



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

In the Matter of:)
)
Stockton Oil Company,) Docket No. RCRA-08-2014-0002
)
Respondent.)

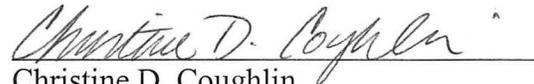
ORDER TO SHOW CAUSE

The United States Environmental Protection Agency (“Agency”), Region 8 (“Complainant”), initiated this proceeding on February 27, 2014, by filing a Complaint and Notice of Opportunity for Hearing (“Complaint”) against Stockton Oil Company (“Respondent”). Appearing *pro se*, Respondent, through its representative Mykel Stockton, responded to the Complaint by letter dated April 3, 2014, and requested a hearing on the charges against it.

By Prehearing Order dated May 15, 2014, the undersigned established deadlines for a number of prehearing procedures, including a prehearing exchange of information by the parties. On June 25, 2014, Complainant filed a Joint Motion for Extension of Time to File Prehearing Exchanges (“Motion”), wherein Complainant, with the concurrence of Respondent, requested a two-month extension of the filing deadlines for the prehearing exchange of information by the parties and proposed a new schedule for these filings. By Order dated June 26, 2014, the undersigned granted the Motion and directed Complainant to file its Initial Prehearing Exchange no later than August 22, 2014, and Respondent to file its Prehearing Exchange no later than September 12, 2014.

Complainant timely filed its Initial Prehearing Exchange on August 22, 2014. To date, Respondent has failed to file either its Prehearing Exchange or a motion for an extension of the filing deadline. Under Section 22.17(a) of the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits, 40 C.F.R. § 22.17(a), a party may be found to be in default upon failure to comply with an order issued by the presiding Administrative Law Judge. “Default by respondent constitutes . . . an admission of all facts alleged in the complaint and a waiver of respondent’s right to contest such factual allegations.” 40 C.F.R. § 22.17(a). Therefore, Respondent is hereby ordered to file a document on or before **October 23, 2014**, explaining why it had **good cause** for failing to submit its Prehearing Exchange as required by the Prehearing Order and Order of June 26, 2014, and why a default order should not be entered against it.

SO ORDERED.


Christine D. Coughlin
Administrative Law Judge

Dated: October 9, 2014
Washington, D.C.

In the Matter of Stockton Oil Company, Respondent
Docket No. RCRA-08-2014-0002

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order To Show Cause, dated October 9, 2014, were sent this 9th day of October 2014, in the following manner to the addressees listed below.


Mary Angeles
Lead Legal Assistant

Original And One Copy By Hand Delivery To:

Sybil Anderson
Headquarters Hearing Clerk
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Copy By Electronic and Regular Mail To:

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Copy By Facsimile And Regular Mail To:

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Dated: October 9, 2014
Washington, D.C.