

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

MAY 09 2008

IN THE MATTER OF THE APPEAL )  
OF PENNACO ENERGY, INC. FROM )  
CONDITIONS IN RENEWAL OF )  
WYPDES PERMIT NOS. WY0039616 )  
AND WY0048461. )

Terri A. Lorenzon, Director  
Environmental Quality Council  
Docket No. 07-3620

**JOINT MOTION REQUESTING SCHEDULING CONFERENCE**

The Parties in this matter, Petitioner Pennaco Energy, Inc. (Pennaco), Respondent Wyoming Department of Environmental Quality (DEQ), and Respondent Intervener Powder River Basin Resource Council (PRBRC) collectively referred to as "the Parties," request the above captioned matter be set for a scheduling conference for a contested case hearing with regard to WYPDES permits WY0039616 (Railroad) and WY0048461 (Hay Creek).

DATED this 9th day of May, 2008.

PENNACO ENERGY, INC.:

  
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5/5/08  
Date

STATE OF WYOMING, DEPARTMENT OF ENVIRONMENTAL QUALITY

  
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Date

POWDER RIVER BASIN RESOURCE COUNCIL

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4/28/08  
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