



THE STATE OF WYOMING
ENVIRONMENTAL QUALITY COUNCIL

April 21, 2009

Dave Freudenthal,
Governor

Dennis Boal,
Chair

Tim Flitner
Vice-Chair

Tom Coverdale
Secretary

John N. Morris

Dr. Fred Ogden

Catherine Guschewsky

Dave Searle

Jim Ruby
Executive Secretary

Kim Waring,
Executive Assistant

Joe Girardin,
Paralegal

122 W. 25th, Herschler
Bldg., Rm. 1714,
Cheyenne, WY 82002
(307) 777-7170
FAX: (307) 777-6134
<http://deq.state.wy.us/eqc>

Ed Fowler
Willow Bow Ranch
P.O. Box 1519
Riverton, WY 82501

CERTIFIED MAIL #7002 0460 0002 9828 0950

RETURN RECEIPT REQUESTED

RE: 2M Construction, Inc., TFN 5 6/053, Docket No. 09-4802

Dear Mr. Fowler;

The Department of Environmental Quality (DEQ) has forwarded your objection to the application of 2M Construction, Inc., Docket No. 09-4802, for a mining permit to the Environmental Quality Council (the Council). As provided for in the Environmental Quality Act, the Council will set a time and place for a hearing on your objection. This hearing will be conducted pursuant to the provisions of the Environmental Quality Act, the Administrative Procedures Act, and the DEQ Rules of Practice and Procedure. The hearing will be conducted as a contested case, and all witnesses will be sworn, direct and cross examination will be the means of eliciting testimony, and all documents must be introduced as exhibits. You are not required to have an attorney represent you in this proceeding, although you may choose to have an attorney present your case. The DEQ will be represented by a member of the Attorney General's staff, John Burbridge, and 2M Construction Inc. may have counsel present.

The law requires the council to hold a hearing on your objection within 20 days of the last day for filing objections, and this hearing must be held by May 11, 2009. The Council has scheduled your hearing on Friday, May 1, 2009 in order to meet the requirements of the statute. No continuances shall be granted unless a motion showing good cause for the continuance is filed with the EQC and the Hearing Examiner finds that good cause has been shown.

A record of the hearing will be made by a court reporter and the decision on the per-

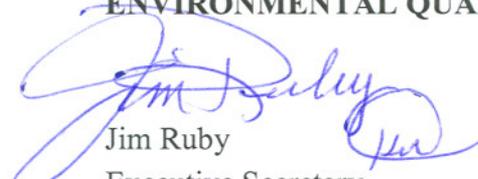
mit application is appealable to a district court. Should you determine that you do not want a hearing on your objection, please notify me in writing of your decision.

If a hearing regarding your objection is not held, your comment will remain a matter of record in the DEQ files, and the director of DEQ will consider the comment when he makes a decision on issuance of the 2M Construction Inc.'s permit.

Please do not hesitate to call if you have questions concerning Council procedures.

Sincerely,

ENVIRONMENTAL QUALITY COUNCIL



Jim Ruby
Executive Secretary

JR/kw

cc: John Burbridge - AG
Don McKenzie - DEQ/LQD
2M Construction Inc.