

Kelly Shaw
(Wyo. Bar No. 7-5624)
Assistant Attorney General
Wyoming Attorney General's Office
2320 Capitol Avenue
Cheyenne, WY 82002
(307) 777-6946
kelly.shaw@wyo.gov
Counsel for Respondent

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

IN RE DAVE'S ASPHALT CO.)
) DOCKET NO. 16-3202A
)

MOTION TO DISMISS

COMES NOW Respondent Department of Environmental Quality, by and through undersigned counsel, to hereby move the Environmental Quality Council (Council) for an order dismissing this matter. The parties entered a settlement agreement resolving the allegations in NOV Docket No. 5529-15 on December 13, 2017.

DATED this 12th day of January, 2018.

FOR RESPONDENT DEPARTMENT OF ENVIRONMENTAL QUALITY

/s/ Kelly Shaw
Kelly Shaw (Wyo. Bar No. 7-5624)
Assistant Attorney General
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CERTIFICATE OF SERVICE

I hereby certify that I served a true and complete copy of the above and foregoing upon all parties on the 12th day of January, 2018, by regular mail to the following:

Ms. Berthenia Crocker
Baldwin, Crocker & Rudd, P.C.
P.O. Box 1229
Lander, WY 82520
(307) 332-3385

/s/ Kelly Shaw
Kelly Shaw (Wyo. Bar No. 7-5624)
Assistant Attorney General
Wyoming Attorney General's Office
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Cheyenne, WY 82002
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