

5217.0800 CONTESTED CASES.

Subpart 1. **Written exceptions.** The parties may file written exceptions to the administrative law judge's report with the executive secretary of the board or panel no later than 20 calendar days after service and filing of the administrative law judge's report.

Written exceptions shall be accompanied by an affidavit stating that service of a copy of the written exceptions has been made upon all other parties to the action. In matters before the board, one clean copy suitable for imaging and 21 copies of written exceptions and arguments shall be filed with the executive secretary of the board; in matters before the panel, one clean copy suitable for imaging and 15 copies shall be filed with the executive secretary of the panel.

Subp. 2. **Reply written exceptions.** The parties may file reply written exceptions with the executive secretary of the board or panel within ten days after service and filing of the written exceptions. Reply written exceptions shall address only issues outlined in the opposing party's written exceptions and arguments. In matters before the board, one clean copy suitable for imaging and 21 copies with proof of service listing all other parties shall be filed with the executive secretary of the board; in matters before the panel, one clean copy suitable for imaging and 15 copies with proof of service listing all other parties shall be filed with the executive secretary of the panel.

Subp. 3. **Oral arguments.** The board or panel shall schedule oral argument. The board or panel shall notify the parties by first class mail as to the date set for oral argument at least 14 calendar days in advance.

Each party shall be allotted ten minutes for oral argument to the board or panel and five minutes for rebuttal argument. Any party may waive oral argument.

Subp. 4. **Representation.** A party may appear before the board or panel in person or through a representative. A representative of a party need not be an attorney. A nonattorney representative must not engage in the unauthorized practice of law as defined in Minnesota Statutes, section 481.02. If the panel or board is notified that the party will be represented, all documents required to be served on the party will also be served on the party's representative.

Statutory Authority: *MS s 176.102; 176.103*

History: *15 SR 1877; L 1998 c 294 s 7*

Published Electronically: *October 3, 2013*