

July 6, 2009

Tom Schroeder, Program Principle
Wyoming Department of Environmental Quality
Industrial Siting Division
Herschler Building, 4-W
122 West 25th Street
Cheyenne, WY 82002

ISD: 7-7-09

000234

OCT 27 2010

RE: Construction Schedule for Medicine Bow Fuel & Power
Pursuant to Industrial Siting Council DEQ/ISC 07-01

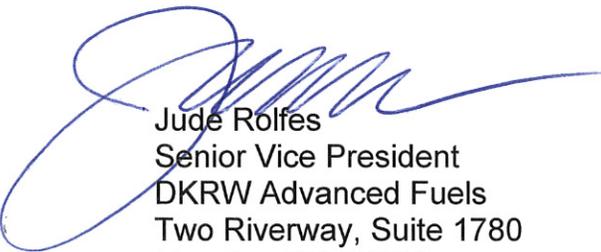
Dear Mr. Schroeder;

This is in response to your May 11, 2009 letter to Robert Moss regarding the Medicine Bow Fuel & Power (MBFP) construction schedule. The lack of a debt market resulting from the unprecedented financial crisis has resulted in the need to potentially delay start of construction on MBFP. Per ISC Permit/07-01 Condition number 6 construction must commence within two years following the date of award of the permit. The Certificate of Service for the Permit is dated January 18, 2008, so the current permit would expire January 18, 2010 if we have not started construction.

MBFP hereby requests a one-year extension of Permit ISC 07-01 Decision Condition number 6 to January 18, 2011. Thus, we are requesting permission to commence construction within three years of the award of the MBFP Permit as is allowed by the regulations implementing the ISA.

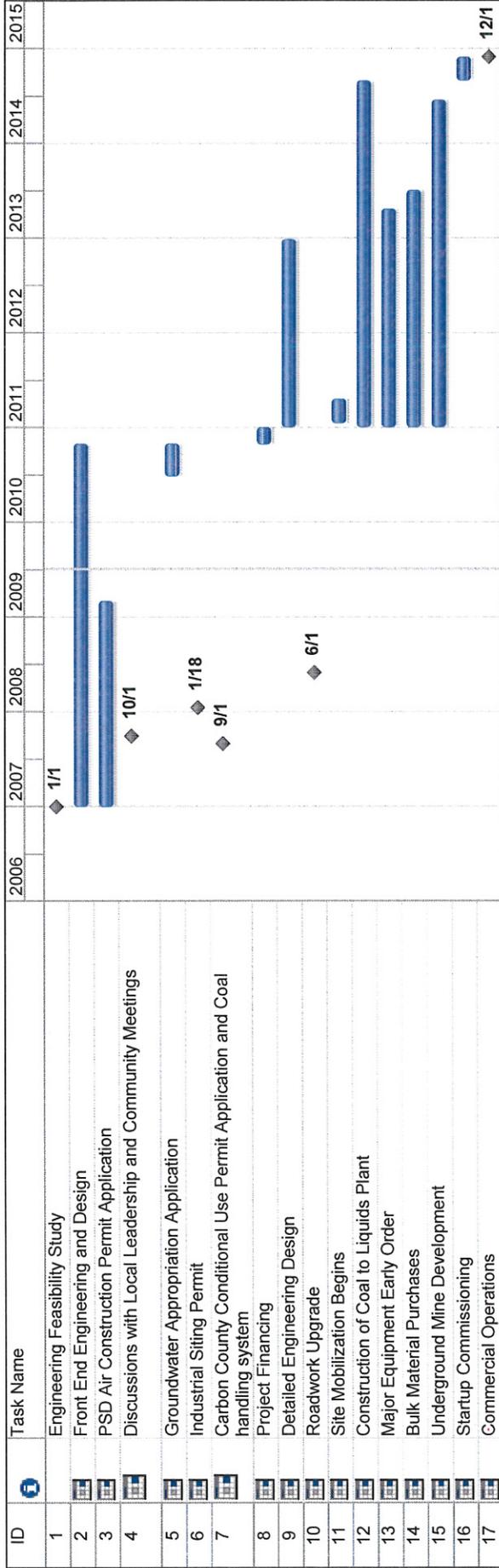
Attached is a revised Gantt chart reflecting this requested schedule change.

Sincerely,



Jude Rolfes
Senior Vice President
DKRW Advanced Fuels
Two Riverway, Suite 1780
Houston, TX 77056
713 425 6526

Attachment: Gantt
cc: Robert Moss



Project: Project2
Date: Thu 7/2/09