

BEFORE THE  
ENVIRONMENTAL QUALITY COUNCIL OF THE  
STATE OF WYOMING

**FILED**

JAN 11 2008

Terri A. Lorenzon, Director  
Environmental Quality Council

IN THE MATTER OF THE APPEAL )  
OF PENNACO ENERGY, INC. FROM )  
CONDITIONS IN RENEWAL OF )  
WYPDES PERMIT NOS. WY0039721, )  
WY0039616, WY0048461, WY0052361, )  
WY0048283, WY0030632 )

Consolidated Docket No. 07-3620

**ORDER SETTING MOTION HEARING**

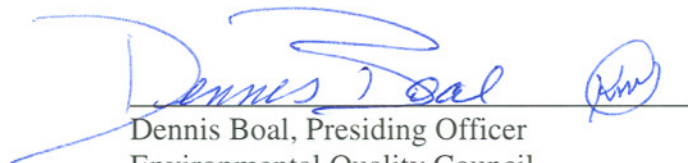
**THE ABOVE-ENTITLED MATTER** has come before the Wyoming Environmental Quality Council (Council), in the Matter of the Appeal of Pennaco Energy, Inc. from Conditions in Renewal of WYPDES Permit NOS. WY0039721, WY0039616, WY0048461, WY0052361, WY0048283, WY0030632. The Powder River Basin Resource Council, by their attorney, Kate Fox, filed a Petition for Leave to Intervene in Consolidated Appeals of Pennaco Energy, Inc. on December 21, 2007. The presiding officer having reviewed the record and being fully advised in the premises,

**IT IS HEREBY ORDERED** that a hearing will be held on the Leave to Intervene on January 29, 2008. All Parties shall have fifteen minutes each to present legal argument.

The motion hearing will begin at 8:00 A.M. at the Herschler Building, 122 W. 25<sup>th</sup> Street, Rm. B63, Cheyenne, Wyoming.

Failure to appear at this hearing, as scheduled above, may result in dismissal from this case.

**DATED** this 17<sup>th</sup> day of January, 2008.

  
Dennis Boal, Presiding Officer  
Environmental Quality Council

122 W. 25<sup>th</sup> Street  
Herschler Bldg., Rm. 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 11<sup>th</sup> day of January, 2008, I served a copy of the foregoing ORDER SETTING MOTION HEARING by depositing copies of the same in the United States mail, postage prepaid, duly enveloped and addressed to;

Brent R. Kunz  
Hathaway & Kunz, P.C.  
2515 Warren Avenue, Ste. 900  
Cheyenne, WY 82003

Kate M. Fox  
Mark Stewart  
Davis and Cannon  
422 West 26<sup>th</sup> Street  
Cheyenne, WY 82003

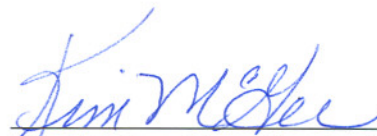
John C. Martin  
Duane A. Siler  
Patton Boggs, LLP  
2550 M. Street NW  
Washington, D.C. 20037

also to the following persons via interoffice mail:

John Burbridge  
Office of Attorney General  
123 State Capitol  
Cheyenne, WY 82002

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

John Corra  
Director, DEQ  
122 W. 25<sup>th</sup>, 4-W  
Herschler Bldg.  
Cheyenne, WY 82002



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Kim McGee, Executive Assistant  
Environmental Quality Council  
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