

BEFORE THE ENVIRONMENTAL QUALITY COUNCIL STATE OF WYOMING

FIL APR 13 1994 Terri A. Lorenzen, Attorney Environmental Quality Council

IN THE MATTER OF A MINING PERMIT APPLICATION OF RISSLER & MCMURRY, INC. TFN 2 6/247

RISSLER & MCMURRY, INC. Applicant, vs. FRIENDS OF BESSEMER MOUNTAIN Protestants. DOCKET NO. 2373-92

PROTESTANT'S MOTION ADOPTING DEPARTMENT'S MOTION TO DISMISS AND PROTESTANTS RESPONSE TO COUNCIL'S ORDER VACATING HEARING

COME NOW the Protestants, by and through counsel, Christopher H. Hawks of Lawyers and Advocates for Wyoming and hereby adopt the Department's Motion to Dismiss and respond to the Council's Order Vacating Hearing:

- 1. The Protestants do not object to the Department's Motion to Dismiss.
2. The Protestants hereby adopt the Department's Motion to Dismiss as if it were their own and move that the proceedings be dismissed for the reasons stated therein.
3. The Protestant's do not object to the Council's April 7, 1994 Order Vacating Hearing.

WHEREFORE the Protestant's respectfully request that the above captioned matter be dismissed.

SUBMITTED this 11th day of April, 1994.

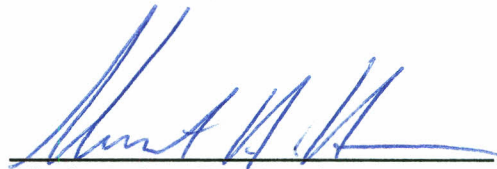
Handwritten signature of Christopher H. Hawks, followed by typed name and address: Christopher H. Hawks Of, Lawyers and Advocates for Wyoming, P.O. Box 548 Jackson, WY 83001 307-733-7290

CERTIFICATE OF SERVICE

On the 11th day of April, 1994, a true and correct copy of the foregoing Motion and Response was delivered to all counsel of record by placing the same in prepaid mail to the following addresses:

Tom Roan
Assistant Attorney General
State Capitol
Cheyenne, WY 82002

Donald Rissler
P.O. Box 1783
Riverton, WY 82501



Christopher H. Hawks