

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING

FILED

JUL 08 1994

Terri A. Lorenzon, Attorney
Environmental Quality Council

IN THE MATTER OF THE NOTICE OF)
VIOLATION & ORDER ISSUED TO)
MOUNTAIN CEMENT COMPANY, MR.) DOCKET NO. 2277-91
BOB WEEKS, PLANT MANAGER, P.O.)
BOX 339, LARAMIE, WY. 82070)

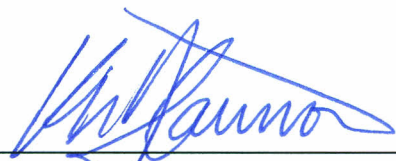
ORDER DISMISSING APPEAL WITH PREJUDICE

Mountain Cement Company ("Mountain Cement") filed a Notice of Appeal and Request for Hearing before the Environmental Quality Council (dated August 29, 1991) to contest Notice of Violation & Order No. 2277-91 issued by the Department of Environmental Quality ("DEQ")/Air Quality Division. At the same time Mountain Cement also filed a Request for Postponement. Now, in order to resolve this matter without further proceedings, Mountain Cement and the DEQ have filed a Joint Stipulation and Motion for Dismissal with Prejudice. The Council having reviewed the Stipulation and Motion,

IT IS HEREBY ORDERED THAT:

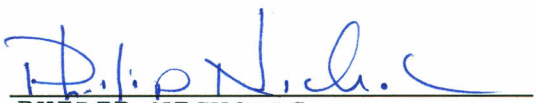
Based upon the parties' Joint Stipulation and Motion for Dismissal with Prejudice, Mountain Cement's appeal in this matter is dismissed with prejudice.

DATED this 24 day of June, 1994.

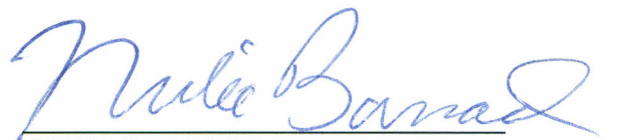


Chairman
Environmental Quality Council

APPROVED AS TO FORM:



PHILIP NICHOLAS
NICHOLAS LAW OFFICE
FOR MOUNTAIN CEMENT COMPANY



MIKE BARRASH
SR. ASSISTANT ATTORNEY GENERAL
FOR THE WYOMING DEPARTMENT
OF ENVIRONMENTAL QUALITY

CERTIFICATE OF SERVICE

I, Terri A. Lorenzon, certify that at Cheyenne, Wyoming, on the 8th day of July, 1994, I served a copy of the foregoing ORDER by depositing copies of the same in the United States mail, postage prepaid, duly enveloped and addressed to:

Philip Nicholas
Nicholas Law Office
P. O. Box 928
Laramie, WY 82070

and also to the following persons via interoffice mail:

Dennis Hemmer, Director
Department of Environmental Quality
122 W. 25th Street, Herschler Building
Cheyenne, WY 82002

Charles A. Collins, Administrator
Air Quality Division
Department of Environmental Quality
122 W. 25th Street, Herschler Bldg.
Cheyenne, WY 82002

Mike Barrash
Assistant Attorney General
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