

Received 3/8/12

**BEFORE THE ENVIRONMENTAL QUALITY  
STATE OF WYOMING**

IN THE MATTER OF THE PROTEST )  
TO THE ISSUANCE OF THE PERMIT TO ) Docket 11-3801  
CONSTRUCT NO. 11-008 )

**FILED**

**MAR 08 2012**

Jim Ruby, Executive Secretary  
Environmental Quality Council

**STIPULATED MOTION TO CONTINUE HEARING ON MOTION TO DISMISS**

The parties to the above-captioned matter, through their undersigned counsel, hereby jointly move to continue the hearing on New Fashion Pork, LLP's ("NFP") Motion to Dismiss, currently scheduled for March 8, 2012, to a time to be determined by the Environmental Quality Council's ("EQC"), should this matter not be resolved by stipulation. As grounds for this motion, NFP and Protestants represent that they have made good progress toward resolving all disputed matters related to the appeal in a manner that would avoid the need for any determination on the pending motion, but they require additional time to attempt to reach final resolution of this matter. Counsel for the Department of Environmental Quality, Water Quality Division ("DEQ/WQD") has been informed of these discussions and does not oppose the granting of a continuance. Should a resolution be reached, the parties will inform the EQC and request any further action or proceedings as may be appropriate.

WHEREFORE, the parties jointly move to continue the hearing on NFP's Motion to Dismiss to a future date to be set by the EQC, should this matter not be resolved by timely submission of a stipulated resolution.

RESPECTFULLY SUBMITTED this 8<sup>th</sup> day of March, 2012.

For New Fashion Pork, LLP:



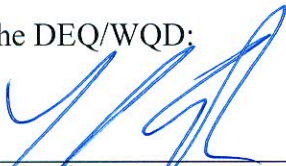
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