



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

1595 Wynkoop Street
DENVER, CO 80202-1129
Phone 800-227-8917
<http://www.epa.gov/region08>

2009 DEC -8 PM 2:06

FILED
EPA REGION VIII
HEARING CLERK

Ref: 8EPR-SA

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
7008 0500 0000 5592 9031

Richard Davis
1483 Springdell Drive
Provo, Utah 84604

Re: Closure of Administrative Order Directing
Compliance with Request for Access
Antimony Mills Superfund Site
Docket No. CERCLA-08-2009-0008

Dear Mr. Davis:

On September 29, 2009, the United States Environmental Protection Agency (EPA) issued an "Administrative Order Directing Compliance with Request for Access" (Order) to you which directed you to provide EPA and its contractors with access to the property you own located at the Northwestern portion of Garfield County, Utah, approximately 5.6 miles southeast of Antimony, Utah (latitude 30.09611 and Longitude 111.898611) (Property), that is located on the Antimony Mills Superfund Site (Site).

On October 20, 2009, the United States Postal Service returned the Order to EPA as "unclaimed." Therefore, EPA requested that the Utah County Sheriff serve the Order upon you, which they did on October 28, 2009.

Based upon a variety of factors, and per the request of your attorney, James Boevers, EPA granted extensions of time for you to respond to the Order. On November 11, 2009, Mr. Boevers timely provided a "Notice of Intent to Comply" pursuant to Paragraph 30. Section X. of the Order.

On November 17 and 18, 2009, EPA and its contractors were on the Site. On November 17th, they delineated where to take the samples and on November 18th they took surface water and sediment samples according to the sampling plan.

Pursuant to Paragraph 31. Section XI. (Termination) of the Order, EPA no longer requires access to the Property at this time and the Order is closed. As indicated in Paragraph 7. Section III. (Findings of Fact) of the Order, please be advised that EPA may request access to the Site in

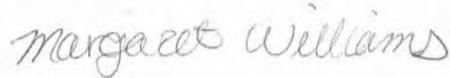
the future.

EPA will provide the report from the sampling to you as soon as it becomes available at the address on this letterhead. If you prefer that we send the report to another address, please contact me at (303) 312-6943. Please note, we anticipate that the report will take 3 to 4 months to be developed, and should not be expected until late winter or early spring.

Please feel free to call me at (303) 312-6943 with any questions or comments. If Mr. Boevers has questions, please instruct him to contact Michelle Marcu, Enforcement Attorney, at (303) 312-6921.

Thank you for your cooperation in this matter.

Sincerely,



Margaret Williams
Region 8 Site Assessment Manager

cc: Tina Artemis (8RC)
Michelle Marcu (8ENF-L)
James Boever, Esq.
(via Certified Mail Return Receipt Requested #7008 0500 0000 5592 9048)
Prince, Yeates & Geldzahler
175 East 400 South, Suite 900
Salt Lake City, Utah 84111-2357