

FILED

2010 AUG 27 PM 2:42

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY REGIONAL HEARING CLERK
REGION 6 EPA REGION VI
DALLAS, TEXAS

IN THE MATTER OF:

Haskell Public Water Association

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Docket No. SDWA-06-2010-1347

RESPONDENT

Notice to Withdraw Complaint

NOW COMES Complainant, the Director of the Compliance Assurance and Enforcement Division, United States Environmental Protection Agency, Region 6 ("Complainant"), through his attorney, and pursuant to 40 C.F.R. § 22.14(d) respectfully states as follows:

1. This proceeding for the assessment of a civil penalty was instituted pursuant to Section 1423(c) of the Safe Drinking Water Act (herein "the Act"), 42 U.S.C. § 300h-2(c) by the issuance of a Complaint, Compliance Order and Notice of Opportunity for Hearing ("Complaint") on May 7, 2010.

2. Under 40 C.F.R. § 22.14(d), the Complainant may withdraw the Complaint without prejudice before an Answer has been filed.

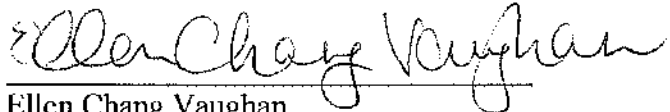
3. A Complaint was filed on May 4, 2010, and service of the Complaint was completed. Complainant has been in compliance with the May 29, 2009, Administrative Order. As such, Complainant would like to withdraw the Complaint. No Answer has been filed.

4. Complainant is providing notice that it is withdrawing the Complaint.

5. No party will be prejudiced by the Notice to Withdraw the Complaint.

THEREFORE, in the interests of justice and pursuant to 40 C.F.R. § 22.14(d),
Complainant provides notice to the Court that it is withdrawing the Complaint.

RESPECTFULLY SUBMITTED,

A handwritten signature in cursive script that reads "Ellen Chang Vaughan". The signature is written in black ink and is positioned above a horizontal line.

Ellen Chang Vaughan
Assistant Regional Counsel (6RC-EW)
U.S. Environmental Protection
Agency, Region 6
1445 Ross Avenue
Dallas, Texas 75202-2733
Tel.: (214) 665-7328
COUNSEL FOR COMPLAINANT

CERTIFICATE OF SERVICE

I certify that the foregoing NOTICE TO WITHDRAW THE COMPLAINT was hand-delivered to the **Regional Hearing Clerk**, EPA Region 6, 1445 Ross Avenue, Dallas, Texas 75202-2733, and was sent by first class mail, on August 27, 2010 addressed to the following:

Via First Class Mail:

Wayne Stephens, Administrator
Haskell Public Water Association
P.O. Drawer 9
Haskell, OK 74436

Ellen Chang Wagner