

OUTLINE OF PROCEDURE

This hearing will please come to order:

Let the record show that this hearing is called to order at ____ a.m. on Friday, September 17, 1993 at the Town of Jackson, Council Chambers Room, 150 E. Pearl, Jackson Hole, Wyoming, before the Environmental Quality Council.

My name is Kim D. Cannon. I am a member of the Environmental Quality Council, and I will preside as your hearing examiner in this proceeding today.

Other members of the Council present today are: Fred Carr; John Darrington, Vince Lee, Harold Bergman, and Craig Thompson.

Also present is Terri Lorenzon, Attorney for the Council who is here to advise and assist the Council today.

This action is captioned as IN THE MATTER OF A MINING PERMIT APPLICATION OF RISSLER & MCMURRY, INC., TFN 2 6/247, DOCKET NO. 2373-92.

A verbatim transcript of this proceeding is being prepared by Merit Reporting Group. While a general distribution of the record will not be made, anyone wishing to purchase a copy of the transcript should make the necessary arrangements with the reporter.

Also, a copy of this record will be maintained in the permanent files of the Environmental Quality Council at the Barrett Building, Room 407, 2301 Central Avenue, Cheyenne, Wyoming.

Are the Protestants present and represented?

Is the Applicant present and represented?

Is the Department of Environmental Quality, Land Quality Division present and represented?

Are there any preliminary matters which should be brought to the attention of the Council? (THIS IS THE TIME TO CONSIDER ANY PENDING MOTIONS.)

Before I request opening statements, will all persons intending to testify please rise, identify yourselves for the record, and indicate on whose behalf your testimony will be given. Please remain standing until you have been sworn.

(RAISE YOUR RIGHT HAND) Do you swear to tell the truth, the whole truth, and nothing but the truth in the matter now before the Council, so help you God?

(IF THE WITNESS PREFERS NOT TO TAKE THE OATH, THEN SUBSTITUTE THE FOLLOWING):

Do you affirm to tell the truth, the whole truth, and nothing but the truth in the matter now before the Council?

The Council is now ready for opening statements. As explained earlier, the opening statement on behalf of each party should briefly explain his position, and outline the evidence he proposes to offer, together with its purpose.

CLOSING

At this time, each party has the right to present closing statements if they so desire. These should be in the form of summary of the case as you see it.

All interested parties having been afforded an opportunity to be heard, I now excuse all witnesses not previously excused and declare the evidence closed.

(NOTE: DO YOU WANT BRIEFS AND IF SO, WHAT BRIEFING SCHEDULE?)

It should be noted, however, that the evidence of this particular matter may be reopened at a later date, for good cause shown, by order of the Environmental Quality Council upon motion of any party to this proceeding or the Council itself.

The Environmental Quality Council will now take the evidence presented here relating to this matter under advisement and thereafter, release its Findings of Fact and Conclusions of Law in an Order within due and proper time following the consideration of all matters pertaining hereto.

I should like to mention that the Environmental Quality Council reserves the right to take administrative notice of information, data, and material pertinent to this matter.

Do any of the parties have any further questions to raise which are relevant to this hearing? Thank you for your cooperation and participation. This hearing is adjourned.