



**ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.**

_____)
In re:)
Diamond 3S, LLC) SDWA Appeal No. 20-(01)
Docket No. SDWA-06-2018-1102)
_____)

ORDER DECLINING TO EXERCISE SUA SPONTE REVIEW

On January 21, 2020, Regional Judicial Officer Thomas Rucki issued an Initial Decision and Default Order. Neither party appealed, and the Board is declining to review the case on its own initiative. See 40 C.F.R. §§ 22.27(c)(4), 22.30(b). Accordingly, the Initial Decision and Default Order will become a final order on March 6, 2020, pursuant to 40 C.F.R. § 22.27(c).

So ordered.¹

ENVIRONMENTAL APPEALS BOARD

Dated: Mar 05 2020

Kathie A. Stein
Kathie A. Stein
Environmental Appeals Judge

FILED
20 MAR -9 PM 3:20
REGIONAL HEARING CLERK
EPA REGION VI

¹ The three-member panel deciding this matter consists of Environmental Appeals Judges Aaron P. Avila, Mary Kay Lynch, and Kathie A. Stein.

CERTIFICATE OF SERVICE

I certify that copies of the foregoing Order Declining to Exercise Sua Sponte Review in the matter of Diamond 3S, LLC, SDWA Appeal No. 20-(01), were sent to the following persons in the manner indicated:

By First Class U.S. Mail, Return Receipt Requested:

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Dated: Mar 05 2020



Eurika Durr
Clerk of the Board