



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8**

1595 Wynkoop Street
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EPA REGION 8
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DOCKET NO.: SDWA-08-2012-0027

IN THE MATTER OF:)
)
FARMERS NEW HOLLAND, INC.) **FINAL ORDER**
)
Respondent.)

Pursuant to Section 22.18(a) of the United States Environmental Protection Agency's ("EPA"), *Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties, Issuance of Compliance or Corrective Action Order, and Termination or Suspension of Permits ("Consolidated Rules")*, 40 C.F.R. §22.18(a), the Respondent has elected "Quick Resolution" of the matter by payment of the full penalty proposed in the complaint. Full payment of the \$1,200.00 proposed penalty has been received by the Agency.

The subject complaint does not seek a Compliance or Corrective Action Order, or Permit Action; and the proceeding is not subject to the public comment provisions of §22.45 of the Consolidated Rules; therefore, quick resolution is immediately available.

Full payment by the Respondent of the \$1,200.00 penalty proposed in the complaint has resolved the violations asserted in the complaint which, in conjunction with its timely payment of the full penalty amount, resolves its liability for those violations.

Payment of the penalty shall not affect the right of the Agency or the United States to pursue appropriate injunctive, or other equitable relief, or criminal sanctions for any violations of the law.

Payment of the penalty shall constitute a waiver of Respondent's right to contest the allegations and to appeal the Final Order.

This Final Order does not waive, extinguish, or otherwise affect Respondent's obligation to comply with all applicable provisions of the Act and regulations promulgated thereunder.

This Final Order constitutes the final Agency action in this matter and is effective upon filing.

SO ORDERED THIS 31st DAY OF July, 2012.

Elyana R. Sutin
Regional Judicial Officer

CERTIFICATE OF SERVICE

The undersigned certifies that the original of the attached **QUICK RESOLUTION FINAL ORDER** in the matter **FARMERS NEW HOLLAND, INC.; DOCKET NO.:** **SDWA-08-2012-0027** was filed with the Regional Hearing Clerk on July 31, 2012.

Further, the undersigned certifies that a true and correct copy of the document was delivered to Eduardo Quintana, Senior Enforcement Attorney, U. S. EPA – Region 8, 1595 Wynkoop Street, Denver, CO 80202-1129. A true and correct copy of the aforementioned document was placed in the United States mail certified/return receipt requested on July 31, 2012, to:

Michael Trahern
Farmers New Holland
46485 Highway 24
Burlington, CO 80807

And e-mailed to:

Elizabeth Whitsel
U. S. Environmental Protection Agency
Cincinnati Finance Center
26 W. Martin Luther King Drive (MS-0002)
Cincinnati, Ohio 45268

July 31, 2012



Tina Artemis
Paralegal/Regional Hearing Clerk



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