# FILED

## BEFORE THE ENVIRONMENTAL QUALITY COUNCIL OF THE STATE OF WYOMING

MAY 3 0 2008

Terri A. Lorenzon, Director Environmental Quality Council

#### IN THE MATTER OF THE APPEAL OF CHEVRON MINING INC'S WELCH PERMIT NO. 497-T4 (F/K/A PITTSBURG & MIDWAY COAL MINING CO.)

Docket No. 07-4600

#### ORDER OF DISMISSAL

This matter having come before the Council this day upon Stipulation of the Parties,

IT IS, THEREFORE, HEREBY ORDERED that the above-captioned appeal be and

hereby is dismissed with prejudice.

SO ORDERED this day of John Morris, Presiding Officer

John Morris, Presiding Officer Environmental Quality Council 122 W 25<sup>th</sup> Rm. 1714 Herschler Building Cheyenne, WY 82002 Phone: 307-777-7170 Fax: 307-777-6134

### **APPROVED AS TO FORM:**

BROWN, DREW, & MASSEY, LLC

Im Roda

By: Thomas F. Reese Attorney for Defendant 159 N. Wolcott, Suite 200 Casper, WY 82601

LONABAUGH & RIGGS, LLP

By: Thomas J. Klepperich Attorney for Plaintiff P.O. Drawer 5059 Sheridan, WY 82801

WYOMING D.E.Q

By: John S. Burbridge Senior Assistant Attorney General 2424 Pioneer Avenue Cheyenne, WY 82002

## **CERTIFICATE OF SERVICE**

I, Kim Waring, certify that at Cheyenne, Wyoming, on the 30<sup>th</sup> day of May, 2008, I served a copy of the foregoing **PRE-HEARING CONFERENCE ORDER** by electronic mail to the following:

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