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

**IN THE MATTER OF THE APPEAL)
OF NOTICE OF VIOLATION AND ORDER) Docket No. 17-2201A
ISSUED TO DELTON TINSLEY)
)**

JOINT MOTION FOR STAY OF PROCEEDINGS
PENDING SETTLEMENT NEGOTIATIONS

The State of Wyoming, Department of Environmental Quality (“Department”), and Mr. Delton Tinsley, by and through their respective undersigned counsel, hereby move the Environmental Quality Council (“Council”) for an Order staying all proceedings in the above-captioned matter. In support of this Motion, the parties state as follows:

1. On June 23, 2017, the Department issued Mr. Tinsley a Notice of Violation and Order (NOV and Order), ordering Mr. Tinsley to take certain measures with respect to asbestos, which is allegedly regulated, on two of Mr. Tinsley’s properties.
2. On July 10, 2017, Mr. Tinsley appealed that NOV and Order to the Council.
3. On August 22, 2017, the Council issued a Scheduling Order, which established various deadlines, including discovery deadlines and dates for a final hearing in this matter. Specifically, the Scheduling Order provides that all discovery, “including but not limited to

written interrogatories, requests for production of documents, etc. ... shall be served on or before November 13, 2017," with responses to discovery being served on or before December 18, 2017.

4. The parties are currently discussing settlement options and believe that entry of a stay for 90 days in this matter will further the ends of justice by allowing them to fruitfully discuss different technical options for resolving the Department's concerns without simultaneously undergoing the burden of the discovery process.


5. By agreeing to request a stay from the Council, the parties do not waive any of their rights or remedies in the event that settlement discussions are unsuccessful.

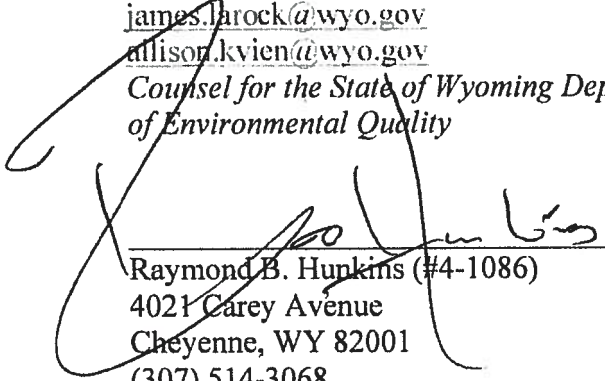
6. If a settlement is reached, the parties anticipate they will file with the Council a stipulated settlement requesting an Administrative Order on Consent.

7. If settlement discussions are not successful, the parties will notify the Council so that the Council may hold a new scheduling conference and reset deadlines for discovery and a date for a final hearing in this matter. Each party reserves the right to move the Council to lift the stay should any party determine that settlement is not likely to occur.

WHEREFORE, the parties hereby request that this matter be stayed to allow the parties sufficient time to continue settlement discussions.

Dated this 9th day of November, 2017.


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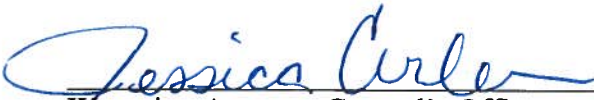
CERTIFICATE OF SERVICE

I hereby certify that on the 9th day of November, 2017, a copy of the foregoing document was filed electronically with the Wyoming Environmental Quality Council's online docket system and copies were served electronically via that system and by email on the following:

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