

FILED

APR 06 2009

Jim Ruby, Executive Secretary  
Environmental Quality Council

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL  
STATE OF WYOMING


In the Matter of the Appeal of Powder )  
River Basin Resource Council, ) Docket No. 09-3802  
Bernadette Barlow Bernadette Barlow )  
Trust, William L. Barlow Trust and )  
Eric Barlow from WYPDES Permit )  
No. WY0052299 )

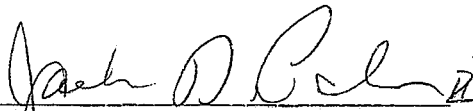
STIPULATION FOR STAY OF PROCEEDINGS

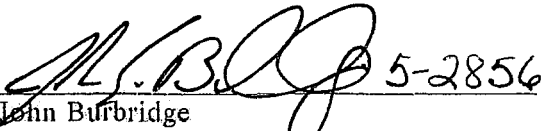
The Department of Environmental Quality, Bill Barrett Corporation (BBC), and Petitioners, by and through their respective counsel, respectfully request the Environmental Quality Council ("EQC") to stay the pre-hearing conference set for April 20, 2009, at 10:00 a.m., and all other proceedings in this matter pending the outcome of EQC's WQD - Chapter 1, Sec. 20, Rulemaking (EQC Docket 08-3101). The final rulemaking may impact the substance of this matter. The parties stipulate that WYPDES Permit No. WY0052299 will remain in full force and effect during the stay.

WHEREFORE, the DEQ, BBC, and Petitioners hereby respectfully request that this stay be granted and the permit remain in full force and effect during the stay. A form of proposed order is attached hereto.

Respectfully submitted April \_\_, 2009.

  
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