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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
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)
)
)

**BROOK MINING CO. LLC’S MOTION FOR SUMMARY JUDGMENT FOR LACK OF
STANDING**

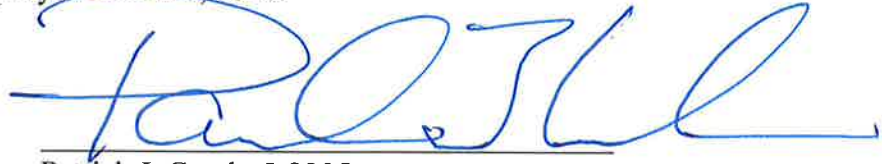
COMES NOW, Brook Mining Co., LLC, (Brook) by and through its attorneys Patrick J. Crank, Abbigail C. Forwood, and Jim D. Seward of the firm Crank Legal Group, P.C., and hereby requests that the EQC enter an order for summary judgment pursuant to Rule 56 of the Wyoming Rules of Civil Procedure. There are no genuine issues as to any material fact and Brook is entitled to judgment as a matter of law based on the lack of standing for the PRBRC to bring this appeal. This Motion is supported by the *Brief in Support of Respondent Brook Mining, LLC, Motion for Summary Judgment for Lack of Standing* and the affidavits and exhibits attached thereto, and Brook’s *Rule 56.1 Statement in Support of Brief in Support of Respondent Brook Mining, LLC, Motion for Summary Judgment for Lack of Standing* all of which have been

filed contemporaneously herewith and are incorporated as if fully set forth. For these reasons,

Brook would respectfully request:

- 1) That summary judgment be granted in Brook's favor;
- 2) That the court award Brook such other relief as the Court deems just and proper.

Respectfully submitted this 8th day of October, 2020.



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CERTIFICATE OF SERVICE

This is to certify that on the 9th day of October, 2020, a true and correct copy of the foregoing ***BROOK MINING CO. LLC'S MOTION FOR SUMMARY JUDGMENT*** was served upon the following:

Shannon Anderson
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- U.S. Mail
- Fed Ex
- EQC's electronic docket system
- Hand Delivered

Wyoming EQC - Original
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