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

**IN RE BROOK MINE APPLICATION )**  
**TFN 6 2-025 )** **DOCKET 17-4802**

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**POWDER RIVER BASIN RESOURCE COUNCIL’S RESPONSE TO BROOK MINING  
COMPANY, LLC’S OBJECTIONS TO ADMISSIBILITY OF WITNESSES AND  
EXHIBITS**

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Late on the day on Friday, May 19, 2017 Brook Mining Company, LLC (“Brook” or “Applicant” or “Company”) filed a series of far-reaching objections to the witnesses and exhibits of Powder River Basin Resource Council (“Resource Council”) and other parties.

The Company wishes to exclude the vast majority of the Resource Council’s and other parties’ exhibits and seeks to exclude four fact witnesses named by the Resource Council. The fact witnesses are members of the Resource Council and they are represented by the Resource Council for purposes of these proceedings.

Based on instructions from Dr. Bagley, through Mr. Ruby, the Resource Council was prepared to meet with the parties in advance of the hearing to discuss stipulations and objections to witnesses and exhibits. However, the Company circumvented this discussion and filed its objections before the parties had the opportunity to meet.

Given the late hour, and the far-reaching scope of the Company’s objections, the Resource Council requests the opportunity to provide its responses through oral argument at the

hearing today. Our responses will show that the Environmental Quality Council should summarily dismiss the objections and let the parties proceed to the hearing.

The Resource Council also requests the right to object to certain exhibits of the Company and the Department of Environmental Quality, as needed. Again, the Resource Council was prepared to discuss these objections with the parties in advance of the hearing, but such discussion was circumvented by the Company.

Dated this 22nd day of May, 2017.

/s/ Shannon Anderson  
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## CERTIFICATE OF SERVICE

I hereby certify that on May 22, 2017, I served a copy of the foregoing **RESPONSE TO BROOK MINING COMPANY, LLC'S OBJECTIONS TO ADMISSIBILITY OF WITNESSES AND EXHIBITS** on the following parties by electronic mail, and through the EQC's electronic filing system, which will send a notice of electronic filing to all counsel and parties of record.

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