

or the work product doctrine. If you claim requested information is not subject to disclosure, comply with the Wyoming Rules of Civil Procedure, including Rule 26(b)(5), by making such a claim expressly and describing the nature of the documents, communications, or things not produced or disclosed in a manner that, without revealing information itself privileged or protected, will enable the undersigned to assess the applicability of the privilege or protection.

When the terms “writing”, “documents”, “tangible items”, or “electronically stored information” are used in these requests, these terms should be construed in the broadest sense and are intended to encompass all forms of information as contemplated and described by Wyoming Rule of Civil Procedure 34, including without limitation, all writings, documents, copies, reproductions, drawings, graphs, charts, photographs, sound recordings, visual recordings, images, and any other data or data compilations stored in any medium from which information can be obtained or translated (if necessary) by the respondent into reasonably usable form.

Supplementation of all responses is required in strict compliance with the Wyoming Rules of Civil Procedure and for any answer that requests information relating to or seeking information on: (a) the identity and location of persons having knowledge of discoverable facts; (b) the identity, location, qualifications and opinions of experts expected to be called at trial; and (c) any answer to a request to which supplemental, new or amended information is obtained that changes, supplements, alters, supports or contradicts any prior response.

Definitions:

1. **“Brook Mine”** as used in this discovery shall mean Brook Mining Company, LLC.
2. **“Mine or Mining Permit”** as used in this discovery shall mean Brook Mine Application TFN 6 2-025 currently pending in Sheridan County, Wyoming.
3. **“DEQ”** as used in this discovery shall mean the Wyoming Department Of Environmental Quality.
4. **“Fishers”** as used in this discovery shall mean Objectors Mary Brezik-Fisher and David Fisher.

The following documents and things are requested:

REQUEST FOR PRODUCTION NO. 1: Produce a copy of all Geotechnical, water quality and air quality studies and reports which have been completed by Brook Mining Company, LLC in relation to the Brook Mine.

RESPONSE:

REQUEST FOR PRODUCTION NO. 2: Produce a complete copy of all information you supplied to the Wyoming Department of Environmental Quality in relation to your reclamation/performance bond.

RESPONSE:

REQUEST FOR PRODUCTION NO. 3: Produce a complete copy of all information you supplied to the Wyoming Department of Environmental Quality in relation to hydrologic studies, models, predictions and plans for protection of both the surface and subsurface water quantity and quality.

RESPONSE:

REQUEST FOR PRODUCTION NO. 4: Produce a copy of any documents or materials identified in your response to interrogatories issued by the Fishers.

RESPONSE:

REQUEST FOR PRODUCTION NO. 5: In relation to each expert witness you will call at the contested case hearing, (**regardless of whether such expert is a “retained” expert or not**) please produce the following information in relation to each expert:

- a) A copy of all documents supplied to the expert;
- b) Any correspondence, email, or other documents exchanged between you and the expert;
- c) A copy of the expert’s *curriculum vitae* or resume; and
- d) Any report prepared by the expert which relates to this case.

If you do not answer this request at this time, fully supplement your response to this request when your experts are identified, or concurrently with any disclosure required pursuant to the contested case hearing.

RESPONSE:

REQUEST FOR PRODUCTION NO. 6: Produce a copy of the document (which may have been a flow chart) which was provided to the Sheridan County Commissioners during a Public Comment Period on March 7, 2017 by Jeff Barron, P.E. on behalf of Brook Mine and/or Ramaco.

RESPONSE:

REQUEST FOR PRODUCTION NO. 7: Produce any documents that evidence the projected or estimated cost, expense or expenditure of the overburden removal to excavate and create the access trenches or openings for providing the access points to facilitate the highwall mining equipment and activities at the Brook Mine facility proposed in Sheridan County, Wyoming.

RESPONSE:

REQUEST FOR PRODUCTION NO. 8: Produce a copy of the video which was presented at the previous contested case hearing with the EQC involving Brook Mine, Padlock and Big Horn Coal which demonstrated mining operations.

RESPONSE:

REQUEST FOR PRODUCTION NO. 9: Produce a copy of all data, summaries testing or other similar data or materials which were developed from or relate to the soil, vegetation, or other samples or materials taken from the Fishers' property.

RESPONSE:

DATED this 7th day of April, 2017.

YONKEE & TONER, LLP

/s/ Jay A. Gilbertz
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CERTIFICATE OF SERVICE

I, Jay A. Gilbertz, hereby certify that on the 7th day of April, 2017, I served a true and correct copy of the above and foregoing *by electronic transmission*, duly addressed as follows:

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/s/ Jay A. Gilbertz _____
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