

FILED

JUL 16 2007

Terri A. Lorenzon, Director
Environmental Quality Council

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

IN THE MATTER OF THE APPEAL)
OF WILLIAM P. MAYCOCK)
FROM WYPDES PERMIT NO. WY0050857)

Docket No. 06-3818

PREHEARING ORDER

A Prehearing Conference was held in this matter on June 25, 2007. Tom C. Toner appeared on behalf of William P. Maycock, Mark Ruppert and Matt Micheli appeared on behalf of Williams Production RMT Company, and Mike Barrash appeared on behalf of the Department of Environmental Quality.

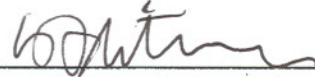
It was determined that the Council should enter an order addressing the discharges that might be made under this permit pending a resolution of this appeal. It was also determined that Williams' recent application for a major modification of the permit made it advisable for the Council to give the parties an opportunity to evaluate the application and attempt to negotiate a resolution of the case before a hearing is set.

Therefore, it is ordered that pending the issuance of a final order in this case, Williams will maintain freeboard within the reservoirs to which effluent is discharged under the permit equivalent to that necessary to contain the 50-year/24 hour storm event. Williams is prohibited from discharging effluent from the reservoirs except in the event of a storm event greater than the 50-year/24-hour storm event. Discharge from reservoirs resulting from a storm event greater than the 50-year/24-hour storm event is limited to natural overtopping and shall not extend beyond a 48 hour period following commencement of natural overtopping. If reservoir overtopping occurs, verification of storm magnitude will be the responsibility of Williams.

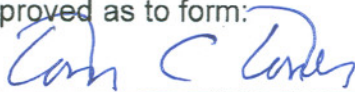
It is further ordered that on or before July 31, 2007, the parties shall file with the Council a status report informing the Council on the status of the case and stating whether settlement negotiations for a resolution of this appeal have been successful or if it appears that it will be necessary for the Council to set the matter for a hearing. Upon receipt of those status reports, the Council will determine if it is necessary to set the matter for another prehearing conference and schedule a hearing date.


Dated this 9 day of July, 2007

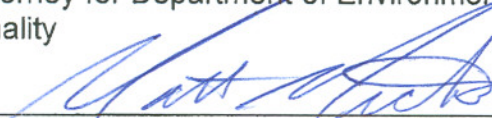
ENVIRONMENTAL QUALITY COUNCIL

By: 
Title: _____

Approved as to form:


Attorney for William P. Maycock


Attorney for Department of Environmental
Quality


Attorney for Williams Production RMT
Company

CERTIFICATE OF SERVICE

I, **Kim McGee**, certify that at Cheyenne, Wyoming, on the 16th day of July, 2007, I served a copy of the foregoing **PRE-HEARING ORDER** by depositing copies of the same in the United States mail, postage prepaid, duly enveloped and addressed to;

Tom Toner
Yonkee & Toner
319 W. Dow Street
P.O. Box 6288
Sheridan, Wyoming 82801-6288

Jack D. Palma II
Mark Ruppert
Holland & Hart
2515 Warren Ave., Suite 450
Cheyenne, WY 82001

also to the following persons via interoffice mail:

Mike Barrish
Sr. Assistant Attorney General
123 State Capitol
Cheyenne, WY 82002

John Wagner, Administrator
WDEQ
122 W. 25th, 4-W
Herschler Bldg.
Cheyenne, WY 82002

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Director, DEQ
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