

FILED

AUG 23 2006

Terri A. Lorenzon, Director
Environmental Quality Council

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

**IN THE MATTER OF THE APPEAL AND)
REVIEW OF THE DECISION REGARDING)
THE PROPOSED WYOMING POLLUTANT)
DISCHARGE ELIMINATION SYSTEM)
(WYPDES) PERMITS WY0052817 AND)
WY0052833 (KENNDY OIL), DATED)
NOVEMBER 30, 2005)**


DOCKET NO. 06-3803

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 EQC 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. September 8, 2006.

DATED this 23rd day of August, 2006.



 Dennis M. Boal, Hearing Examiner
 Environmental Quality Council
 122 W. 25th Street, Herschler Bldg, Rm. 1714
 Cheyenne, WY 82002
 Tel: (307)777-7170
 Fax: (307)7776134

CERTIFICATE OF SERVICE

I, Joe F. Girardin, certify that at Cheyenne, Wyoming, on the 23rd day of August, 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.
Gillette, WY 82716
P.O. Box 640
Buffalo, WY 82834

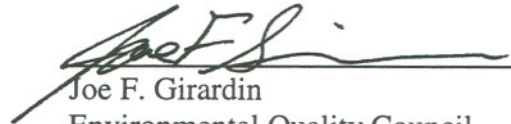
Randall T. Cox, Esq.
Kendrick Professional Building
400 South Kendrick, Suite 101
Gillette, WY 82716

also to the following persons via interoffice mail:

John Corra, Director
Department of Environmental Quality 122
W. 25th Street, Herschler Building
Cheyenne, WY 82002

Mike Barrash, Sr. Asst. Attorney General
Wyoming Attorney General's Office
123 Capitol Building
Cheyenne, WY 82002

John Wagner, Administrator
Water Quality Division
Department of Environmental Quality 122
W. 25th Street, Herschler Bldg.
Cheyenne, WY 82002


Joe F. Girardin
Environmental Quality Council
122 W. 25th Street,
Herschler Bldg., Rm. 1714
Cheyenne, WY 82002
Tel: (307) 777-7170
Fax: (307) 777-6134