

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

In Re Fetterman Pit)
Phillip and Jordan Inc.) **DOCKET NO. 20-4801**
)

ORDER

The Parties appeared for a pre-hearing conference in this matter on Monday June 29, 2020 at 9:08 a.m. via telephone/video conference call in the Board of Equalization's conference room, Hathaway Building, Room 121, Cheyenne, Wyoming.

Appearing on behalf of the petitioner Katherman-Robinson Trust were Martha Katherman and Willard Robinson. Appearing on behalf of the DEQ was Matt VanWormer from the Attorney General's office. The permit applicant Phillip and Jordan Inc. was represented by Eric Hedrick. Present from the Council staff were Jim Ruby and Joe Girardin.

The parties agreed that no discovery was necessary and that they did not anticipate any depositions. The petitioners stated that they would need a half hour to present their case. The DEQ indicated they would need one hour and the applicant indicated they would need about a half hour. The parties stipulated to holding the hearing on August 19, 2020 beginning at 4:00 p.m. Mountain Daylight Time.

The parties shall exchange the names of expert and lay witnesses no later than July 6, 2020, 5; 00 p.m. Mountain Daylight Time and shall provide a summary of each witness's testimony. The statements shall comply with Rule 26 of the Wyoming Supreme Court Rules of Civil Procedure.

The parties shall file their hearing exhibits no later than August 13, 2020 at 5:00 p.m. Mountain Daylight Time. The filings should be done online on the Council docket web page.

The final hearing will be August 19, 2020 starting at 4:00 p.m. unless a change is necessitated because of exigent circumstances. The hearing will be held with the parties present unless the

parties request to appear by video conference or if the Covid outbreak requires the hearing to be held entirely by video conference. The Council will send a Zoom link to the parties on or before August 17, 2020, 4:00 p.m. Mountain Daylight Time.

If the parties are able to reach an agreement notify Mr. Ruby know and any Order needed from the Council will be set for approval at our August 19, 2020 meeting.

SO ORDERED this 29th day of June, 2020


Shane True, Hearing Officer
Environmental Quality Council 