

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL  
STATE OF WYOMING

IN RE BLACK HILLS BENTONITE )  
PERMIT TO MINE NO. 248c ) DOCKET 17-1601

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ORDER GRANTING STIPULATED MOTION TO RESCHEDULE HEARING DATE  
AND SET SECOND PRE-HEARING CONFERENCE

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THIS MATTER having come before Hearing Examiner Meghan Lally on the parties *Stipulated Motion to Reschedule Hearing Date and Set Second Pre-Hearing Conference* and the Hearing Examiner being fully advised, FINDS:

1. A pre-hearing conference was held on November 14, 2017 at 1:30 p.m. wherein Hearing Examiner Meghan Lally set a hearing in the above-referenced matter for December 5, 2017.

2. Respondent James Henry Crossingham, Jr. has a scheduled medical procedure on December 5, 2017 in Concord, North Carolina and therefore is unavailable to attend the hearing scheduled for that same day.

3. Counsel for Respondents has conferred with counsel for Petitioner about Mr. Crossingham's unavailability on December 5, 2017. Counsel for Petitioner has advised that Petitioner has no objection to rescheduling the hearing from December 5, 2017 to February 22, 2018.

4. Hearing Examiner Meghan Lally finds that the parties have met and conferred and also finds that good cause exists to grant the *Stipulated Motion to Reschedule the Hearing Date*.

IT IS HEREBY ORDERED that the hearing in the above-referenced matter is rescheduled from December 5, 2017 to February 22, 2018.

IT IS ALSO ORDERED that a second pre-hearing conference will be conducted on \_\_\_\_\_, 2017 at \_\_\_\_\_ .m. The parties may appear via telephone conference call or in person at the Board of Equalization Board Room in the Herschler Building, 122 West 25<sup>th</sup> Street, Cheyenne, Wyoming. Petitioner can be reached through its counsel at (307) 632-2888. Respondents can be reached through their counsel at (307) 265-0700.

DATED this \_\_\_\_\_ day of November, 2017.

\_\_\_\_\_  
MEGHAN LALLY, HEARING EXAMINER  
ENVIRONMENTAL QUALITY COUNCIL

**CERTIFICATE OF SERVICES**

I, James Ruby, certify that at Cheyenne, Wyoming, on the \_\_\_\_\_ day of November, 2017, I served a copy of the foregoing **Order Granting Stipulated Motion to Reschedule Hearing Date and Set Second Pre-Hearing Conference** by electronic mail to the following:

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