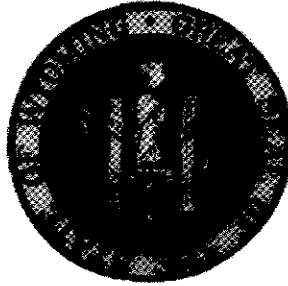


WYOMING ENVIRONMENTAL QUALITY COUNCIL

DAVE FREUDENTHAL
Governor
TERRI LORENZON, ESQ.
Director



Mark Gordon, Chair
Jon E. Brady, Vice Chair
Richard C. Moore, P.E., Secretary
Dennis M. Boal
Sara M. Flitner
Wendy S. Hutchinson, P.E.
John N. Morris

July 1, 2005

Thomas DiCicco
Hayes Construction, Inc.
5711 Osage Avenue, Suite A
Cheyenne, WY 82009

Re: Order Approving Notice of Violation and Order, EQC Docket No. 05-3402, DEQ
Docket No. 3665-05

Dear Mr. DiCicco:

Under Section 35-11-112(a)(ii) of the Environmental Quality Act, the Environmental Quality Council (the Council) has the obligation to approve all final orders issued by the Department of Environmental Quality (DEQ). On February 4, 2005, DEQ issued Notice of Violation and Order No. 3665-05 to you and the EQC docketed it as No. 05-3402. You did not appeal the Order to the Council. Thus, the Order became final and the Council held a public meeting on June 28, 2005, and approved the Notice of Violation and Order No. 3665-05, EQC Docket No. 05-3402.

Please take note that the attached Council Order is **NOT** a new Notice of Violation and Order issued by DEQ. If you have complied with the Notice of Violation and Order, if you are in the process of working out an agreement with DEQ, or if enforcement action is being pursued against you by DEQ, this Council Order **does not change your status**. Please call the DEQ if you have any questions regarding your compliance status under Notice of Violation and Order No. 3608-04.

Sincerely,

ENVIRONMENTAL QUALITY COUNCIL

A handwritten signature in cursive script that reads "Terri A. Lorenzon (esq)".

Terri A. Lorenzon, Esq.
Director

TAL/srp
Enclosure