

**MOTION TO BE OFFERED BY COMMISSIONER NELSON AT THE
AUGUST 13 AD HOC MEETING**

I move to amend Condition 17 of the Amended Settlement Stipulation by adding the following language after the existing language of Condition 17:

“After Applicant has finished the soil sample field assessment in accordance with the specifications for such assessment prepared in consultation with an expert in the proper methodology for performing such a sampling survey, Applicant shall submit to the Commission a summary report of the results of the field assessment and Applicant’s specific mitigation plans for minimizing the risk of the spread of soybean cyst nematode from contaminated locations to uncontaminated locations. At such time and throughout the construction period, one or more Commissioners or Staff shall have the right to request of Applicant confidential access to the survey results to enable the verification of the survey results, assess the appropriateness of the migration measures to address such results, and monitor the execution of the plan during construction.”