

FILED

**BEFORE THE ENVIRONMENTAL QUALITY COUNCIL JUL 05 2007
STATE OF WYOMING**

Terri A. Lorenzon, Director
Environmental Quality Council

File No. 06-3802

IN THE MATTER OF 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)

ORDER OF DISMISSAL WITHOUT PREJUDICE

UPON THE Stipulation of the Tear Drop Cattle Company filed herein by the
Petitioner, by and through its attorney, Tom C. Toner; Yates Petroleum Corporation, by
and through its attorney Matthew Joy; and the State of Wyoming, by and through its
attorney, John S. Burbridge, and the Council being fully advised of the premises does
find that the above-captioned case is hereby dismissed without prejudice.

WHEREFORE, it is ordered that the above-captioned case is hereby dismissed
without prejudice with each party to bear their own costs incurred herein.

DATED this 2 day of ^{July} ~~June~~, 2007.


Chairman, Environmental Quality Council

APPROVED AS TO FORM:


Tom C. Toner
ATTORNEY FOR TEAR DROP CATTLE COMPANY


Eric L. Hiser
Matthew Joy
ATTORNEYS FOR YATES PETROLEUM CORPORATION


John S. Burbridge
ATTORNEY FOR THE STATE OF WYOMING

CERTIFICATE OF SERVICE

I, Kim McGee, certify that at Cheyenne, Wyoming, on the 5th day of July, 2007, I served a copy of the foregoing **ORDER OF DISMISSAL** by depositing copies of the same in the United States mail, postage prepaid, duly enveloped and addressed to:

Eric L. Hiser
Matthew Joy
Jorden, Bischoff & Hiser, P.L.C.
7272 E. Indian School Road, Suite 360
Scottsdale, Arizona 85251

Tom C. Toner
Yonkee & Toner, LLP
319 W. Dow St.
Sheridan, WY 82801

also to the following persons via interoffice mail:

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

John Wagner
Administrator
Water Quality Division
122 West 25th Street
Herschler Building
Cheyenne, WY 82002



Kim McGee, Executive Assistant
Environmental Quality Council
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