

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

FILED

MAR 29 2007

In the Matter of the Appeal of)
Petro-Canada Resources (USA))
Inc. of Conditions in WYPDES)
Permit No. WY0051985)
)
)

Docket No. 05-3601

Terri A. Lorenzon, Director
Environmental Quality Council

JOINT MOTION TO DISMISS APPEAL

Petro-Canada Resources (USA) Inc. (Petro-Canada) and the Wyoming Department of Environmental Quality (WDEQ), by and through their undersigned counsel, hereby move the Environmental Quality Council (EQC) to dismiss the above-referenced appeal. In support hereof, the Parties state as follows:

1. Petro Canada and the WDEQ are the only parties to this appeal.
2. In their Third Joint Status Report, filed on November 27, 2006, the Parties requested the EQC to hold this matter in abeyance pending the expiration of time period in which an appeal could be taken from the October 19, 2006 issuance of Petro-Canada's WYPDES renewal permit No. WY0051985. The purpose of the request was to allow the Parties to evaluate whether any issues under this appeal remained after the renewal permit became final and was no longer subject to appeal.
3. No appeal of the renewal permit was taken and the time period for appeal has expired. Therefore, the instant appeal, which relates to the earlier version of WY0051985, is moot as the earlier permit has been superseded by the renewal permit and the renewal permit is no longer subject to appeal.

WHEREFORE, the Parties jointly move that the above-referenced appeal be dismissed.

DATED this 28th day of March, 2007.



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