

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

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

ORDER GRANTING BASECAMP'S MOTION TO INTERVENE

On November 4, 2023, Basecamp Teton WY SPV LLC filed a motion to intervene in this matter. DEQ and Protect Our Water Jackson Hole responded to the motion. DEQ and Protect Our Water took no position on the motion, however, Protect Our Water asserted that it would not be unduly prejudiced by Basecamp's intervention provided that the intervention would not lead to undue delay in the proceedings.

Following the issue being fully briefed, the Council held a hearing on the motion on November 17, 2023 via video conference. After hearing and considering the parties' and Basecamp's arguments and otherwise being fully advised, the Council voted 7 to 0 in favor of granting the motion to intervene.



The Council's rules (Chapter 2 (Contested Case Hearings), Section 9) specifically allow for a non-party to intervene in a matter as long as the Council determines that the non-party is adversely affected by the proceeding and has a legal right to intervene under the standards set out in Rule 24 of the Wyoming Rules of Civil Procedure.

Basecamp filed its motion to intervene and contended that it would be adversely affected by this proceeding because this proceeding could affect its current permit. Based upon its motion, Basecamp has met the legal standards to intervene as required by the Council's rules and Rule 24

of the Wyoming Rules of Civil Procedure. Basecamp has an interest in its permit which is the subject of the proceeding, Basecamp may be adversely affected by the proceeding and final decision, neither party (DEQ or Protect Our Water Jackson Hole) can adequately represent Basecamp, neither party will be unduly prejudiced if intervention is granted, and the motion is timely.

IT IS HEREBY ORDERED that Basecamp's motion to intervene is granted. Basecamp is now an intervenor and a party to this proceeding.

DATED this 6th day of December, 2023



Vice Chairman Shane True, Hearing Examiner
Environmental Quality Council