

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

FILED

FEB 02 2016

IN RE BROOK MINE APPLICATION)
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)
TFN 6 2-025)

DOCKET 17-4801 Jim Ruby, Executive Secretary
Environmental Quality Council

AMENDED ORDER

The Parties appeared for a pre-hearing conference in this matter on Thursday, February 2, 2017 at 10:30 a.m. via telephone conference call and in the Board of Equalization Board Room, 1st Floor West of the Herschler Building, Cheyenne, Wyoming. Present were Isaac Sutphin and Jeff Pope on behalf of Brook Mine LLC., Andrew Kuhlman and James LaRock on behalf of DEQ, Shannon Anderson and Jill Morrison on behalf of the Powder River Basin Resource Council, Lynn Boomgaarden on behalf of Big Horn Coal, Jay Gilbertz on behalf of Mary Brezik- Fisher, and Brook Collins. Also present for the Council are Jim Ruby, Executive Officer and Joe Girardin, council business coordinator and Ryan Schelhaus from the Attorney General office.

The final hearing in this matter will begin on the 13th of February 2017 at 9:00 a.m. and will continue on the 14th of February. In the event the hearing cannot be completed by the end of the 14th the Council will schedule the conclusion for a later day.

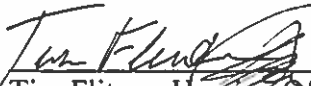
The following schedule is set for this hearing. Any preliminary motions shall be filed no later than February 6, 2017. Responses to the motions shall be filed by February 9th 2017. The hearing on any motions will be heard by the Council on February 13th prior to the final hearing.

The deadline for naming of expert witnesses, sending of any written interrogatories and requests for production is February 6, 2017. Responses to Interrogatories and Requests for Production will be February 10, 2017. The deadline for identification of all exhibits and witnesses to be used or called at the time of trial along with expert disclosures is February 10, 2017. The

deadline for filing any motions to strike, motions in limine etc. is February 10, 2017 and responses shall be filed no later than February 13, 2017 at 8:30 a.m.

The parties may file prehearing memorandum no later than February 10, 2017.

DATED this 2nd day of February, 2017.



Tim Flitner, Hearing Officer
Environmental Quality Council

CERTIFICATE OF SERVICE

I, Joe Girardin, certify that at Cheyenne, Wyoming, on the 2nd day of February, 2017, I served a copy of the foregoing Amended Order by electronic mail addressed to the following:

Andrew Kuhlmann
Asst. Attorney General
andrew.kuhlmann@wyo.gov

Todd Parfitt
Director, DEQ
Todd.Parfitt@wyo.gov

Alan Edwards
Deputy Director, DEQ
Alan.edwards@wyo.gov

Shannon Anderson
Powder River Basin Resource Council
sanderson@powderriverbasin.org

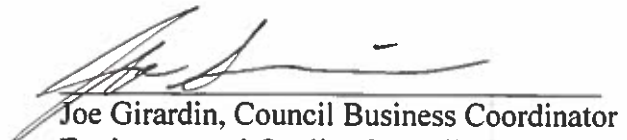
Isaac Sutphin
Attorney for Brook Mine
INSutphin@hollandhart.com

Mayor Peter Clark
Town of Ranchester
mayor@ranchesterwyoming.com

Lynn Boomgaarden
Attorney for Big Horn Coal
lboomgaarden@crowleyfleck.com
jwacker@crowleyfleck.com
wdrake@crowleyfleck.com

Jay Gilbertz
Attorney for Mary and David Brezik-Fisher
jgilbertz@yonkeetoner.com

Brook Collins
38 Monarch Rd
Ranchester WY 82839
bpcharlie@wbaccess.net


Joe Girardin, Council Business Coordinator
Environmental Quality Council
122 W. 25th Street
Herschler Bldg., Rm. 1714
Cheyenne, WY 82002
Phone: 307-777-7170