FILED NOV 1 4 2011

Jim Ruby, Executive Secretary Environmental Quality Council

BEFORE THE ENVIRONMENTAL QUALITY STATE OF WYOMING

IN THE MATTER OF THE PROTEST)	
TO THE ISSUANCE OF THE PERMIT TO) Docket 11-38	01
CONSTRUCT NO. 11-008)	

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 November 16, 2011, to the Environmental Quality Council's ("EQC") next meeting, scheduled for January 12, 2012. As grounds for this motion, NFP and Protestants represent that they are continuing to attempt to resolve 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 see if a resolution can be reached. 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 the next EQC meeting, scheduled for January 12, 2012.

RESPECTFULLY SUBMITTED this /



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