

Abigail Boudewyns, WSB No. 7-5223
Senior Assistant Attorney General
Wyoming Attorney General’s Office
109 State Capitol
Cheyenne, WY 82002
Ph: (307) 777-6946
Fax: (307) 777-3542
abigail.boudewyns@wyo.gov

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

IN THE MATTER OF THE APPEAL)
OF PROTECT OUR WATER)
JACKSON HOLE)
PERMIT NO. 2023-025) **Docket No. 23-3801**

**DEPARTMENT’S NOTICE OF INTENT TO SUPPLEMENT
MOTION TO DISMISS AND MOTION FOR COUNCIL TO SET DEADLINE AFTER
DISTRICT COURT DECISION ON PENDING MOTIONS TO DISMISS**

The Department of Environmental Quality (Department), by and through the Attorney General’s Office, hereby notifies the Hearing Officer and parties of its intent to supplement its *Motion to Dismiss* filed on November 29, 2023, after review of the Petitioner’s *First Amended Appeal of Notification of Coverage*.

The Teton County District Court is set to hear oral arguments on July 11, 2024, on pending motions to dismiss filed in the concurrent case regarding the delegation agreement issue. The Department requests the Council to set a deadline for the Department to supplement its motion to dismiss and responses to any pending motions to dismiss for after the July 11, 2024, hearing and subsequent decision from the District Court on the related motions to dismiss. The Department conferred with Basecamp and POWJH and neither party opposes the Department’s request.

Submitted this 28th day of June, 2024.

/s/ Abigail Boudewyns

Abigail Boudewyns, WSB No. 7-5223

Senior Assistant Attorney General

Wyoming Attorney General's Office

109 State Capitol

Cheyenne, WY 82002

Ph: 307-777-5730

abigail.boudewyns@wyo.gov

CERTIFICATE OF SERVICE

I certify that on this 28th day of June, 2024 the foregoing was served by filing via the Council's electronic filing system, with the original transmitted to the Council.

John Graham
Geittmann Larson Swift LLP
P.O. Box 1226
Jackson, WY 83001
jwg@glslp.com

Attorneys for Petitioner

Kelly Shaw
Stacia Berry
Koch Law, P.C.
P.O. Box 2660
Cheyenne, WY 82003
kshaw@kochlawpc.com
stacia.berry@kochlawpc.com

Christopher Hawks
Hawks & Associates, LC
P.O. Box 4430
Jackson, WY 83001
chris@hawksassociates.net

Attorneys for Basecamp

/s/ Abigail Boudewyns
Wyoming Attorney General's Office