

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

**IN THE MATTER OF THE APPEAL            )  
OF CLABAUGH RANCH, INC.                )  
FROM WYPDES PERMIT NO. WY0049697    )**

**Docket 08-3802**

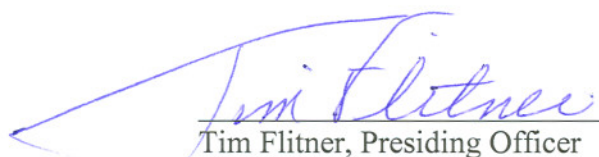

**FILED**  
**SEP 04 2009**  
Jim Ruby, Executive Secretary  
Environmental Quality Council

**ORDER**

On this 3<sup>rd</sup> day of September 2009, the Council was informed by teleconference that the Parties had reached a settlement in the above entitled matter. The Parties orally requested that they not be required to file pre hearing memorandum on Sept. 4, 2009.

THEREFORE IT IS HEREBY ORDERED that the Parties are given until 12:00 noon on September 11, 2009 to either file their pre hearing memorandum or a joint stipulation of settlement and motion to dismiss.

**DATED** this 4th day of September, 2009.

  
\_\_\_\_\_  
Tim Flitner, Presiding Officer  
Environmental Quality Council 

## CERTIFICATE OF SERVICE

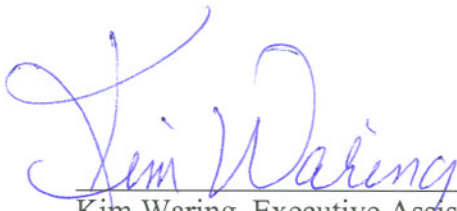
I, Kim Waring, certify that at Cheyenne, Wyoming, on the 4<sup>th</sup> day of September, 2009, I served a copy of the foregoing **ORDER** by electronic mail to the following;

Tom C. Toner  
Yonkee & Toner, LLP  
[ttoner@yonkeetoner.com](mailto:ttoner@yonkeetoner.com)

John Burbridge  
Office of Attorney General  
[Jburb1@state.wy.us](mailto:Jburb1@state.wy.us)

John Corra  
Director, DEQ  
[jcorra@wyo.gov](mailto:jcorra@wyo.gov)

Patrick J. Crank  
Speight, McCue & Crank, P.C.  
[pcrank@speightmccue.com](mailto:pcrank@speightmccue.com)

  
\_\_\_\_\_  
Kim Waring, Executive Assistant  
Environmental Quality Council  
122 W. 25<sup>th</sup>, Rm. 1714  
Herschler Bldg.  
Cheyenne, WY 82002  
Phone: 307-777-7170  
FAX: 307-777-6134