FILED

AUG 0 & 2009 Jim Ruby, Executive Secretary Environmental Quality Council

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL STATE OF WYOMING

IN THE MATTER OF THE APPEAL OF CLABAUGH RANCH, INC. REGARDING PERMITS WY0039616 and WY 0039519

DOCKET No: 09-3803 and 09-3804

HEARING ORDER

)

The Environmental Quality Council will hear the parties' JOINT STIPULATION FOR MODIFICATION OF WYPDES PERMIT NOS. WY0039519 AND WY0039616 on August 18, 2009 at 9:30 a.m. at the Herschler Building, Room 1114, Cheyenne Wyoming. The parties may attend by teleconference but shall notify the Council's office by August 14, 2009 at 12:00 noon if they should choose to do so.

DATED this ______ day of August, 2009.

Tim Flitner, Presiding Officer

Environmental Quality Council

CERTIFICATE OF SERVICE

I, Kim Waring, certify that at Cheyenne, Wyoming, on the 4th day of August, 2009, I served a copy of the foregoing <u>**HEARING ORDER**</u> by electronic mail to the following:

Tom C. Toner Yonkee & Toner, LLP ttoner@yonkeetoner.com

John Corra Director, DEQ jcorra@wyo.gov

John Burbridge Sr. Asst. Attorney General Jburb1@state.wy.us Mark Ruppert Holland & Hart, LLP mruppert@hollandhart.com

Kim Waring, Executive Assistant Environmental Quality Council 122 W. 25th, Rm. 1714 Herschler Bldg. Cheyenne, WY 82002 Phone: 307-777-7170 FAX: 307-777-6134