

BEFORE THE DEPARTMENT ENVIRONMENTAL QUALITY  
STATE OF WYOMING

FILED

NOV 04 1991

Ferri A. Lorenzon, Adm. Aide  
Environmental Quality Council

IN THE MATTER OF THE NOTICE OF VIOLATION )  
AND ORDER ISSUED TO MOUNTAIN CEMENT COMPANY )  
MR. BOB WEEKS, PLANT MANAGER, P.O. BOX 339 ) Docket No.  
LARAMIE, WYOMING 82070, ) 2277-91

REQUEST FOR POSTPONEMENT OF APPEAL  
AND REQUEST FOR HEARING

Mountain Cement Company respectfully requests that the Environmental Quality Council postpone any action on the Notice of Appeal and Request for Hearing filed herewith until further request by applicant or the Administrator of the Air Quality Division. The reasons for this request are as follows:

1. Mountain Cement Company believes there are actions it can take to cause its facility to comply with all opacity requirements of State law.

2. Mountain Cement Company intends to comply with the terms of the Order contained in the Notice of Violation and Order.

3. Mountain Cement Company has already complied with paragraph 2 of the Order. Notice of that compliance was mailed to the Division and Department on August 28, 1991.

4. In order to perfect its rights to an appeal, Mountain Cement Company has filed a Notice of Appeal and Request for Hearing.

5. Mountain Cement Company intends to fully cooperate with the Department of Environmental Quality, Air Quality Division in order to resolve all concerns of the Division.

6. Upon completion of all work directed to be performed by outside consultants on the electrostatic precipitator, Mountain Cement Company believes the Order will have been complied with and this Appeal will become moot.

Dated: August 29<sup>th</sup>, 1991.

Respectfully submitted,



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CORHELL AND KING  
P.O. Box 1147  
Laramie, WY 82070  
(307) 742-3717

Attorneys for Mountain Cement  
Company

#### CERTIFICATE OF SERVICE

I, Philip Nicholas, certify that I served a copy of the above and foregoing Motion for Postponement of Notice of Appeal and Request for Hearing on the following:

Charles A. Collins  
Administrator, Division of Air Quality  
Department of Environmental Quality  
Herschler Building, Fourth Floor  
122 West 25th Street  
Cheyenne, WY 82002

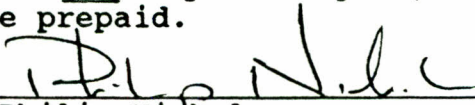
Dennis Hemmer  
Executive Secretary, Environmental Quality Council  
Herschler Building, 122 West 25th Street  
Cheyenne, WY 82002

Terry Lorenzon  
Administrative Aide, Environmental Quality Council,  
Barrett Bldg. Room 407  
Cheyenne, WY 82002

Mike Barrash  
Wyoming Attorney General's Office,  
123 Capitol Bldg.

Cheyenne, WY 82002

by mailing a copy thereof on the 29<sup>th</sup> day of August, 1991, via  
U.S. Mail with sufficient postage prepaid.

  
Philip Nicholas