

**BEFORE THE ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING**

FILED
AUG 14 2009
Jim Ruby, Executive Secretary
Environmental Quality Council

IN THE MATTER OF THE NOTICE OF)
VIOLATION AND ORDER ISSUED TO:) **DOCKET No. 08-3601**
DaleRuby and JM Land & Developing Co.)
2901 Four J Road, Gillette, WY 82718)

ORDER

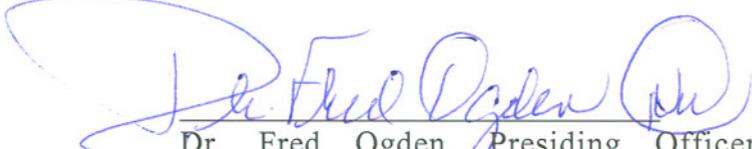
ON THE 16th DAY OF July, 2009 the parties filed separate status reports regarding the progression of the above entitled matter. The parties have represented to the Council that they have reached a resolution in the matter but that certain actions that need to occur require the passage of time to attain the goals outlined in the settlement.

Mr. Cox, on behalf of the Petitioner requested the Council set a second date for filing of a status report for October 20, 2009. While the Council is convinced that the parties believe they have reached a satisfactory settlement in this matter, the Council record should reflect what that agreement is.

WHEREFORE, the Parties are hereby granted until September 1, 2009 by 12:00 noon, to file with the Council the settlement agreement reduced to writing and signed by the parties. In the event the Parties fail to file a settlement agreement by Sept. 1, 2009 by 12:00 noon, they shall file a proposed scheduling Order to bring this matter to full hearing.

FURTHER, in the event the Parties file a settlement agreement by September 1, 2009 by 12:00 noon they shall file an updated status report on progression of the settlement agreement by October 20, 2009 by 12:00 noon.

SO ORDERED this 14th day of August, 2009.


Dr. Fred Ogden, Presiding Officer
Environmental Quality Council

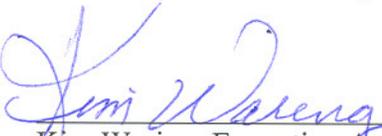
CERTIFICATE OF SERVICE

I, Kim Waring, certify that at Cheyenne, Wyoming, on the 14th day of August, 2009, I served a copy of the foregoing **ORDER** by electronic mail to the following:

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

John Corra
Director, DEQ
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