



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8**

1595 Wynkoop Street
DENVER, CO 80202-1129
Phone 800-227-8917
<http://www.epa.gov/region08>

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EPA REGION VIII
HEARING CLERK

MAR 26 2014

Ref: 8 ENF-W

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Reverend Phillip Wagner
Saint Stephen's Indian Mission
P.O. Box 250
Saint Stephens, WY 82524

Dominic Littleshield, Registered Agent
Saint Stephens Indian Mission, Inc.
P.O. Box 250
Saint Stephens, WY 82524

Re: Violation of Administrative Order, Saint Stephens Indian Mission, Inc., Saint Stephens Indian Mission Public Water System, PWS ID #085690010, Docket No. SDWA-08-2013-0027

Dear Reverend Wagner and Mr. Littleshield:

On May 9, 2013, the U.S. Environmental Protection Agency (EPA) issued an Administrative Order (Order), Docket No. SDWA-08-2013-0027, ordering Saint Stephens Indian Mission, Inc. (Respondent), as owner and/or operator of the Saint Stephens Indian Mission Public Water System (System), to comply with various regulations issued by the EPA under the Safe Drinking Water Act (SDWA), 42 U.S.C. § 300f *et seq.*

Our records indicate that the Respondent is in violation of the Order. Among other things, the Order included the following requirements (paraphrased from paragraphs 15 and 21 on pages 3 and 4, respectively, of the Order):

- 1. Respondent shall monitor the system's water monthly for total coliform bacteria and, if any sample is positive for total coliform, conduct repeat and additional routine monitoring, as required by 40 C.F.R. § 141.21. Respondent shall report analytical results to the EPA within the first 10 days following the month in which sample results were received, as required by 40 C.F.R. § 141.31(a). Respondent shall report any violation of the total coliform monitoring requirements to the EPA within 10 days after discovering the violation, as required by 40 C.F.R. § 141.21(g)(2).*

Respondent failed to collect a water sample for total coliform during December 2013 and did not report this failure to monitor violation to the EPA as required, and therefore violated those requirements of the Order.

2. *Within 30 days after receipt of this Order, Respondent shall notify the public of the October 2012 total coliform maximum contaminant level violation cited in the Order, following the instructions provided with the public notice templates provided to Respondent with the Order. Thereafter, following any future violation of the Drinking Water Regulations, Respondent shall comply with any applicable public notice provisions of 40 C.F.R. part 141, subpart Q. Within 10 days after providing public notice, Respondent shall submit a copy of the notice to the EPA.*

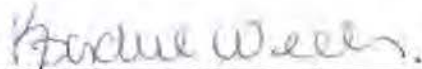
Respondent failed to provide the above-referenced public notice for the October 2012 total coliform maximum contaminant level violation and/or submit a copy of the notice to the EPA as required, and therefore violated those requirements of the Order.

EPA is considering additional enforcement action, including assessment of penalties, as a result of the non-compliance with the Order detailed above. Violating an Administrative Order may lead to (1) a penalty of up to \$37,500 per day per violation of the Order, and/or (2) a court injunction ordering compliance.

If you have any questions or wish to have an informal conference with the EPA, you may contact Mario Mérida at 1-800-227-8917, extension 6297 or (303) 312-6297. If you are represented by an attorney who has questions, please ask your attorney to contact Amy Swanson, Enforcement Attorney, at 1-800-227-8917, extension 6906 or (303) 312-6906 or at the following address:

Amy Swanson
Enforcement Attorney
U.S. EPA, Region 8 (8-ENF-L)
1595 Wynkoop Street
Denver, Colorado 80202-1129

We urge your prompt attention to this matter.


Kimberly Pardue-Welch, Team Leader
Drinking Water Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

cc: Tina Artemis, EPA Regional Hearing Clerk
Most Reverend Paul D. Etienne, Bishop, Diocese of Cheyenne
Dean Goggles, Acting Environmental Director, Wind River Environmental Quality Commission
Charlie Stickney, Operator, St. Stephens Indian Mission (via email)