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

**In the Matter of: Petitioner Big Horn LLC  
Permit No. WYW0027731**

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**Docket No. 21-3601**

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**JOINT STATUS REPORT AND REQUEST FOR STAY**

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**COME NOW**, Vaquero Big Horn, LLC and the State of Wyoming, Department of Environmental Quality, Water Quality Division (“DEQ”), by and through their respective counsel, and hereby file this joint status report and request for stay in the above-captioned matter.

1. On November 23, 2021, Vaquero appealed from Wyoming Pollutant Discharge Elimination System Program (“WYPDES”) Permit No. WYW002731, issued by DEQ on October 26, 2021 (“2021 Permit Renewal”). The appeal included a request to stay the 2021 Permit Renewal, to allow Vaquero to operate the Facility under the terms and conditions of the 2016 WYPDES permit pending resolution of the appeal.
2. On December 17, 2021, the Council issued an order setting a hearing on the Request for Stay and Scheduling Conference for January 19, 2022.
3. On January 11, 2022, DEQ notified the Council that it does not oppose Vaquero’s Request for Stay.

4. On January 12, 2022, the Council issued an order granting Vaquero's Request for Stay and cancelling the hearing on the Request for Stay.
5. On January 18, 2022, the Council issued an Order of Continuance until March 16, 2022. That order required the Parties to file a written status report or other pleadings by March 9, 2022.
6. DEQ and Vaquero executed a settlement on February 24, 2022, that will resolve this appeal. As part of that settlement, DEQ will initiate a modification of the Permit.

WHEREFORE, the Parties respectfully request the Council stay this matter until the effective date of the Permit modification. A proposed order granting the requested stay is attached.

Submitted this 9<sup>th</sup> day of March 2022.



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LLC*

**CERTIFICATE OF SERVICE**

I hereby certify that on the 9th day of March 2022, a copy of the foregoing was filed electronically with the Wyoming Environmental Quality Council's online docket system and copies were served upon the persons listed below as follows:

*Via Electronic Mail*

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