

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 8

2015 AUG -5 AM 8:35

FILED
EPA REGION VIII
HEARING CLERK

DOCKET NO.: SDWA-08-2015-0025

IN THE MATTER OF)	
)	
DEER MOUNTAIN FIRE DISTRICT #3)	Proceeding under § 1423
COTOPAXI FIRE AND RESCUE)	of the Safe Drinking Water Act,
)	42 U.S.C. § 300h-2
)	
Respondent.)	

NOTICE AND ORDER

PLEASE TAKE NOTICE that the above action under Section 1423 of the Safe Drinking Water Act (“SDWA”), 42 U.S.C. §300h-2, is docketed and the undersigned designated the Presiding Officer to conduct these proceedings. This action is subject to Subpart I of the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties, Issuance of Compliance or Corrective Action Orders, and the Revocation or Suspension of Permits (“Consolidated Rules” or “CROP”), 40 C.F.R. Part 22. The Regional Hearing Clerk previously advised the parties of my designation. Correspondence with, or service upon, the undersigned shall be directed to:

Elyana R. Sutin
Regional Judicial Officer
U.S. Environmental Protection Agency, Region 8 (8RC)
1595 Wynkoop Street
Denver, CO 80202-1129
Telephone: 303.312.6765
Fax: 303.312.6859

According to the Respondent's Written Answer dated July 28, 2015, Respondent intends to fully comply with Complaint and plug the drains in question by August 18, 2015. Counsel for Complainant is directed to confer with Respondent and confirm this date is achievable, if it is not then a Status Report is due on August 20, 2015 indicating next steps and whether this matter shall be set for a hearing.

The Regional Hearing Clerk maintains the administrative record for this proceeding under 40 C.F.R. §22.5 of the Consolidated Rules. Please make sure that the originals and one copy of all documents you wish included in the record are properly filed with the Regional Hearing Clerk. A copy of each document also needs to be provided to the opposing party and the Presiding Officer.

SO ORDERED THIS 4th day of August, 2015.

A handwritten signature in black ink, appearing to read 'Elyana R. Sutin', written over a horizontal line.

Elyana R. Sutin
Regional Judicial Officer

CERTIFICATE OF SERVICE

The undersigned certifies that the original of the attached **NOTICE AND ORDER** in the matter of **DEER MOUNTAIN FIRE DEPARTMENT #3; COTOPAXI FIRE AND RESCUE; DOCKET NO.: SDWA-08-2015-0025**, was filed with the Regional Hearing Clerk on August 5, 2015.

Further, the undersigned certifies that a true and correct copy of the document was delivered to Mia Bearley, Enforcement Attorney, U. S. EPA – Region 8, 1595 Wynkoop Street, Denver, CO 80202-1129. True and correct copies of the aforementioned documents were placed in the United States mail, domestic return receipt on August 5, 2015, to:

Joseph C. Watts, Chief
Karen McKee, Chief's Assistant
Deer Mountain Volunteer Fire Department
6181 County Road 28
Cotopaxi, CO 81223

August 5, 2015



Tina Artemis
Paralegal/Regional Hearing Clerk