

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
REGION 6

FILED  
2011 AUG 23 AM 11:51  
REGIONAL HEARING CLERK  
EPA REGION 6

In the Matter of	§	Docket No. CWA-06-2011-2709
	§	
Mr. Henry R. Stevenson, Jr.	§	Proceeding to Assess a
Parkwood Land Co.	§	Civil Penalty Under Section 309(g)
	§	of the Clean Water Act
	§	
Respondents	§	Administrative Complaint

**RESPONDENT'S ORIGINAL ANSWER**

**I. General Denial**

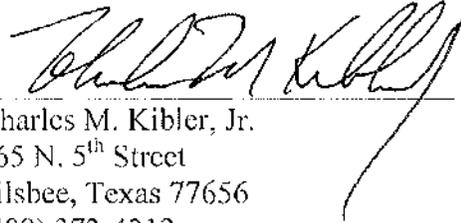
1. Respondent denies each and every allegation of Petitioner's complaint and demands strict proof thereof.
2. Respondent further specifically denies that Petitioner has jurisdiction under the Clean Water Act (hereinafter "the Act") as Petitioner cannot demonstrate a hydrological connection or significant nexis between the subject property and a relatively permanent body of water connected to traditional interstate navigable waters.
3. Respondent further specifically denies that Petitioner has jurisdiction as the property has been isolated from any relatively permanent body of water connected to traditional interstate navigable waters by a levee system which pre-dates the Act and is therefore "grandfathered."

**4. Prayer**

5. Respondent prays that after notice and hearing upon this matter that the Presiding Officer enter a judgment in favor of Respondent and any and such other and further relief as Respondent may be entitled to in law or equity.

Respectfully Submitted,

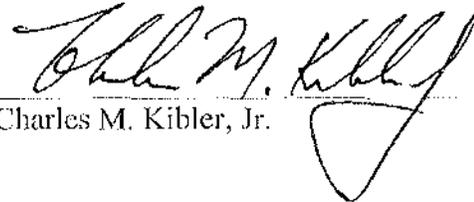
THE KIBLER LAW FIRM



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Attorney for Respondent, Henry R.  
Stevenson, Jr. and Parkwood Land Co.

**Certificate of Service**

I certify that on August 15, 2011 Respondent's Original Answer were filed with the Regional Hearing Clerk, EPA Region 6, U.S. Environmental Protection Agency, Region 6, 1445 Ross Avenue, Dallas, Texas 75202-2733 via Certified Mail Return Receipt Requested and to the counsel of record, Mr. Russell Murdock, EPA Region 6, 1445 Ross Avenue, Dallas, Texas 75202-2733 via Certified Mail Return Receipt Requested.



Charles M. Kibler, Jr.