



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

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

Ref: ENF-L

JUL 30 2013

CERTIFIED MAIL NO. 7009 3410 0000 2598 4709  
RETURN RECEIPT REQUESTED

The Honorable Richard Schroeder, Mayor  
Town of Manville  
P.O. Box 107  
Manville, WY 82227

Re: Complaint and Notice of  
Opportunity for Hearing  
Docket No. SDWA-08-2013-0047

Dear Mayor Schroeder:

Enclosed is an administrative "Complaint and Notice of Opportunity for Hearing" (Complaint) filed against the Town of Manville (Town) under section 1414(g)(3) of the Safe Drinking Water Act (SDWA), 42 U.S.C § 300g-3(g)(3). The U.S. Environmental Protection Agency (EPA) alleges in the Complaint that the Town failed to comply with an administrative order issued by the EPA on August 26, 2010. The violations are described in the Complaint.

By law, the Town has the right to request a hearing regarding the matters set forth in the Complaint. Please pay particular attention to those parts of the Complaint entitled "Opportunity to Request a Hearing" and "Failure to File an Answer." If the Town does not file an answer to the Complaint within 30 days of receipt, a default judgment may be entered and the proposed civil penalty may be assessed without further proceedings. In its answer the Town may request a hearing. The Town has the right to be represented by an attorney at any stage of these proceedings.

The EPA encourages all parties against whom it files any complaint proposing assessment of a penalty to pursue the possibilities of settlement through an informal conference. Any such settlement shall be finalized by the issuance of a final order by the Regional Judicial Officer, EPA Region 8. If a representative of the Town signs a consent agreement that is finalized by a final order, the Town will waive its right to request a hearing on any matter to which it has stipulated in that agreement.

Whether or not the Town requests a hearing, its representative(s) may confer informally with the EPA concerning the alleged violation and/or the amount of the proposed penalty. However, an informal settlement conference does **not** substitute for filing a written answer and requesting a hearing. A request for an informal conference also does not extend the 30-day period during which the Town must submit a written answer and a request for a hearing. The Town may pursue settlement and have an informal conference even if it is also litigating the case.

For any questions specific to the violations or penalty, the most knowledgeable people at the EPA regarding this matter are Mario Mérida, Environmental Protection Specialist, who can be reached at 1-800-227-8917, extension 6297, and, for questions from counsel, if any, Peggy Livingston, Enforcement Attorney, who can be reached at 1-800-227-8917, extension 6858.

We urge your prompt attention to this matter.

Sincerely,

*for Eddie A Sierra*  
Andrew M. Gaydosh  
Assistant Regional Administrator  
Office of Enforcement, Compliance  
and Environmental Justice

Enclosure

cc: Tina Artemis, EPA Regional Hearing Clerk