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TO: All Parties in This Case
FROM: Dennis Boal 
EQC Presiding Officer
DATE: August 14, 2007
RE: Consolidation of Docket No. 06-3815 with Docket No. 06-3816

The purpose of this letter is to place in writing my recollection of the discussion we had in regard to the consolidation of cases. My goal is to alleviate any confusion anyone may have had in this regard.

As you know, at the Motion to Reconsider Intervention hearing held on August 1, 2007, there was considerable discussion about the possible consolidation of Docket No. 06-3815 with Docket No. 06-3816. At the time, all of the parties seemed in favor of consolidation and in fact the Wyoming Outdoor Council (WOC) made an oral motion to consolidate the cases.

Mr. Barrash then requested that a deadline be set for WOC to submit their designation of expert witnesses. The parties agreed that in order for them to keep on the schedule of Docket No. 06-3815, the parties would need to know WOC's expert witnesses if the cases are to be consolidated.

After more discussion, it was decided that the better approach would be to have the parties give the matter some thought and then submit a Joint Motion & Stipulation and a Proposed Order for the consolidation of the cases, if everyone still wanted to proceed that way. Presumably, any such stipulation would contain a deadline for WOC's expert witness designation. As a result, no decision was made at the August 1, 2007 hearing with regard to the consolidation of the cases.

As I said, I wanted to put my recollection in writing so that each of you can take whatever steps you believe are necessary to represent your clients.

DB/km