

BEFORE THE  
ENVIRONMENTAL QUALITY COUNCIL  
STATE OF WYOMING

FILED

MAR 04 2009

Jim Ruby, Executive Secretary  
Environmental Quality Council

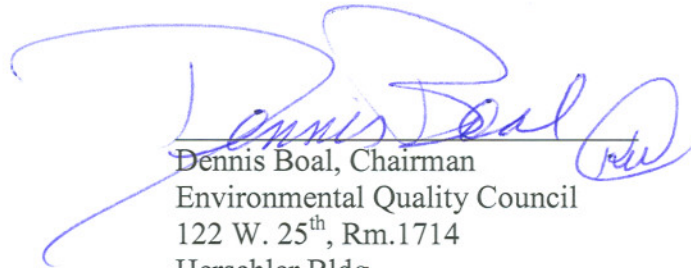
IN THE MATTER OF THE APPEAL )  
OF PENNACO ENERGY, INC. OF ) DOCKET NO. 09-3601  
CONDITIONS IN RENEWAL OF )  
WYPDES PERMIT NO. WY0040797 )

**RESPONSE ORDER**

The Environmental Quality Council has received a request for a hearing in the above captioned matter on February 27, 2009 from Pennaco Energy, Inc.

**IT IS HEREBY ORDERED:** That the Department of Environmental Quality shall file a response to the appeal with the EQC and the parties on or before April 3, 2009.

DATED this 2<sup>nd</sup> day of March, 2009.



Dennis Boal, Chairman  
Environmental Quality Council  
122 W. 25<sup>th</sup>, Rm.1714  
Herschler Bldg.,  
Cheyenne, WY 82002  
Phone: 307-777-7170  
FAX: 307-777-6134

**CERTIFICATE OF SERVICE**

I, Kim Waring, certify that at Cheyenne, Wyoming, on the 4th day of March, 2009, I served a copy of the foregoing **RESPONSE ORDER** by electronic mail to the following:

John Corra  
Director, DEQ  
[jcorra@wyo.gov](mailto:jcorra@wyo.gov)

Brent R. Kunz  
Hathaway & Kunz, P.C.  
[brent@hkwyolaw.com](mailto:brent@hkwyolaw.com)

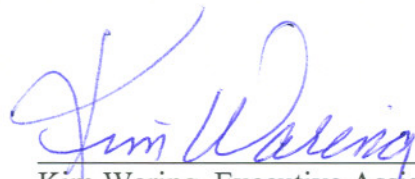
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Duane A. Siler  
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also by depositing the same in the United States mail and addressed to:

Pennaco Energy, Inc.  
3601 Southern Drive  
Gillette, WY 82718



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