

Kelly Shaw, Wyo. Bar No. 7-5624
Stacia Berry, Wyo. Bar No. 7-5001
Koch Law, P.C.
121 W. Carlson St. #3
P.O. Box 2660
Cheyenne, WY 82003
Ph: (307) 426-5010
Fax: (307) 426-4927
kshaw@kochlawpc.com
stacia.berry@kochlawpc.com

Christopher Hawks, Wyo. Bar No. 5-2871
Hawks & Associates, LC
199 E. Pearl Ave. #103
P.O. Box 4430
Jackson, WY 83001
Ph: (307) 733-9437
Fax: (866) 220-6681
chris@hawksassociates.net

Attorneys for Intervenor Basecamp Teton WY SPV LLC

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

**IN THE MATTER OF THE APPEAL)
OF PROTECT OUR WATER)
JACKSON HOLE FROM)
PERMIT NO. 2023-025) Docket No. 23-3801**

**BASECAMP’S MOTION TO ENLARGE TIME TO RESPOND TO MOTION TO
SUSPEND PERMIT**

Intervenor Basecamp Teton WY SPV LLC (“Basecamp”) respectfully moves the Environmental Quality Council (“Council”) for an order enlarging time to respond to Petitioner Protect Our Water Jackson Hole (“POWJH”)’s Motion to Suspend Permit, which is currently pending before the Council. In support of its motion, Basecamp states as follows:

1. On August 14, 2023, POWJH filed its Appeal of Notification of Coverage.
2. On September 15, 2023, the Council issued its Order Requiring Separate Motion Concerning Petitioner's Request to Stay the Permit Pending Appeal.
3. On October 10, 2023, POWJH filed its Motion to Suspend Permit.
4. On October 17, 2023, the Council scheduled a hearing to take place on November 17, 2023, on POWJH's Motion to Suspend Permit.
5. On October 24, 2023, the Department of Environmental Quality ("DEQ") filed its Response to POWJH's Motion to Suspend Permit.
6. On November 1, 2023, Basecamp filed its Motion to Intervene.
7. On November 3, 2023, the Council issued its Order Continuing Hearing on Motion to Suspend and Scheduling Hearing on Motion to Intervene.
8. On November 8, 2023, POWJH filed its Reply in Support of Motion to Suspend Permit.
9. On November 17, 2023, the Council held a hearing on Basecamp's Motion to Intervene, and the Council verbally granted Basecamp's Motion to Intervene. The Council has not yet issued a written order granting Basecamp's Motion to Intervene.
10. POWJH's Motion to Suspend Permit is currently pending before the Council. The Council has continued the previously scheduled hearing on the motion, and no hearing is currently scheduled on POWJH's Motion to Suspend Permit.
11. Pursuant to Chapter 2, Section 11(a), responses to POWJH's Motion to Suspend Permit were due within 20 days after service of the motion. Therefore, responses were due on October 30, 2023.

12. Now that the Council has granted Basecamp's Motion to Intervene, Basecamp wishes to file a response to POWJH's Motion to Suspend Permit outside of the time originally provided for responses to the motion.

13. Should the Council grant this Motion to Enlarge Time, Basecamp requests that it be granted 20 days after the Council grants this motion for it to respond to the pending Motion to Suspend Permit. Because Chapter 2, Section 11(a) provides 20 days for parties to respond to motions, 20 days is a reasonable amount of time to allow Basecamp to respond to the Motion to Suspend Permit.

14. Allowing Basecamp 20 days to respond to the Motion to Suspend Permit will enable it to fully participate in the briefing and argument on the motion, and to protect and assert its rights, in accord with its status as an Intervenor.

15. Basecamp's counsel conferred with all counsel about this Motion to Enlarge Time pursuant to Rules of Practice and Procedure, Chapter 2, Section 11(c). POWJH does not oppose Basecamp's request to file a response to POWJH's Motion to Suspend Permit, but POWJH requests that the Council set Basecamp's response deadline at 20 days from the date Basecamp was granted intervention. Thus, POWJH proposes that Basecamp be required to respond by December 8, 2023, and POWJH opposes an enlargement of time beyond December 8, 2023. The Department of Environmental Quality ("DEQ") does not oppose Basecamp's Motion.

WHEREFORE, Basecamp respectfully requests that the Council enter an order enlarging the time to respond to POWJH's Motion to Suspend Permit and granting Basecamp 20 days to respond.

Respectfully submitted this 21st day of November, 2023.

/s/ Kelly Shaw

Kelly Shaw, Wyo. Bar No. 7-5624

Stacia Berry, Wyo. Bar No. 7-5001

KOCH LAW, P.C.

121 W. Carlson St. #3

P.O. Box 2660

Cheyenne, WY 82003

Ph: (307) 426-5010

Fax: (307) 426-4927

kshaw@kochlawpc.com

stacia.berry@kochlawpc.com

Christopher Hawks, Wyo. Bar No. 5-2871

Hawks & Associates, LC

199 E. Pearl Ave. #103

P.O. Box 4430

Jackson, WY 83001

Ph: (307) 733-9437

Fax: (866) 220-6681

chris@hawksassociates.net

*Attorneys for Intervenor Basecamp Teton WY SPV
LLC*

CERTIFICATE OF SERVICE

I hereby certify that on the 21st day of November, 2023, a true and correct copy of the foregoing **BASECAMP'S MOTION TO ENLARGE TIME TO RESPOND TO MOTION TO SUSPEND PERMIT** was filed and served in accordance with by uploading to Docket Entry No. 23-3801 at wyomingeqc.wyo.gov, in accordance with Rules of Practice and Procedure, Chapter 2, Section 5(b).

/s/ Kelly Shaw
KOCH LAW, P.C.