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APR 15 2010

Jim Ruby, Executive Secretary Environmental Quality Council

Attorneys for the State of Wyoming, Department of Environmental Quality

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL STATE OF WYOMING

In the Matter of the Appeal)	
and Petition for Review of:)	
BART Permit No. MD-6040).	Docket No. 10-2801
(Jim Bridger Power Plant); and)	
BART Permit No. MD-6042)	
(Naughton Power Plant).)	

DEQ's WAIVER OF COURT REPORTER FOR PRE-HEARING CONFERENCE

The Department of Environmental Quality (DEQ), by and through the Office of the Attorney General, hereby waives a court reporter for the Pre-Hearing Conference scheduled for April 23, 2010 at 9:30 a.m., and requests that this Council not assess the DEQ for any costs.

Respectfully submitted this <u>15th</u> day of April, 2010.

FOR RESPONDENT DEQ:

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Attorneys for the State of Wyoming, DEQ

CERTIFICATE OF SERVICE

I hereby certify that on the 15 day of April, 2010, a true and correct copy of the foregoing DEQ's Waiver of Court Reporter for Pre-Hearing Conference was served by placing the same in the United States mail, postage pre-paid, addressed to:

Paul Hickey Hickey and Evans, LLP 1800 Carey Avenue, Suite 700 Cheyenne, WY 82001

E. Blaine Rawson Janna B. Custer Holme Roberts & Owen LLP 299 South Main Street, Suite 1800 Salt Lake City, UT 84111

Michael Jenkins PacifiCorp 1407 West North Temple, Suite 320 Salt Lake City, UT 84116

and via interoffice mail addressed to

John Corra, DEQ Director Herschler Building, 4th Floor

Wyoming Attorney General's Office