

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

FILED

JAN 14 2011

Jim Ruby, Executive Secretary
Environmental Quality Council

Docket No. 10-2803

In the Matter of the Appeal)
and Petition for Hearing of:)
Croell Redi-Mix, DEQ AQD Permit)
Application No. AP-9645)
and DEQ AQD Permit No. MD-9645)
dated March 17, 2010)

ORDER ON CROELL REDI-MIX'S MOTION FOR SUMMARY JUDGMENT

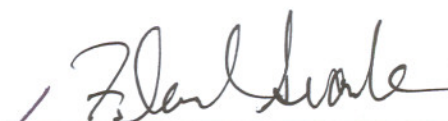
This matter came before the Council on Croell Redi-Mix's Motion for Summary Judgment filed on October 20, 2010. A hearing on the Motion was held before the Council on November 18, 2010 at approximately 10:15 a.m. in Laramie, Wyoming with Croell Redi-Mix having been represented by its attorney, J. Mark Stewart, the DEQ/AQD having been represented by its attorney Nancy Vehr, and with Judith Bush appearing on her own behalf via telephone with the permission of the Council.

This Council, having considered the Motion and the responses thereto, having reviewed the file, having heard the oral argument of the Parties, and being otherwise fully advised and informed in the premises, hereby:

ORDERS that Croell Redi-Mix's Motion for Summary Judgment is GRANTED; and

The contested case hearing set for January 13 and/or 14th, 2011 is VACATED

DONE this 13th day of JANUARY, 2011. *DS*



F. David Searle, Presiding Officer

CERTIFICATE OF SERVICE

I, Kim Waring, certify that at Cheyenne, Wyoming, on the 14th day of January, 2011, I served a copy of the foregoing **ORDER ON CROELL REDI-MIX'S MOTION FOR SUMMARY JUDGMENT** by electronic mail to the following:

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also by depositing the same in the United States mail addressed to:

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