

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8

Docket No.: CAA-08-2011-0020

2011 NOV 21 AM 9:39

FILED  
EPA REGION VIII  
HEARING CLERK

In the Matter of:

KODIAK OIL & GAS (USA) INC.

Respondent.

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**JOINT MOTION TO WITHDRAW  
PREVIOUSLY FILED MOTION**

COMES NOW Kodiak Oil & Gas (USA) Inc. ("Kodiak" or "Respondent") and the United States Environmental Protection Agency, Region 8 ("EPA" or "Complainant") and files this Joint Motion to Withdraw their previously filed Joint Motion to Amend Administrative Complaint and Consent Agreement.

1. On October 25, Kodiak and EPA filed a Joint Motion to Amend Administrative Complaint and Consent Agreement (the "Original Joint Motion") for the purpose of the deletion of an incorrectly included emission source in Table A-1 and the substitution of one well listed in Table A-3 for a different well.

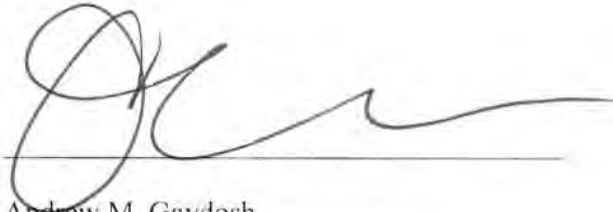
2. In order to correct several clerical errors in the Appendix to the Original Joint Motion, Kodiak and EPA ask that they be permitted to withdraw their Original Joint Motion in favor of a Revised Joint Motion to Amend Administrative Complaint and Consent Agreement.

**PRAYER**

For the above-mentioned reasons, Kodiak and EPA respectfully request that the Court approve the withdrawal of the Joint Motion to Amend Administrative Complaint and Consent Agreement of Kodiak and EPA.

UNITED STATES ENVIRONMENTAL  
PROTECTION AGENCY REGION 8

Date: Nov 18, 2011



Andrew M. Gaydosh  
Assistant Regional Administrator  
Office of Enforcement, Compliance and  
Environmental Justice

KODIAK OIL & GAS (USA) INC.

Respondent.

Date: Nov 18, 2011



Cathleen M. Osborn  
Counsel for Kodiak Oil & Gas (USA) Inc.

**CERTIFICATE OF SERVICE**

The undersigned certifies that the original of the attached Joint Motion to Withdraw Previously Filed Motion in the matter of Kodiak Oil & Gas (USA) Inc.; Docket No.: CAA-08-2011-0018 was filed with the Regional-Hearing Clerk on November 18 2011.

Date: November 18 2011



Cathleen M. Osborn  
Counsel for Kodiak Oil & Gas (USA) Inc..