FILED

Mike and Cheryl Newberry P.O. Box 1644 Johnson Road Rawlins, WY 82301 Telephone: (307)321-4252 greenacres@wyoming.com

JUL 2 0 2010

Jim Ruby, Executive Secretary Environmental Quality Council

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL OF THE STATE OF WYOMING

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IN THE MATTER OF THE OBJECTION TO THE MINE PERMIT OF McMurry Ready Mix Company, Permit #739 TFN 5 2/110

Docket No. 10-4801

MIKE AND CHERYL NEWBERRY'S WAIVER OF COURT REPORTER FOR PRE-HEARING CONFERENCE

Mike and Cheryl Newberry, submits our waiver of a court reporter for the Pre-

Hearing Conference scheduled on July 21, 2010 at 10:30 a.m., and requests that the

Environmental Quality Council not invoice us for any costs of the transcript.

Respectfully submitted this 19th day of July, 2010.

Mike and Cheryl Newberry

Electronically signed

P.O. Box 1644

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 19th day of July, 2010, a true and correct copy of the foregoing WAIVER OF COURT REPORTER FOR PRE-HEARING CONFERENCE was served upon the following:

John S. Burbridge[] U.S. Mail, Postage PrepaidSenior Assistant Attorney General[] Hand DeliveryAttorney General's Office[] Federal Express123 Capitol Building[] Facsimile:Cheyenne, WY 82002[X] Other: Email to Jburb1@state.wy.us

Environmental Quality Council 122 West 25th, Room 1714 Herschler Building Cheyenne, WY 82002

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[X] Email wyute@mrmco.net and

ronmc@mrmco.net

Electronically signed by Mike and Cheryl Newberry

McMurry Ready Mix Company

Ron McMurry

Casper, WY