

WY Teton County District Court
9th JD
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2024-CV-0019048
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FILED

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Attorneys for Petitioner Protect Our Water Jackson Hole

**IN THE NINTH JUDICIAL DISTRICT COURT
TETON COUNTY, STATE OF WYOMING**

PROTECT OUR WATER JACKSON HOLE,
a Wyoming nonprofit corporation

Plaintiff,

v.

WYOMING DEPARTMENT OF
ENVIORNMENTAL QUALITY and
BASECAMP TETON WY SPV, a Wyoming
limited liability company,

Defendants.

Civil No. 2024-CV-0019048

NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN that Plaintiff, Protect Our Water Jackson Hole (“**POWJH**”), pursuant to Wyoming Rule of Appellate Procedure (**W.R.A.P.**) 2.07, appeals the following appealable orders:

- 1) The Teton County District Court’s July 30, 2024 Order Granting Motions to Dismiss, which granted separate but substantially similar Motions to Dismiss filed by both Defendant Wyoming Department of Environmental Quality and Defendant Basecamp Teton WY SPV; and

- 2) The Teton County District Court's July 30, 2024 Order Denying Motion to Reconsider or Amend, which denied POWJH's request to either reconsider the tentative ruling the Court gave at the close of oral arguments or, in the alternative, to amend POWJH's complaint to remedy alleged, but curable, defects in POWJH's complaint.

Pursuant to W.R.A.P. 2.07(a)(3), POWJH identifies this appeal is being taken to the Wyoming Supreme Court.

Pursuant to W.R.A.P. 2.07(a)(4) the undersigned counsel certifies that that the court reporter for this matter has already produced a transcript of the hearing on Defendants' Motions to Dismiss at one of the defendants' request, that the transcript is available, and undersigned counsel has made arrangements for payment for a copy of that transcript. POWJH intends to include the entire transcript in the record.

Pursuant to W.R.A.P. 2.07(b) the following appendix is provided:

- 1) All pleadings that assert a claim for relief whether by complaint, counterclaim or cross-claim and all pleadings adding or removing parties: POWJH's Complaint for Declaratory Judgment, filed March 5, 2024.
- 2) All orders or judgments disposing of claims for relief and all orders or judgments disposing of all claims by or against any party: The Teton County District Court's July 30, 2024 Order Granting Motions to Dismiss.
- 3) The judgment or final order and the trial court's decision letter if one was filed: The judgment or final order and the trial court's decision letter if one was filed: The Teton County District Court's July 30, 2024 Order Granting Motions to Dismiss and the July 30, 2024 Order Denying Motion to Reconsider or Amend.

Respectfully submitted this 13th day of August, 2024.



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Certificate of Service

Based on the foregoing signature, counsel certifies that a true and correct copy of this *Notice of Appeal* was served on August 13, 2024, to the following:

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