

FILED

MAY 09 2007

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

Terri A. Lorenzon, Director
Environmental Quality Council

**IN THE MATTER OF THE OBJECTION)
TO THE SMALL MINE PERMIT OF) DOCKET NO. 07-4801
TELETRACTORS, INC., TFN 4 2/261)**

PRE-HEARING DISCLOSURES

The Department of Environmental Quality, Land Quality Division (Division), through the Office of the Attorney General, pursuant to the Environmental Quality Council's (Council) Notice of Hearing and Order, hereby submits its Pre-Hearing Disclosures.

SUMMATION OF THE FACTS

Teletractors, Inc. (Teletractors) filed its small mine application with the Division, small mine permit application TFN 4 2/261. The mine is to be located approximately 2 miles south of Pinedale, Wyoming. After proper notification that Teletractors' application was complete, interested parties timely filed objections to the permit with the Division. The objections identify truck traffic and location with regard to an irrigation ditch and public access point to the New Fork River. The Division has reviewed the application and determined that the it is complete, in full compliance with Wyoming Law and is ready to issue the permit.

LEGAL ISSUE

Is Teletractors' permit application complete and should the DEQ issue Teletractors a permit to mine pursuant to WYO. STAT. ANN. § 35-11-406?

CERTIFICATE OF SERVICE

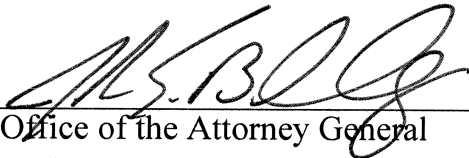
I, John S. Burbridge, certify that on this 9th day of May, 2007 the foregoing PRE-HEARING DISCLOSURES was served by United States Mail, postage prepaid, as follows:

Sylvia Sandoval
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New York, New York 10025

Sylvia Sandoval
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Gordon Reno
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Pinedale, Wyoming 82941

Teletractors, Inc.
P.O. Box 1220
Pinedale, Wyoming 82941



Office of the Attorney General

WITNESSES

WILL CALL:

Mark Moxley
Environmental Program Supervisor
Department of Environmental Quality
Land Quality Division
Lander Field Office
510 Meadowview Drive
Lander, Wyoming 82520
307-332-3047

Mr. Moxley is in charge of the oversight and review of Teletractors' permit application, TFN 4 3/210. He is expected to testify regarding all matters contained within the permit including nuisance concerns. In addition, Mr. Moxley will testify regarding general permit application requirements and whether Teletractors' permit application is in compliance with the requirements of Wyoming law.


MAY CALL:

The Division may call any witness listed by the objectors in the above-captioned matter. In addition, the Division may call any witness needed for rebuttal testimony.

EXHIBITS

State's Exhibit 1: Teletractors' permit application.

DATED this 2nd day of May, 2007.



John S. Burbridge
Senior Assistant Attorney General
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