

FILED

MAY 14 2007

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

**Terri A. Lorenzon, Director
Environmental Quality Council**

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

Docket No. 06-3803

ORDER OF DISMISSAL

UPON THE Stipulation of the parties filed herein by the Petitioner, by and through its attorney, Dennis M. Kirven; Kennedy Oil, by and through its attorney, ^{Jack Palma} Randall T. Cox; 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 with prejudice.


IT IS HEREBY ORDERED, ADJUDGED AND DECREED above-captioned case is hereby dismissed with prejudice with each party to bear their own costs incurred herein.

DATED this 10th day of May, 2007.



CHAIRMAN

APPROVED AS TO FORM:



DENNIS M. KIRVEN
Attorney for Petitioner



JACK D. PALMA, II
Attorney for Kennedy Oil



JOHN S. BURBRIDGE
Attorney for the State of Wyoming

CERTIFICATE OF SERVICE

I, Kim McGee, certify that at Cheyenne, Wyoming, on the 25th day of May, 2007, I served a copy of the foregoing **ORDER** 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.
P.O. Box 640
Buffalo, WY 82834

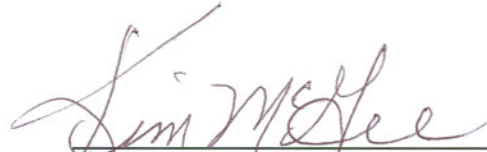
Jack Palma
Hadassah Reimer
Holland & Hart, LLP
2515 Warren Ave., Ste. 450
Cheyenne, WY 82001

also to the following persons via interoffice mail:

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

John Burbridge, 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
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