

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING
EQC DOCKET NO. 01-2602

IN THE MATTER OF THE NOTICE OF)
VIOLATION ISSUED TO CUNDY ASPHALT)
PAVING CONSTRUCTION, INC., MR. ERNEST)
SKRETTERBERG, VICE PRESIDENT,)
P.O. BOX 2469, GILLETTE, WY 82717-2469)

DOCKET NO. 3310-01

FILED

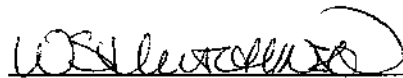
FEB 23 2002

Filed: 02/23/2002 WEQC
DISMISSAL ORDER

Terri A. Lorenzon, Director
Environmental Quality Council

This case having come before the council on Respondent Wyoming Department of Environmental Quality's MOTION TO DISMISS and it appearing from the pleadings that the Petitioner Cundy Asphalt Paving Construction, Inc. (CAPCI) is not entitled to a contested case hearing before the Environmental Quality Council because Notice of Violation Docket No. 3310-01 issued to Petitioner CAPCI does not contain a cease and desist order, it is hereby ordered that this case is dismissed.

This 22nd day of February, 2002.



Wendy Hutchinson
Chairman, Environmental Quality Council