

FILED

OCT 15 1979

Ardelle M. Kissler, Clerk
Environmental Quality Council

BEFORE THE
ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

IN THE MATTER OF NOTICE)
 OF VIOLATION ISSUED TO:)
)
 QUAD DEVELOPMENT)
 C/O DONALD E. JOHNSON)
 1160 ESCALERA ROAD)
 LARAMIE, WYOMING 82070)
)
 DOOR, INC.,)
 C/O DONALD LAMB)
 P. O. BOX 3226, UNIVERSITY STATION)
 LARAMIE, WYOMING 82071)
)
 QUADRA DANGLE SOCIETY, INC.,)
 C/O ERNEST L. BRAISTED)
 P. O. BOX 162)
 LARAMIE, WYOMING 82070)

Docket No.: 565-79

O R D E R

The above-entitled matter was considered by the Environmental Quality Council at its meeting on September 20, 1979. The Council, having reviewed all filings of record and being fully advised in the premises, finds:

1. The Notice of Violation appealed from was issued pursuant to W.S. 35-11-701(b);
2. The Notice carries with it no sanction, nor does it contain any order requiring any affirmative action; and
3. Absent the issuance of a cease and desist or similar order, there exists no provision pursuant to which the Council may properly review the issuance of a mere Notice of Violation.

WHEREFORE, upon Motion of the Environmental Quality

Council pursuant to Rule 12(h)(3), W.R.C.P., as made applicable to these proceedings under Section 14(a), Chapter II, Rules of Practice and Procedure;

IT IS HEREBY ORDERED THAT the appeal in the above-entitled matter be and the same hereby is dismissed.

DATED this 11 day of October, 1979.

ENVIRONMENTAL QUALITY COUNCIL

By: David B. Park
David B. Park
Chairman