

Shannon Anderson (Wyo. Bar No. 6-4402)
Powder River Basin Resource Council
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BEFORE THE ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

In re Brook Mining Co., LLC coal mine)
permit – PT0841) EQC Docket No. 20-4802
)
)
)

PRELIMINARY DESIGNATION OF WITNESSES AND EXHIBITS

By and through its undersigned counsel, and pursuant to scheduling order in this above-captioned proceeding, the Powder River Basin Resource Council hereby designates a preliminary list of witnesses and exhibits.

WITNESSES

The following witness will be called by the Resource Council at the hearing:

1. Gennaro G. Marino Ph.D., P.E., D.GE

Dr. Marino will present expert testimony on the subsidence risk presented by the mine and reclamation plan and will identify deficiencies in the permit application related to subsidence. A copy of Dr. Marino’s report is attached to the Resource Council’s objections. Dr. Marino will present the opinions discussed in the report and other opinions related to subsidence he has drawn from reviewing the permit application.

Dr. Marino is the President of Marino Engineering Associates, Inc. with an office at 1370 McCausland Ave, St. Louis, MO 63117. Dr. Marino’s email address is gmarino@meacorporation.com and his phone number is: (314) 833-3189. All correspondence to

Dr. Marino should be addressed through Powder River Basin Resource Council counsel Shannon Anderson.

If not called by another party, the Resource Council may call the following witnesses at the hearing:

1. **BJ Kristiansen, DEQ**
2. **Dan Overton, DEQ consulting expert on subsidence**
3. **Jeff Barron, WWC**
4. **Randall Atkins, Ramaco Carbon/Brook Mine**

The Resource Council reserves the right to call additional witnesses necessary for impeachment or foundation purposes, and reserves the right to supplement the above list up until the deadline for final designation of witnesses prior to the hearing.

EXHIBITS

The Resource Council designates the following preliminary list of exhibits.

1. **Permit application and Form 1 conditions** (presumably will be a DEQ exhibit)
2. **DEQ State Decision Document** (presumably will be a DEQ exhibit)
3. **Powder River Basin Resource Council objections, including Dr. Marino's expert report**
4. **Transcript of the informal conference** (presumably will be a DEQ exhibit)
5. **DEQ Response to 2020 Comments** (presumably will be a DEQ exhibit)
6. **Reports, memos, and reviews by Dan Overton** (presumably will be DEQ exhibits)
7. **PRBRC Exhibit 28 from the last hearing** (available on the EQC website; it was also provided by PRBRC as an exhibit at the informal conference)
8. **PRBRC Exhibit 31 from the last hearing** (available on the EQC website)

9. **PRBRC Exhibit 32 from the last hearing** (available on the EQC website)
10. **PRBRC Exhibit 33 from the last hearing** (available on the EQC website)
11. **PRBRC Exhibit 34 from the last hearing** (available on the EQC website)
12. **Photo of the permit area from Slater Creek Road**
13. **PRBRC Exhibit 72 from the last hearing** (available on the EQC website)
14. **Ramaco Carbon website information on iCam, iPark, and Brook Mine connection**
(attached to the Petition for Hearing)

The Resource Council reserves the right to use additional exhibits as necessary for impeachment or foundation purposes at the hearing, and reserves the right to supplement the above list up until the deadline for final designation of exhibits prior to the hearing.

Respectfully submitted this 31st day of August, 2020.

/s/ Shannon Anderson
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 31st day of August, 2020, the foregoing PRELIMINARY DESIGNATION OF WITNESSES AND EXHIBITS was served on the following parties via the Environmental Quality Council's electronic docket system.

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