

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

FILED

OCT 03 2006

IN THE MATTER OF THE APPEAL AND)
REVIEW OF THE DECISION REGARDING)
THE PROPOSED WYOMING POLLUTANT)
DISCHARGE ELIMINATION SYSTEM)
(WYPDES) PERMITS WY0052817 AND)
WY0052833 (KENNEDY OIL),)
DATED NOVEMBER 30, 20005)

Terri A. Lorenzon, Director
Environmental Quality Council

Docket No. 06-3803

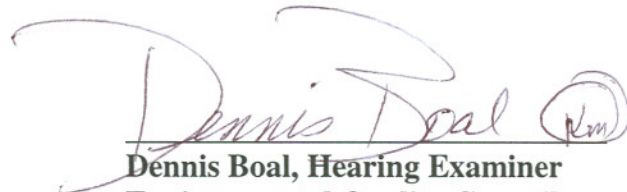
PROPOSED SCHEDULING ORDER

The following schedule is proposed for the above entitled case:

January 31, 2007	Deadline for the completion of all written and oral discovery
February 28, 2007	Dispositive Motions and briefs filed and delivered
March 14, 2007	Responses to Dispositive Motions filed and delivered
March 21, 2007	Pre hearing conference memorandum and final witnesses and exhibit lists filed and delivered
March 29, 2007	Pre hearing conference and arguments on Disposition Motions, (location to be set later)
April 23-25, 2007	Hearing

All parties shall have 10 days from the date hereof to file suggested modifications to the Scheduling Order. Thereafter, the Hearing Examiner shall issue a final Scheduling Order.

DATED this 3rd day of October, 2006.


Dennis Boal, Hearing Examiner
Environmental Quality Council
122 W. 25th Street
Herschler Bldg., Room 1714
Cheyenne, WY 82002
Tel: 307-777-7170
Fax: 307-777-6134

CERTIFICATE OF SERVICE

I, Kim McGee, certify that at Cheyenne, Wyoming, on the 3rd day of October, 2006, I served a copy of the foregoing **PROPOSED SCHEDULING 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.
Gillette, WY 82716
P.O. Box 640
Buffalo, WY 82834

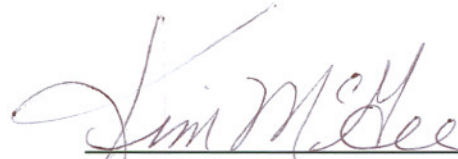
Randall T. Cox, Esq.
Kendrick Professional Building
400 South Kendrick, Suite 101
Gillette, WY 82716

also to the following persons via interoffice mail:

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

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
W. 25th Street, Herschler Bldg.
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