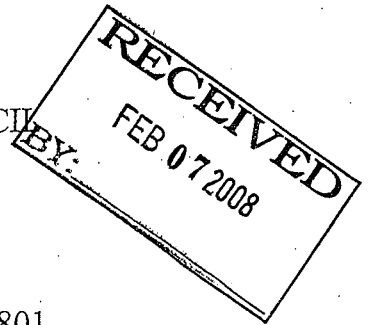


BEFORE THE ENVIRONMENTAL QUALITY COUNCIL
OF THE STATE OF WYOMING



IN THE MATTER OF:)
BASIN ELECTRIC POWER COOPERATIVE)
DRY FORK STATION,)
AIR PERMIT CT - 4631)

Docket No. 07-2801

**(proposed)ORDER ON RESPONDENT DEPARTMENT OF ENVIRONMENTAL
QUALITY'S MOTION TO DISMISS**

The Council, having considered Respondent Department of Environmental Quality's Motion to Dismiss and Protestants' responses thereto, and having reviewed the file and being otherwise fully advised in the premises, it is hereby:

ORDERED that Count I of Protestants' Protest and Petition for Hearing and all other carbon dioxide, greenhouse gas, and global warming claims pertaining to the above captioned matter are dismissed with prejudice.

DATED this _____ day of _____, 2008.

F. David Searle, Presiding Officer
Environmental Quality Council

cc: Nancy Vehr
James S. Angell
Robin Cooley
Andrea Zaccardi
Patrick R. Day, P.C.
Mark R. Ruppert