

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

IN THE MATTER OF)
ANTELOPE COAL COMPANY,)
PERMIT NO. 525-T6,)
NOTICE OF VIOLATION NO. 100550)

Docket No. 02-4600

FILED

MAR 30 2004

Terri A. Lorenzon, Director
Environmental Quality Council

MOTION TO DISMISS PETITION FOR REVIEW

Antelope Coal Company ("ACC") moves the Wyoming Environmental Quality Council to dismiss the Petition for Review in this matter, which was filed by ACC on October 4, 2002. ACC no longer wishes to pursue this appeal, and voluntarily moves for its dismissal. John S. Burbridge, counsel for the Department of Environmental Quality, has informed counsel for ACC that the department has no objection to this motion or to the dismissal of the Petition for Review.

DATED this 30th day of March, 2004.



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ATTORNEYS FOR
ANTELOPE COAL COMPANY

CERTIFICATE OF SERVICE

I certify that, on this 30th day of March, 2004, a true and correct copy of this Motion to Dismiss Petition for Review was served by U.S. mail on the following:

John S. Burbridge
Assistant Attorney General
Land Quality Division
Herschler Building
Cheyenne, WY 82002

