Services: (301) 777-2102

**To: ALLEGANY COUNTY ZONING BOARD**  
701 KELLY ROAD  
CUMBERLAND MD 21502

**Case Number: 01-C-15-043252**  
**Other Reference Number(s): 01-C-15-043253**

**IN THE MATTER OF DAN'S MOUNTAIN WIND FORCE LLC, ET AL**

Date: 08/06/2018

**NOTICE OF RELEASE OF EXHIBITS**  
**Md. Rule 20-106**

Under Maryland Rule 20-106(e), paper documents submitted or offered into evidence in open court are, as soon as practicable, to be scanned by the clerk and the originals returned to the party who submitted them.

- Enclosed please find original document(s) and/or exhibit(s), received in open court in the referenced case, that have been scanned and recorded as part of the original record, and are now being released.
- The original document(s) and/or original exhibit(s) received in open court in the referenced case have been scanned and recorded as part of the original record and are now eligible for release. These items are too voluminous for mailing. Please contact this office if you would like to make arrangements to pick them up. If no response is received within 30 days after the date of this notice, the clerk will dispose of the original document(s) and/or exhibit(s) in an appropriate manner, which may include destruction.

**NOTE:** Items offered as exhibits but which cannot be scanned due to their size or other physical properties are, unless otherwise ordered by the court, to be retained by the clerk for 30 days or, if an appeal is noted, until all appeals are exhausted, and then released, as provided under Maryland Rules of Procedure. A separate notice will be sent when those items, if any exist in this case, are eligible for release.

*Dawne D. Lindsey*

Dawne D. Lindsey  
Clerk of the Circuit Court

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**AUG 6 2018**

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