

Girardin, Joe

From: Erik Molvar [erik@voiceforthewild.org]
Sent: Tuesday, July 07, 2009 9:33 AM
To: Ruby, Jim; Joe Girardin
Subject: Various motions by Mr. John Green

FILED

JUL 07 2009

*Jim Ruby, Executive Secretary
Environmental Quality Council*

Dear Jim and Joe,

No doubt you have received as we have an assortment of motions by a fellow named John Green of the mining company Mineral Hill, LP.

One motion is a complaint that the appropriate surface owners were not notified, and that owners within all owners 1/2 mile of the proposed boundary should have been noticed. However, this assertion is based on a definition of "adjacent" as within 1/2 mile of the boundary, whereas the word "adjacent" does not appear in the noticing requirements for a Very Rare or Uncommon, but instead the word "contiguous" appears. Thus, the definition of "adjacent" does not appear to be relevant to the noticing requirements.

We have also received a complaint that in submitting this Very Rare or Uncommon petition, I am "practicing law without a licence." However, it is our understanding that this is an administrative proceeding, not a legal proceeding, and that there is no requirement in applicable statute or regulation requiring Very Rare or Uncommon petitioners to be represented by an attorney.

We view these two motions as frivolous, and see no reason that EQC should stay the proceedings on their account. We would be happy to address them at next week's hearing in Sundance if you wish.

Best wishes,

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