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Wyoming Environmental Quality Council
122 West 25th Street
Herchler Building, Room 1714
Cheyenne, WY 82002

FILED
SEP 30 2010
Jim Ruby, Executive Secretary
Environmental Quality Council

Re: Docket No. 09-1103

Dear Members of the Environmental Quality Council,

This morning I read the recent Motion for a Continuance and the Opposition to Motion filed by Erik Molvar, a non-lawyer, apparently acting as counsel on behalf of the corporation, Biodiversity Conservation Alliance (hereafter referred to as BCA). Mr. Molvar complains that BCA has incurred costs to publish notice of the upcoming hearing as required by Chapter 7, § 7 of the Rules of Practice and Procedure. However, this section requires that the petitioner BCA must first seek "review and approval of the form of the public notice by the Council." See § 7(b). I see nowhere in the docket where BCA has ever made any motion seeking the required review, nor do I see any approval of any proposed notice by the Council. Thus, unless there has been some sort of ex parte communication between the Council and BCA, it appears that BCA has not yet complied with the requirements of Chapter 7, § 7 of the Rules of Practice and Procedure and has therefore failed to give proper notice as required by law, thus further supporting the Motion for Continuance until the proper procedures required to give proper notice have been complied with.

Respectfully,



John Green