



REGION 8
DENVER, CO 80202

November 29, 2013

FILED

12/29/2023

9:23 AM

**U.S. EPA REGION 8
HEARING CLERK**

Ref: 8ENF-L

CERTIFIED MAIL No.
RETURN RECEIPT REQUESTED

Nancy J. Brown, Registered Agent
Leisure Valley, Inc.
3910 Muddy String Road
P.O. Box 299
Thayne, WY 83127

Re: Administrative Penalty Proceeding
Docket No. SDWA-08-2024-0004

Dear Ms. Brown:

On October 10, 2023, the U.S. Environmental Protection Agency (EPA) issued an administrative penalty complaint against Leisure Valley, Inc. (Leisure Valley) under section 1414(g)(3) of the Safe Drinking Water Act (SDWA), 42 U.S.C. § 300g-3(g)(3). The complaint proposed that the EPA assess a penalty of \$5,000.00 against Leisure Valley, due to Leisure Valley's failure to comply with a previously issued administrative order. The complaint and the accompanying cover letter explained a procedure for Leisure Valley to file an answer if it wished to contest the penalty. The answer was to have been filed within thirty days the date the complaint was served on Leisure Valley.

Although the EPA has received a return receipt card indicating that the complaint was on served on October 20, 2023, the EPA has no record of having received an answer. Therefore, the EPA would be entitled to file a motion or motions for default asking the Regional Judicial Officer to find Leisure Valley liable for all violations alleged in the complaint and/or to assess the entire \$5,000.00 without a hearing. Our office, however, will hold off on filing a default motion if Leisure Valley files an answer by December 15, 2023.

Another copy of the complaint, along with a copy of the cover letter, is enclosed. Please pay particular attention to the provisions on filing an answer.

If you have any questions or comments, please contact Steven Latino, Physical Scientist, who can be reached at 303-312-6440 or latino.steven@epa.gov. If Leisure Valley is represented by an attorney in this matter, please ask the attorney to contact me at 303-312-6858 or livingston.peggy@epa.gov.

Sincerely,

**MARGARET
LIVINGSTON**

Digitally signed by MARGARET
LIVINGSTON
Date: 2023.11.29 12:39:23 -07'00'

Margaret J. (Peggy) Livingston
Enforcement Attorney

Enclosure

cc:

Harold Stewart, President, Leisure Valley, Inc.
(via email to valcath@silverstar.com)

Jason Mavy, Operator, Leisure Valley, Inc.
(via email to jason@starvalleywater.com)



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1. Article Addressed to:

Ms. Nancy Brown, Reg. Agent
Leisure Valley, Inc.
P.O. Box 299
Thayne, WY 83127
A (11/29/23)



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Sandra Nelson

Agent

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