

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL  
STATE OF WYOMING

**FILED**

In the Matter of the Appeal )  
Of the Revocation of )  
Permit No. CT-1352B )  
Two Elk Power Plant )

Docket No. 07-2601

FEB 05 2008  
Terri A. Lorenzon, Director  
Environmental Quality Council

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**MOTION FOR ADMISSION *PRO HAC VICE***

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COME NOW, Mary A. Throne, John A. Coppede, counsel for Two Elk Generation Partners (TEGP), and hereby moves the Council for an order, pursuant to Wyo. Stat. 33-5-111 and U.R.D.C. 104, for the Admission *Pro Hac Vice* of Danielle Dimauro of Hogan & Hartson LLP, One Tabor Center, Suite 1500, 1200 Seventeenth Street, Denver, Colorado 80202, for the purpose of representing TEGP in this matter. As grounds and reasons for said motion, the Movants state:

1. Movants, Mary A. Throne and John A. Coppede, are current licensed members of the Wyoming State Bar in good standing.
2. Movants vouch for the good moral character and veracity of Danielle Dimauro, the attorney who seeks admission *Pro Hac Vice*.
3. Danielle Dimauro has been a member in good standing of the bar of the state of Colorado since 1987, and is admitted to practice in all state trial and appellate courts in the state of Colorado, the U.S. District Court for the District of Colorado, and the Tenth Circuit Court of Appeals.
4. A copy of the Affidavit of Danielle Dimauro is attached hereto and incorporated herein by this reference.

5. Ms. Dimauro has associated with the movants and the firm of Hickey & Evans, LLP, for the purpose of acting as local counsel on behalf of TEGP in the above-captioned matter.

6. The applicant will be associated with the undersigned counsel, who will remain fully prepared to represent TEGP at any time and in any capacity and will participate completely in the preparation and argument of this case.

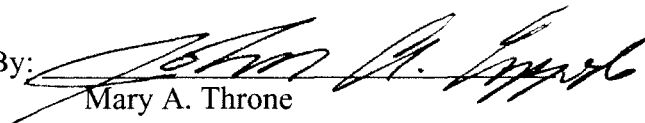
7. The movants have filed with the Council an Entry of Appearance on behalf of TEGP in the above-captioned matter.

WHEREFORE, the undersigned counsel respectfully requests that the Council enter an order admitting Danielle Dimauro *Pro Hac Vice* for the purposes of representing TEGP in the above-captioned matter and for further and other relief as the Council may deem just and proper in the premises.

Dated this 5 day of February 2008.

TWO ELK GENERATION PARTNERS

By:



Mary A. Throne  
John A. Coppede  
Hickey & Evans, LLP  
1800 Carey Avenue, Suite 700  
Cheyenne, WY 82001  
Ph. (307) 634-1525  
Fx. (307) 638-7335

**CERTIFICATE OF SERVICE**

I, John A. Coppede, hereby certify that a true copy of the Motion for *Pro Hac Vice* was served upon the Parties in this matter, pursuant to the Wyoming Rules of Civil Procedure this 5 day of February 2008, and that copies were served as follows:

Reed Zars  
Attorney at Law  
910 Kearney Street  
Laramie, WY 82070

- U.S. Mail, First Class, Postage Prepaid
- FEDEX, Overnight
- Fax: (307) 745-7999
- Hand Delivery

Richard C. Moore, Chairman  
Environmental Quality Council  
Herschler Building, Room 1714  
122 West 25<sup>th</sup> Street  
Cheyenne, WY 82002

- U.S. Mail, First Class, Postage Prepaid
- Hand Delivery

John Corra, Director  
DEQ  
Herschler Building, 2<sup>nd</sup> Floor East  
122 West 25<sup>th</sup> Street  
Cheyenne, WY 82002

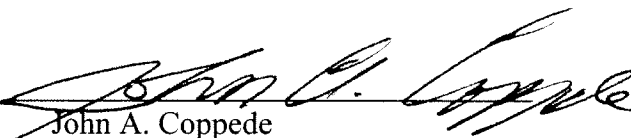
- U.S. Mail, First Class, Postage Prepaid
- Hand Delivery

David Finley, Administrator  
DEQ Air Quality Division  
Herschler Building, 2<sup>nd</sup> Floor East  
122 West 25<sup>th</sup> Street  
Cheyenne, WY 82002

- U.S. Mail, First Class, Postage Prepaid
- Hand Delivery

Nancy Vehr, Asst Atty General  
Attorney General's Office  
123 Capitol Building  
Cheyenne, WY 82002

- U.S. Mail, First Class, Postage Prepaid
- Hand Delivery

By:   
John A. Coppede  
Hickey & Evans, LLP

Mary A. Throne, Esq.  
 John A. Coppede, Esq.  
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 1800 Carey Ave, Ste 700  
 PO Box 467  
 Cheyenne, WY 82003-0467  
 Ph: (307) 634-1525  
 Fx: (307) 638-7335  
 Attorneys for Intervenor TEGP

<b>STATE OF WYOMING</b>	)	<b>IN THE DISTRICT COURT</b>
	)	
<b>COUNTY OF LARAMIE</b>	)	<b>FIRST JUDICIAL DISTRICT</b>

SIERRA CLUB and POWDER RIVER	)	Docket No. 171-41
BASIN RESOURCE COUNCIL,	)	
	)	
Petitioners,	)	
	)	
v.	)	
	)	
WYOMING ENVIRONMENTAL	)	
QUALITY COUNCIL,	)	
	)	
Respondent.	)	

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**AFFIDAVIT OF DANIELLE DIMAURO**

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Danielle DiMauro, being first duly sworn upon her oath, deposes and states as follows:

1. I am an associate in the law firm of Hogan & Hartson LLP, One Tabor Center, Suite 1500, 1200 Seventeenth Street, Denver, Colorado 80202, Phone (303) 899-7300, Fax (303) 899-7333.

2. I have been admitted to practice law in the state of Colorado since 2003. I am admitted to practice law in all state trial and appellate courts in the state of Colorado, the U.S. District Court for the District of Colorado, and the United States Tenth Circuit Court of Appeals.

3. I am associated with attorneys Mary A. Throne and John A. Coppede of the firm of Hickey & Evans, LLP, P.O. Box 467, Cheyenne, Wyoming 82003-0467, in connection with the above-captioned litigation. I acknowledge that Ms. Throne and Mr. Coppede, as local counsel, shall be fully prepared to represent Two Elk Generation Partners (TEGP) at any time and in any capacity.

4. I have not been the subject of any disciplinary action by the Bar or courts of the

state of Colorado or of any other state within the last seven years.

5. I have not been denied admission to the courts of any state or of any federal court in the last seven years.

6. I affirm that I will comply with and be bound by the rules of the state of Wyoming, District Court, First Judicial District, Laramie County.

7. I acknowledge that I am submitting to disciplinary jurisdiction of the above-captioned Court and I am subject to disciplinary jurisdiction of the Court for any misconduct arising in the course of preparation and representation in the above-captioned proceeding.

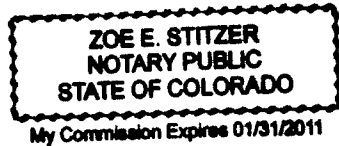
FURTHER AFFIANT SAYETH NOT.

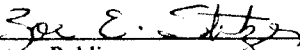
Dated this 22nd day of January 2008.

  
Danielle DiMauro

State of Colorado    )  
                                  )ss.  
County of Denver    )

Subscribed and sworn to before me this 22nd day of January 2008 by Danielle DiMauro.



  
Notary Public  
My commission expires: 1/31/2011