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FILED

SEP 28 2006

Joe F. Girardin, Paralegal
Environmental Quality Counsel
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Cheyenne, Wyoming 82002

Terri A. Lorenzon, Director
Environmental Quality Council

RE: The Appeal and Review of the Decision
Regarding the Proposed Wyoming Pollutant
Discharge Elimination System (WYPDES) Permit
WY0052761 (Yates-Nemesis Pod) Dated
December 17, 2005 - Docket No. 06-3802

Dear Mr. Girardin:

This letter is in response to your letter of August 31, 2006. On behalf of Tear Drop Cattle Company LLC, please be advised that Tear Drop continues to object to the issuance of this permit and wishes that the notice of appeal be set for hearing before the Environmental Quality Council.

Please call me for dates that might be available.

Yours very truly,
KIRVEN and KIRVEN, P.C.



Dennis M. Kirven

DMK:rgt
pc: Mr. Duane Stranahan III
John Burbridge, Esq.
Matthew Joy, Esq.

