

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

**In Re Asphalt Specialties Co. Inc
Permit P0024615**

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DOCKET 22-2801

AMENDED ORDER OF SCHEDULE

The Parties appeared for a scheduling conference on February 22, 2022 9:52 a.m. They appeared in person at the Board of Equalization Board Room 1st Floor Hathaway Building, 2300 Capitol Ave. Cheyenne WY the hearing officer appeared via Zoom videoconferencing.

Present at the hearing was James Kaste counsel for the Department of Environmental Quality (DEQ), Mike Smith and Kasey Benish representing Asphalt Specialties, and the Objector Carolyn Rowe.

Also present were Jim Ruby and Joe Girardin staff for the EQC.

The parties stipulated that the final hearing can be handled in one-half of a day. The final hearing was set for June 14, 2022 at 9:00 a.m. in Cheyenne WY. The exact location will be set at a later date.

The following timelines were established.

All discovery, Requests for Production of Documents and Interrogatories, shall be completed by March 31, 2022 at 5:00 p.m. Responses to discovery shall be completed by April 30, 2022 at 5:00 p.m.

The deadline for identifying all expert and lay witnesses is March 31, 2022 at 5:00 p.m. The parties must comply with Rule 26 of the Wyoming Supreme Court Rules of Civil Procedure for all expert witnesses. The parties shall exchange a summary of testimony for each lay witness.

Exhibits shall be filed with each party and with the Council by June 1, 2022 at 4:00 p.m.

Any dispositive motions shall be filed no later than May 2, 2022 at 5:00 p.m. and responses shall be filed no later than June 2, 2022 at 5:00 p.m. The hearing on any motions filed will occur immediately prior to the final hearing on June 14, 2022.

The filing of all documents for the Council can and should be done on the e-file docket site. The e-file will name and number exhibits so do not name and number the originals until after they have been filed. When filing Exhibits identify them on e-file as final exhibits not pleading exhibits. Contact Mr. Girardin at 307-777-7170 for assistance prior to using the system if you have not used it before.

After issuance of the Order of Schedule it was found that the final hearing date in the last paragraph of the Order stated the final hearing was on June 22, 2022. That is in error. The correct date is June 14, 2022.

Therefore, the prior Order of Schedule is amended to clarify that the final hearing will be held on June 14, 2022 beginning at 9:00 a.m. in Cheyenne, Wyoming. The actual location will be set and the parties notified at a later date. All other dates in the prior Order shall remain the same and are restated in this Order.

DATED this 23rd day of February 2022.



Steve Lenz, Hearing Examiner
Environmental Quality Council 