

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

FILED

OCT 08 2014

In the Matter of the Appeal)
and Petition for Review of:)
BART Permit No. MD-6040)
(Jim Bridger Power Plant); and)
BART Permit No. MD-6042)
(Naughton Power Plant).)

Docket No. 10-2801

Jim Ruby, Executive Secretary
Environmental Quality Council

ORDER GRANTING DEQ AND PACIFICORP'S JOINT MOTION TO DISMISS

Petitioner PacifiCorp and Respondent Wyoming Department of Environmental Quality, Air Quality Division ("DEQ/AQD") jointly moved the Environmental Quality Council ("Council") to dismiss this matter. The Council has considered the motion and concludes as follows:

1. PacifiCorp and DEQ/AQD filed a Settlement Agreement with the Council on November 19, 2010. The Council ordered dismissal of the matter and retained limited jurisdiction for the purpose of enforcing Section 7 of the Settlement Agreement.
2. Section 7 of the Settlement Agreement described a particular change in circumstances that would require the Parties to alter their Settlement Agreement.
3. Both Parties agree that the change in circumstances discussed in Section 7 of the Settlement Agreement will not occur.
4. The Council no longer needs to retain jurisdiction over this matter to enforce Section 7 of the Settlement Agreement.

IT IS THEREFORE ORDERED that:

This matter is dismissed, and the Council's continued jurisdiction over it is terminated.

Dated this 8 day of Oct, 2014.


Meghan Lally
Hearing Officer
Environmental Quality Council

CERTIFICATE OF SERVICE

I, Tyffanne Mobley, certify that at Cheyenne, Wyoming, on the 9th day of October, 2014, I served a copy of the foregoing **ORDER GRANTING DEQ AND PACIFICORP'S JOINT MOTION TO DISMISS** by United States mail, postage pre-paid, addressed as follows:

Paul Hickey
Hickey and Evans, LLP
1800 Carey Avenue, Suite 700
Cheyenne, WY 82001

E. Blaine Rawson
Ray Quinney & Nebeker, P.C.
36 South State Street, Suite 1400
Salt Lake City, UT 84111

Michael Jenkins
PacifiCorp
1407 West North Temple, Suite 320
Salt Lake City, UT 84116

Todd Parfitt, DEQ Director
122 West 25th Street
Herschler Building, 4th Floor
Cheyenne, WY 82002

Jeremiah Williamson
Office of the Attorney General
123 Capital Building
Cheyenne, WY 82002



Tyffanne Mobley, Office Assistant
Environmental Quality Council
122 W. 25th, Rm. 1714
Herschler Bldg.
Cheyenne, WY 82002
Phone: 307-777-7170
FAX: 307-777-6134