

WYOMING ENVIRONMENTAL QUALITY COUNCIL

DAVE FREUDENTHAL
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Director
<http://deq.state.wy.us/eqc>



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June 21, 2006

**CERTIFIED MAIL #7002 0460 0002 9828 1889
RETURN RECEIPT REQUESTED**

Dan Ratigan, M.D.
548 Northfolk Road
Lander, WY 82520

RE: Western Wyoming Construction Company, TFN 4 4/267 – Docket No. 06-4802

Dear Dr. Ratigan:

The Department of Environmental Quality (DEQ) has forwarded your objection to the application of Western Wyoming Construction Company, Docket No. 06-4802, for a mining permit to the Environmental Quality Council (the Council). As provided for in the Environmental Quality Act, the Council will set a time and place for a hearing on your objection. This hearing will be conducted pursuant to the provisions of the Environmental Quality Act, the Administrative Procedures Act, and the DEQ Rules of Practice and Procedure. The hearing will be conducted as a contested case, and all witnesses will be sworn, direct and cross examination will be the means of eliciting testimony, and all documents must be introduced as exhibits. You are not required to have an attorney represent you in this proceeding, although you may choose to have an attorney present your case. The DEQ will be represented by a member of the Attorney General's staff, John Burbridge, and Western Wyoming Construction Company may have counsel present.

The law requires the Council to hold a hearing on your objection within 20 days of the last day for filing objections, and this hearing must be held by July 13, 2006. You have the option of proposing a continuance of the hearing date, however, all parties to the proceeding must agree to the continuance before the Council can extend the time. This is a condition that is set by statute. If you seek a continuance, please submit a written request to the Council along with evidence of DEQ's, Western Wyoming Construction Company, and any other objectors' agreement to the continuance.

A record of the hearing will be made by a court reporter and the decision on the permit application is appealable to a district court.

Should you determine that you do not want a hearing on your objection, please notify me in writing of your decision. If a hearing regarding your objection is not held, your comment will remain a matter of record in the DEQ files, and the director of DEQ will consider the comment when he makes a decision on issuance of the Western Wyoming Construction Companies permit.

Please do not hesitate to call if you have questions concerning Council procedures. My phone number is 307-777-7170.

Sincerely,

ENVIRONMENTAL QUALITY COUNCIL

A handwritten signature in cursive script that reads "Terri A. Lorenzon". The signature is written in dark ink and is positioned over the typed name and title. To the right of the signature, there is a small circular stamp or mark containing the initials "TAL".

TERRI A. LORENZON
Director/Attorney

TAL:kam

cc: John Burbridge - AG
Rick Chancellor - DEQ/LQD
John Corra - DEQ Admin.
Western Wyoming Construction Company

CERTIFICATE OF SERVICE

I, Kim McGee, certify that at Cheyenne, Wyoming, on the 21st day of June, 2006, I served a copy of the foregoing OBJECTION LETTER by depositing copies of the same in the United States mail, postage prepaid, duly enveloped and addressed to:

Western Wyoming Construction Company
1290 North 2nd Street
Lander, Wyoming 82520

Dan Ratigan, M.D.
548 Northfolk Road
Lander, WY 82520

also to the following persons via interoffice mail:

John Burbridge
Assistant Attorney General
123 Capitol Building
Cheyenne, WY 82002

Richard Chancellor
Administrator
Land Quality Division
122 West 25th Street
Herschler Building
Cheyenne, WY 82002

John Corra
DEQ Administrator
122 West 25th Street
Herschler Building, 4th Fl.
Cheyenne, WY 82002



Kim McGee
Environmental Quality Council
122 W. 25th Street,
Herschler Bldg., Rm. 1714
Cheyenne, WY 82002
Tel: (307) 777-7170
Fax: (307) 777-6134