FILED

Kate M. Fox (Wy. Bar No. 5-2646)
J. Mark Stewart (Wy. Bar No. 6-4121)
DAVIS & CANNON, LLP
Attorneys for Protestants
422 W. 26th St.
P.O. Box 43
Cheyenne, WY 82003

MAY 15 2009

Jim Ruby, Executive Secretary Environmental Quality Council

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL OF THE STATE OF WYOMING

IN THE MATTER OF THE APPEAL OF)		
JOHN D. KOLTISKA, AC RANCH, INC.,)		
a Wyoming Corporation, PRAIRIE DOG)		
RANCH, INC. a Wyoming Statutory Close)	Docket No.	<u>09-3805</u>
Corporation, and PRAIRIE DOG WATER)		
SUPPLY COMPANY FROM WYPDES)		
PERMIT NO. WY0054364)		

ORDER GRANTING LEAVE TO AMEND PETITION

This matter having come before the Environmental Quality Council upon the Stipulated Motion For Leave to Amend Petition, and having reviewed the file and being fully advised in the matter, the Presiding Officer hereby Finds and Orders that the Stipulated Motion shall be GRANTED.

DATED this $\sqrt{5}^{+1}$ day of May, 2009.

Dennis Boal, Presiding Officer Environmental Quality Council

CERTIFICATE OF SERVICE

I, Kim Waring, certify that at Cheyenne, Wyoming, on the 15th day of May, 2009, I served a copy of the foregoing ORDER GRANTING LEAVE TO AMEND PETITION by electronic mail to the following:

> John Corra Director, DEQ jcorra@wyo.gov

Mike Barrash Office of Attorney General mbarra@state.wy.us

Kate Fox Mark Stewart

Davis and Cannon, LLP

mark@davisandcannonchey.com kate@davisandcannonchey.com

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