

and

Melissa Haniewicz, Regional Hearing Clerk
Region 8, U.S. Environmental Protection Agency
haniewicz.melissa@epa.gov

The term “proof of payment” means, as applicable, a copy of the check, confirmation of credit card or debit card payment, confirmation of wire or automated clearinghouse transfer, and any other information required to demonstrate that payment has been made according to EPA requirements.

Consistent with Section 162(f) of the Internal Revenue Code, 26 U.S.C. § 162(f), Respondent will not deduct penalties paid under this Consent Agreement for federal tax purposes.

This Consent Agreement and the accompanying Final Order resolve only the federal civil penalty claim for the specific violation alleged in the Violations Form. In addition, this settlement is subject to all limitations on the scope of resolution and the reservation of rights set forth in 40 C.F.R. § 22.18(c). Further, the EPA reserves any rights and remedies available to it under the Act, the regulations promulgated thereunder, and any other federal laws or regulations, to enforce the provisions of this Consent Agreement and the Final Order following its filing with the Regional Hearing Clerk. The Final Order does not constitute a waiver, suspension or modification of the requirements of Section 311 of the CWA, 33 U.S.C. § 1321, or any regulations promulgated thereunder, and does not affect the right of the EPA or the United States to pursue any applicable injunctive or other equitable relief or criminal sanctions for any violation of law.

Respondent neither admits nor denies the allegations set forth in the Violations Form, but Respondent admits that the EPA has jurisdiction over this matter under Section 311(b)(6)(B)(i) of the Act, 33 U.S.C. § 1321(b)(6)(B)(i), and 40 C.F.R. Part 22. For the purposes of this proceeding, Respondent waives any right to contest the allegations in the Violations Form and its right to appeal the proposed Final Order that would ratify this Consent Agreement. Moreover, Respondent agrees to bear its own costs and attorney’s fees related to this Consent Agreement. The parties consent to service of this Consent Agreement and the Final Order by e-mail at the following valid e-mail addresses: livingston.peggy@epa.gov (for Complainant), and reatapetroleum1@gmail.com (for Respondent).

The undersigned representative of Respondent certifies that he or she is fully authorized by Respondent to execute this Consent Agreement and to legally bind Respondent to it.

SIGNATURE BY RESPONDENT:

Signature Kathy Sanger Date 6/26/2020

Name and Title (print): Kathy Sanger

Mailing Address: 2170 East Chestnut Street
Sterling CO 80751

Email Address: rcata.petroleum1@gmail.com

Telephone: 970-522-0988

SIGNATURE BY EPA/COMPLAINANT:

Janice Pearson Digitally signed by Janice Pearson
Date: 2020.06.30 16:52:03 -06'00'

Date June 30, 2020

Janice Pearson, Chief
RCRA/OPA Enforcement Branch
Region 8, U.S. Environmental Protection Agency
1595 Wynkoop Street
Denver, Colorado 80202

FINAL ORDER

Pursuant to 40 C.F.R. §§ 22.13(b) and 22.18(b) and (c), this Consent Agreement resolving this matter is hereby approved and incorporated by reference into this Final Order.

Respondent is hereby ORDERED to comply with all of the terms of this Consent Agreement, effective upon the date of signature of this Final Order.

Regional Judicial Officer

Date

CERTIFICATE OF SERVICE

The undersigned certifies that the attached **EXPEDITED ACTION SETTLEMENT AND CONSENT AGREEMENT** and the **FINAL ORDER** in the matter of **THE REATA PETROLEUM CORPORATION; DOCKET NO.: CWA-08-2020-0016** was filed with the Regional Hearing Clerk on July 21, 2020.

Further, the undersigned certifies that a true and correct copy of the documents were emailed to, Peggy Livingston, Enforcement Attorney, and sent via certified receipt email on July 21, 2020, to:

Respondent

Kathy J. Sanger, Registered Agent
The Reata Petroleum Corporation
Reatapetroleum1@gmail.com

EPA Financial Center

Jessica Chalifoux
U. S. Environmental Protection Agency
Cincinnati Finance Center
Chalifoux.Jessica@epa.gov

July 21, 2020

MELISSA
HANIEWICZ

Digitally signed by
MELISSA HANIEWICZ
Date: 2020.07.21
11:41:06 -06'00'

Melissa Haniewicz
Regional Hearing Clerk