

245 to the executive secretary and the governmental entity a written statement in response to the
 246 governmental entity's petition.

247 (b) The written statement described in Subsection (4)(a) may be the same document as
 248 the respondent's written response described in Subsection (3)(c)(ii).

249 ~~§→ [(c) If a respondent fails to submit a written statement under this Subsection (4), the~~
 250 ~~respondent may not testify, present evidence, or comment on the issues at a hearing held under~~
 251 ~~this section.] ←§~~

252 (5) No later than 10 business days before a hearing under this section, a person whose
 253 legal interests may be substantially affected by the proceeding may file a request for
 254 intervention with the committee as provided in Subsection 63G-2-403(6).

255 (6) If a respondent fails to submit a written statement under Subsection (4) §→ [~~whether or~~
 256 ~~not the respondent appears at a hearing scheduled under Subsection (3), or if the respondent~~
 257 ~~submits a written statement under Subsection (4) but] or ←§ fails to appear at the hearing, the~~
 258 committee shall:

259 (a) cancel the hearing; or

260 (b) hold the hearing §→ [~~without the respondent testifying, presenting evidence, or~~
 261 ~~commenting on the issues considered at the hearing] in accordance with Subsection (7) ←§ .~~

262 (7) (a) If the committee holds a hearing scheduled under Subsection (3), the committee
 263 shall:

264 (i) allow the governmental entity to testify, present evidence, and comment on the
 265 issues; and

266 (ii) allow the respondent to testify, present evidence, and comment on the issues if the
 267 respondent §→ [~~has submitted a written statement under Subsection (4) and] ←§ appears at the~~
 267a hearing.

268 (b) At the hearing, the committee may allow another interested person to comment on
 269 the issues.

270 (c) (i) Discovery is prohibited, but the committee may issue subpoenas or other orders
 271 to compel production of necessary testimony or evidence.

272 (ii) If the subject of a committee subpoena disobeys or fails to comply with the
 273 subpoena, the committee may file a motion with the district court for an order to compel
 274 obedience to the subpoena.

275 (8) (a) No later than seven business days after a hearing is held as scheduled under