

FILED

APR 26 2010

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

Jim Ruby, Executive Secretary
Environmental Quality Council

In the Matter of:)
Basin Electric Power Cooperative) **DOCKET NO. 10-2802**
Air Quality Permit No. MD-6047)
BART Permit: Laramie River Station)

ORDER OF SCHEDULE

The above entitled matter came on for Scheduling Conference on the 23rd day of April, 2010 at 11:00 a.m. Councilman David Searle presiding. Present on behalf of the Department of Environmental Quality was Nancy Vehr and Affie Ellis, from the Attorney General's Office. Appearing on behalf of the Petitioner, Basin Electric, was Mark Ruppert and Larry Volmert,. Also present were John Coppede of Hickey and Evans Law Firm, James Ruby, Executive Secretary for the Council and Joe Girardin, the Council Paralegal.

The following schedule has been set in the above captioned matter.

1. Settlement negotiation period from April 26 through June 11, 2010.
2. Fact Discovery from May 17 through December 31, 2010.
3. Dispositive Motions due June 30, 2010.
4. Responses to Motions due July 30, 2010.
5. Replies to Responses due August 31, 2010.
6. Hearing on Dispositive Motions September 9th or 10th, 2010. The time and location shall be determined at a later date.
7. A status conference shall be held on October 27th, 2010 by telephone conference. The

time will be set at a later time.

8. Petitioner shall file Designation of Experts and Expert Reports by November 30, 2010.
9. DEQ shall file Designation of Experts and Expert Reports by January 14, 2011.
10. Petitioner shall file Rebuttal Experts and Reports by February 25, 2011.
11. Expert Discovery will begin on or before December 1, 2010 and conclude on or before April 1, 2011.
12. 2nd round of Dispositive Motions shall be filed on or before April 21, 2011.
13. Responses to Motions shall be filed on or before May 5, 2011.
14. Hearing on Dispositive Motions shall be May 13, 2011. The time and location shall be determined at a later date.
15. Pretrial Conference shall be held on June 13, 2011. The time and location shall be determined at a later date.
16. Final Hearing on the appeal shall be heard on July 14th and 15th 2011. The time and location shall be determined at a later date.

All documents shall be delivered no later than 12:00 noon on the above referenced dates.

For the purpose of this order, deliver shall mean that the recipient has the pertinent documents in hand. Delivery does not mean that the documents were placed in the mail or with a delivery service. The parties may deliver documents via fax or e-mail, if prior arrangements have been made with the recipients and the original is mailed at the same time.

The parties shall have ten days from the date of receipt of this Order to file any objections to this Scheduling Order.

SO ORDERED this 26 day of April, 2010.



David Searle, Presiding Officer
Environmental Quality Council

122 W. 25th, Rm.1714

Herschler Bldg.,

Cheyenne, WY 82002

Phone: 307-777-7170

FAX: 307-777-6134

CERTIFICATE OF SERVICE

I, Kim Waring, certify that at Cheyenne, Wyoming, on the 26TH day of April, 2010, I served a copy of the foregoing ORDER OF SCHEDULE by electronic mail to the following:

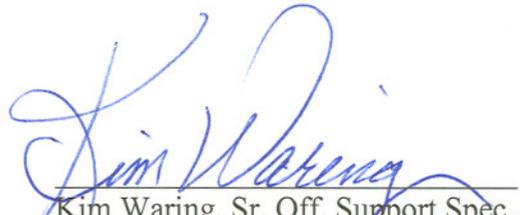
John Corra
Director, DEQ
jcorra@wyo.gov
307-777-7937

Chad Schlichtemeier
Acting Administrator
DEQ Air Quality Division
cschli@wyo.gov
307-777-5924

Asst. Attorney General
Nancy Vehr
nvehr@state.wy.us
307-777-7580

Amanda Kroul
Attorney General's Office
akroul@state.wy.us

Mark Ruppert
Holland & Hart, LLP
mruppert@hollandhart.com
307-778-4200



Kim Waring, Sr. Off. Support Spec.
Environmental Quality Council
122 W. 25th, Rm. 1714
Herschler Bldg.
Cheyenne, WY 82002
Phone: 307-777-7170
FAX: 307-777-6134