

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

FILED

OCT 06 2009

Jim Ruby, Executive Secretary
Environmental Quality Council

IN THE MATTER OF THE APPEAL)
OF POWDER RIVER BASIN RESOURCE)
COUNCIL, BERNADETTE BARLOW,)
BERNADETTE BARLOW TRUST, WILLIAM)
L. BARLOW TRUST AND ERIC BARLOW)
FROM WYPDES PERMIT NO. WY0051268)

Docket No. 09-3801
ORDER FOR STAY

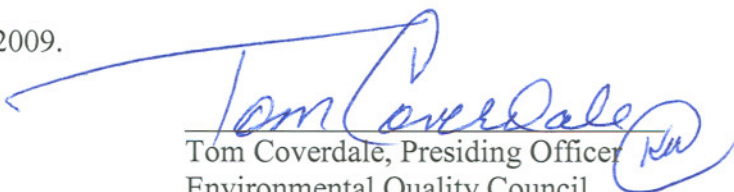
ON THE 6th day of October, 2009, the Council through Tom Coverdale, the appointed presiding officer, conducted a scheduling conference with the parties. Present at said hearing was the Petitioners, represented by Mark Stewart and Kate Fox; the Department of Environmental Quality, represented by John Burbridge, Asst. Attorney General; and Williams Production RMT, represented by Jack Palma; Jim Ruby, Exec. Secretary of the Council and Joe Girardin, paralegal for the Council.

Mr. Palma requested a stay of the proceedings for the reason that Williams Production RMT, had submitted a request to the Department to withdraw the permit. The Department has not yet responded to the permit.

Mr. Burbridge on behalf of the Department suggested that the Department could provide a response to Mr. Palma regarding the request by November 16, 2009 and in the event that the response was delayed, the parties would submit a status report regarding the Department's actions regarding the letter of withdrawal.

WHEREFORE, good cause being shown, all proceeding in the above entitled cause are stayed until 12:00 noon, November, 16, 2009.

SO ORDERED this 10th day of October, 2009.


Tom Coverdale, Presiding Officer
Environmental Quality Council

CERTIFICATE OF SERVICE

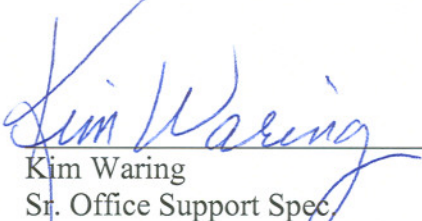
I, Kim Waring, certify that at Cheyenne, Wyoming, on the 6th day of October, 2009, I served a copy of the foregoing **ORDER FOR STAY** by electronic mail to the following:

Jack Palma
Holland & Hart, LLC
jpalma@hollandhart.com

John Burbridge
Asst. Attorney General
Jburbl@state.wy.us

Kate Fox
Mark Stewart
Attorneys for Protestants
Davis and Cannon, LLP
mark@davisandcannonchey.com

John Corra
Director, DEQ
jcorra@wyo.gov



Kim Waring
Sr. Office Support Spec
Environmental Quality Council
122 W. 25th, Rm. 1714
Herschler Bldg.
Cheyenne, WY 82002
Phone: 307-777-7170
FAX: 307-777-6134