

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

**FILED**

SEP 12 2006

Terri A. Lorenzon, Director  
Environmental Quality Council

IN THE MATTER OF THE APPEAL AND REVIEW OF )  
THE DECISION REGARDING THE RECLASSIFICATION )  
OF EIGHT MAIN STREAM DRAINAGES TO POWDER )  
RIVER AND OTHER TRIBUTARIES IN THE )  
POWDER RIVER BASIN, DATED DECEMBER 22, 2004 )

Docket No. 05-3203

**ORDER REQUIRING STATUS REPORT**

The Environmental Quality Council (EQC) having reviewed the record in this matter hereby **ORDERS**:

1. Each party shall file with the Environmental Quality Council a Status Report describing the status of the case and indicating whether there is a need to carry this matter on its docket. If the matter is to be dismissed, a dismissal stipulation and order shall be filed with the Status Report.
2. If the matter is carried on its docket, each party shall submit a proposed scheduling order, setting dates to complete discovery, file and brief motions and hold a prehearing conference.
3. Each party shall serve and file the Status Report and other documents no later than 4:00 p.m. October 2, 2006.

DATED this 12<sup>th</sup> day of September, 2006.

  
John Morris, Hearing Examiner

Environmental Quality Council  
122 W. 25<sup>th</sup> St, Rm. 1714  
Cheyenne, WY 82002  
Phone: 307-777-7170  
FAX: 307-777-6134

## CERTIFICATE OF SERVICE

I, Kim McGee, certify that at Cheyenne, Wyoming, on the 12<sup>th</sup> day of September, 2006, I served a copy of the foregoing **ORDER REQUIRING STATUS REPORT** by depositing copies of the same in the United States mail, postage prepaid, duly enveloped and addressed to:

Dennis M. Kirven  
Kirven and Kirven, P.C.  
104 Fort Street  
P.O. Box 640  
Buffalo, WY 82834

Randal T. Cox, Esq.  
400 S. Kendrick, Ste. 304  
Gillette, WY 82716

also to the following persons via interoffice mail:

John Burbridge  
Office of Attorney General  
123 State Capitol  
Cheyenne, WY 82002

John Corra  
Director  
Department of Environmental Quality  
122 West 25<sup>th</sup> Street, 4-West  
Herschler Building  
Cheyenne, WY 82002

  
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Kim McGee, Executive Assistant  
Environmental Quality Council  
122 W. 25<sup>th</sup> Street,  
Herschler Bldg., Rm. 1714  
Cheyenne, WY 82002  
Tel: (307) 777-7170  
Fax: (307) 777-6134