

Michael J. Wozniak
BEATTY, WOZNIAK & REESE
216 Sixteenth Street, Suite 1100
Denver, Colorado 80202-5115
Phone: (303) 407-4499
Fax : (303) 407-4494
mwozniak@bwenergy.com

FILED

AUG 07 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 POWDER RIVER) DOCKET NO. 09-3807
COUNCIL, AND WILLIAM F.)
WEST RANCH, LLC FROM)
WYPDES PERMIT NO.)
WY0094056)

MOTION FOR EXTENSION OF TIME

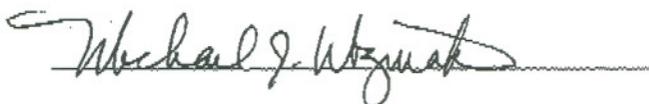
Cedar Ridge, LLC, ("Cedar Ridge") through counsel, hereby moves for an extension of time to file its response to the Petition filed by the Powder River Basin Resource Council and William F. West Ranch LLC (collectively "PRBRC"). Cedar Ridge respectfully requests that a extension of time to and including August 31, 2009 to file its Response to PRBRC's Petition. In support of its Motion, Cedar Ridge states as follows:

1. PRBRC filed an appeal to the issuance of the WYPDES Permit No. WY0094056 by the Director of the Wyoming Department of Environmental Quality ("WDEQ") to Cedar Ridge on May 6, 2009. The WDEQ docketed this appeal as No. 09-3807.
2. Cedar Ridge received a copy of the Petition on July 9, 2009. Cedar Ridge's Response to PRBRC's Petition is currently due on August 10, 2009.
3. Counsel for Cedar Ridge and counsel for PRBRC have conferred regarding a possible settlement of this appeal. Cedar Ridge requests this extension of time to continue these discussions with PRBRC in order to reach an agreement regarding WYPDES Permit No. WY0094056.
4. Counsel for Cedar Ridge has conferred with counsel for PRBRC who does not oppose this motion.
5. This request is not made for purposes of delay and no prejudice will result to any party.

Accordingly, Cedar Ridge requests an extension of time to and including August 31, 2009 for its Response to PRBRC's Petition.

Dated this 7th day of August, 2009.

Respectfully submitted,



Michael J. Wozniak
BEATTY, WOZNIAK & REESE
216 Sixteenth Street, Suite 1100
Denver, Colorado 80202-5115
Phone Number: (303) 407-4499
Fax Number: (303) 407-4494
mwozniak@bwenergyllc.com

Attorney for Cedar Ridge, LLC

CERTIFICATE OF SERVICE

I hereby certify that on this 7th day of August, 2009, I sent a copy of the foregoing via facsimile and overnight mail as noted below:

VIA FACSIMILE TO: (307) 778-7188

Kate Fox
J. Mark Stewart
DAVIS & CANNON, LLP
422 West 26th Street
Cheyenne, WY 82003

VIA FEDERAL EXPRESS AND
BY FACSIMILE TO: (307) 777-6134

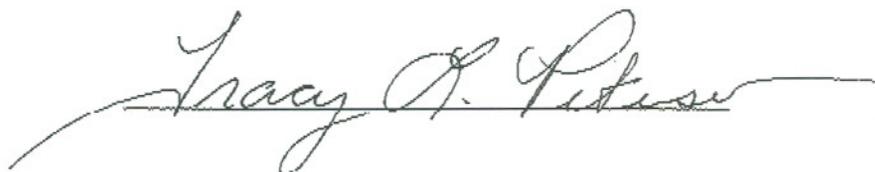
Chairman Environmental Quality Council
122 West 25th Street
Herschler Building, Room 1714
Cheyenne, WY 82002

VIA FACSIMILE TO: (307) 777-7682

Director, Department of Environmental Quality
122 West 25th Street
Herschler Building, 4th Floor West
Cheyenne, WY 82002

VIA FACSIMILE TO: (307) 777-3542

Mike Barrash
Sr. Assistant Attorney General
Wyoming Attorney General's Office
123 Capitol Building
Cheyenne, WY 82002



FACSIMILE TRANSMITTAL

To: Environmental Quality Council Fax: (307) 777-6134

From: Michael J. Wozniak Date: August 7, 2009

Client #: 2022-07 Pages (Including Cover Page): 4

Re:

Urgent For Review Please Reply

Original Sent by: Overnight Mail Regular Mail Hand Delivery E-Mail Original not sent

Notes/Comments:

This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential, and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient, or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone, and return the original message to us at the address above via the U.S. Postal Service. Thank you.

If there is a problem with transmission or if all pages are not received, please call (303) 407-4499 for re-transmission.