

BEFORE THE
ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

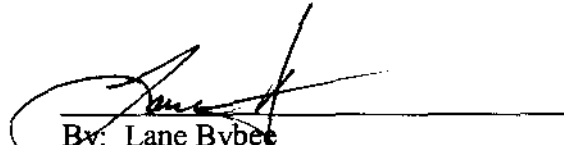
IN THE MATTER OF THE OBJECTION)
TO THE SMALL MINE PERMIT OF) Docket No. 09-48016
EVANS CONSTRUCTION COMPANY)
TFN 3 6/302)

EVANS CONSTRUCTION COMPANY WAIVER OF COURT REPORTER
FOR PREHEARING CONFERENCE

NOW COMES Evans Construction Company, ("Evans Construction"), by and through its undersigned representative and submits its wavier of a court reporter for the Prehearing Conference scheduled for April 28, 2009 at 1:30 pm and requests EQC not invoice Evans Construction Company for any costs of the transcript.

This 27th day of April, 2009.

Evans Construction Company


By: Lane Bybee
Its: President

PO Box 4309
7255 South US Highway 89
Jackson, WY 83001
Phone – 307-733-3029
Fax – 307-733-8313
lbybee@evansconstruction.com

CERTIFICATE OF SERVICE

I, Jill Callaco, certify that at Jackson, Wyoming, on the 27th day of April, 2009, I served a copy of the foregoing EVANS CONSTRUCTION COMPANY WAIVER OF COURT REPORTER FOR PREHEARING CONFERENCE by electronic mail to the following:

John Burbridge
Asst. Attorney General
Jburbl@state.wy.us

Kim Waring, Executive Assistant
Environmental Quality Council
kwarin@wyo.gov

and by depositing copies of the same in the United States mail, postage prepaid, duly enveloped and addressed to:

Julie T. Obering
c/o One DTC
5251 DTC Parkway, Suite 425
Greenwood Village, CO 80111

Eleanor Onyon
1900 Irion Lane
Wilson, WY 83014

Harold & Linda Williams
1820 Moose Wilson Road
Wilson, WY 83014

Kim Waring, Executive Assistant
Environmental Quality Council
122 West 25th, Rm. 1714
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Cheyenne, WY 82002



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