

**MISSOURI DEPARTMENT OF NATURAL RESOURCES
LAND RECLAMATION COMMISSION**

In the Matter of:)	
)	
BUILDEX, INC.,)	LRP Permit No. 0387
New Market Plant Site)	Proceeding Under
Platte County, Missouri)	The Land Reclamation Act,
Permit Expansion Application)	Sections 444.760 through 444.790,
)	RSMo.
CONCERNED CITIZENS)	
OF PLATTE COUNTY,)	
ALAN & PAULA WEBB,)	
KARI KNABE,)	
SUSAN BROWN,)	
JERALD & LORENE FANSHER,)	
)	
Petitioners,)	
)	
v.)	
)	
MIKE LARSON,)	
Staff Director,)	
Land Reclamation Program,)	
Division of Environmental Quality,)	
Respondent,)	
)	
BUILDEX, INC,)	
Applicant,)	
)	
)	

**ORDER TO SHOW CAUSE WHY MOTION TO DISMISS SHOULD NOT BE
GRANTED**

Applicant has filed its Motion to Dismiss for Failure To Prosecute with Suggestions in Support. Petitioners are given until and including October 29, 2009 to make their response in writing to the Hearing Officer, copy to Counsels for Respondent and Applicant, showing cause why said Motion should not be granted and Petitioners' action dismissed.

Certificate of Service

I hereby certify that a copy of the foregoing has been sent as an email attachment on this 18th day of October 2009, to:

Charles F. Speer & Tammy R. Dodson, Speer Law Firm, PC, Attorneys for Petitioners,
cspeer@speerlawfirm.com; tdodson@speerlawfirm.com

Kara Valentine, Assistant Attorney General, Attorney for Respondent,
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Richard S. Brownlee III & Adam R. Troutwine, Hendren Andrae, LLC, Attorneys for Applicant,
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Dana Foster, Assistant to General Counsel – dana.foster@dnr.mo.gov
Mike Larsen, DNR – mike.larsen@dnr.mo.gov

SO ORDERED October 18, 2009.

MISSOURI DEPARTMENT OF NATURAL RESOURCES



W. B. Tichenor
Hearing Officer
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