

**ENVIRONMENTAL QUALITY COUNCIL, DEPARTMENT OF  
ENVIRONMENTAL QUALITY, STATE OF WYOMING**

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IN THE MATTER OF THE APPEAL            )  
OF THE PITTSBURG & MIDWAY            )  
COAL MINING CO.'S WELCH            )  
PERMIT NO. 497-T4.                    )  
  )  
  ) Docket No. 07-4600  
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**MOTION OF THE PITTSBURG & MIDWAY  
COAL MINING CO. TO CHANGE CASE CAPTION**

COMES NOW The Pittsburg & Midway Coal Mining Co. (“P & M”), by and through its undersigned attorneys, Poulson, Odell & Peterson, LLC and Brown, Drew & Massey, LLP, and hereby moves the court to change the caption in this proceeding to reflect that The Pittsburg & Midway Coal Mining Co. has changed its name to “Chevron Mining Inc.” Appellant’s counsel has no objection to the change in caption sought through this motion, and P & M has taken all appropriate steps with the DEQ to amend the permit and license at issue in these proceedings to put them into the name of Chevron Mining Inc. By filing this Motion, P & M does not submit to the jurisdiction of the Environmental Quality Council outside of its consideration of the issues raised in its pending motion to dismiss.

WHEREFORE, P & M respectfully requests that the caption in this proceeding be amended to conform to Exhibit A attached hereto so as to reflect P & M’s change in name to “Chevron Mining Inc.”

Dated this 23 day of August, 2007.

THE PITTSBURG & MIDWAY COAL  
MINING CO.



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Scott M. Campbell  
Nick A. Swartzendruber  
Poulson, Odell & Peterson, LLC  
1775 Sherman Street, Suite 1400  
Denver, Colorado 80203  
Phone: (303) 861-4400  
Facsimile: (303) 861-1225  
E-mail: SCampbell@popllc.com  
NSwartzendruber@popllc.com

Thomas F. Reese  
Brown, Drew & Massey, LLP  
159 North Wolcott, Ste. 200  
Casper, Wyoming 82601  
Phone: (307) 234-1000  
Facsimile: (307) 265-8025  
Email: tfr@browndrew.com

Its Attorneys

**EXHIBIT A**

**ENVIRONMENTAL QUALITY COUNCIL, DEPARTMENT OF ENVIRONMENTAL QUALITY, STATE OF WYOMING**

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IN THE MATTER OF THE APPEAL )  
OF CHEVRON MINING INC.'S )  
WELCH PERMIT NO. 497-T4. )  
)  
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**CERTIFICATE OF SERVICE**

I hereby certify that on the 23 day of August, 2007 a true and correct copy of the foregoing MOTION OF THE PITTSBURG & MIDWAY COAL MINING CO. TO CHANGE CASE CAPTION was served upon the following persons by depositing a true and correct copy thereof in the United States mail, postage prepaid and properly addressed to:

Tom Klepperich  
Lonabaugh and Riggs, LLP  
P.O. Drawer 5059  
Sheridan, WY 82801

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

Director - Wyoming Department of Environmental Quality  
122 West 25th Street  
Herschler Building - Room 1714  
Cheyenne, WY 82002

John Burbridge  
Assistant Wyoming Attorney General  
Wyoming Attorney General's Office  
123 Capitol Building  
Cheyenne, WY 82002

By:  \_\_\_\_\_