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Attorney for the Department of Environmental Quality

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

**In the Matter of the Bond Forfeiture)
Proceedings Against the Bond of) Docket No. 22-4503
In Re Quality Landscape and)
Nursery, Inc. Stevens Mine)**

**DEPARTMENT OF ENVIRONMENTAL QUALITY'S
DESIGNATION OF WITNESSES**

The State of Wyoming, Department of Environmental Quality (DEQ), pursuant to the Hearing Examiner's May 1, 2023, *Order*, hereby designates the following witnesses to testify at the hearing of this matter and offers the following summary of their testimony.

Will call:

1. Robin Jones, District 1 Supervisor, Land Quality Division, Wyoming Department of Environmental Quality, 200 W. 17th St., Suite 10, Cheyenne, Wyoming 82002. Mr. Jones will testify to Quality Landscape and Nursery's Limited Mining Operation in the town of Saratoga, past DEQ inspections of the petitioner's operation, past enforcement

actions taken against petitioner, safety issues at the site, the petitioner's cessation of mining at the site, petitioner's failure to meet reclamation obligations, petitioner's annual reports required under Wyo. Stat. § 35-11-401, the settlement executed between petitioner and DEQ, petitioner's obligation to meet a two year deadline and submit to DEQ a plan approved by the Town of Saratoga, petitioner's failure to comply with the terms of the settlement agreement, and DEQ's September 2022 Notice of Violation for failure to comply with petitioner's settlement agreement obligations.

Mr. Jones will also testify that based upon his education, training, and experience, due to the petitioner's past and ongoing violations of the Wyoming Environmental Quality Act and/or related regulations, that the petitioner's bond should be forfeited pursuant to Wyo. Stat. § 35-11-421. Mr. Jones may also rebut any opinions or evidence offered by any other party.

May call:

1. Brian Goodnough, District 1 Surface Water Hydrologist, Land Quality Division, Wyoming Department of Environmental Quality, 200 W. 17th St., Suite 10, Cheyenne, Wyoming 82002. Mr. Goodnough may testify to his knowledge of Quality Landscape and Nursery's Limited Mining Operation in the town of Saratoga and DEQ enforcement actions related to that operation. He may also expand on the subjects to which Mr. Jones will testify, as identified above. Mr. Goodnough may also rebut any opinions or evidence offered by any other party.

The Department reserves the right to call any of the witnesses identified by any other party, or any additional witnesses necessary for foundation, impeachment, or rebuttal.

Dated this 16th day of May, 2023.



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CERTIFICATE OF SERVICE

I certify that on this 16th day of May, 2023, I electronically filed the forgoing with the Environmental Quality Council and served all parties using the Environmental Quality Council's electronic notification.

Cheryl Lobb

Cheryl Lobb, Paralegal
Wyoming Attorney General's Office