

EXHIBIT TO

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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)

**MEMORANDUM IN SUPPORT OF
MOTION OF THE PITTSBURG & MIDWAY COAL MINING CO.
TO DISMISS PURPORTED APPEAL, WITH PREJUDICE**

EXHIBIT "M"



THE STATE OF WYOMING
ENVIRONMENTAL QUALITY COUNCIL

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Governor
Mark Gordon,
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February 12, 2007

P & M Coals Welch
Steve Leach
116 Inverness Dr. East, Ste. 207
Englewood, CO 80112

**RE: In the Matter of the Appeal of P & M Coals Welch Permit No. 497-T4,
Docket No. 07-4600**

Dear Mr. Leach:

The letter of appeal received by Mr. John C. Willson in reference to the Appeal of P & M Coals Welch Permit No. 497-T4 was received and filed on January 19, 2007. This appeal has been assigned to Docket NO. 07-4600.

A hearing date will be set as it was received on our docket unless you notify the Council of an immediate need to expedite this case.

If you need any further information, please call us at (307)777-7170.

Sincerely,

Kim McGee
Executive Assistant

Cc: John Corra, Director, DEQ
John Burbridge, Asst. Attorney General
Mr. John C. Willson
Dan B. Riggs, Esq.