



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

1595 WYNKOOP STREET  
DENVER, CO 80202-1129

Phone 800-227-8917

<http://www.epa.gov/region08>

2009 JAN 27 10:10:26

DOCKET NO.: SDWA-08-2008-0112

IN THE MATTER OF:

DAVID MADISON

RESPONDENT

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)  
)  
)  
)

FINAL ORDER

Pursuant to 40 C.F.R. §22.18, of EPA's Consolidated Rules of Practice, the Consent Agreement resolving this matter is hereby approved and incorporated by reference into this Final Order. The Respondent is hereby **ORDERED** to comply with all of the terms of the Consent Agreement, effective immediately upon receipt by Respondent of this Consent Agreement and Final Order.

SO ORDERED THIS 27<sup>th</sup> DAY OF January, 2009.

Elyana R. Sutin  
Regional Judicial Officer



David Madison  
SDWA-08-2008-0112

9. The undersigned representative of Respondent certifies that he is fully authorized to enter into the terms and conditions of this Consent Agreement and to bind Respondent to the terms and conditions of this Consent Agreement.

10. The parties agree to submit this Consent Agreement, once signed, to the Regional Judicial Officer, with a request that it be incorporated into a final order.

11. Each party shall bear its own costs and attorney fees in connection with this matter.

12. This Consent Agreement, upon incorporation into a final order by the Regional Judicial Officer and full satisfaction by the parties, shall be a complete and full civil settlement of the specific violations alleged in the complaint.

**UNITED STATES ENVIRONMENTAL  
PROTECTION AGENCY, REGION 8**

Complainant

Date: 22 January 2009

By: Sharon Z Kercher

*for* Andrew M. Gaydosh  
Assistant Regional Administrator  
Office of Enforcement, Compliance,  
and Environmental Justice

**David Madison**

Respondent

Date: 1-9-09

By: David A. Madison

David Madison

## CERTIFICATE OF SERVICE

The undersigned certifies that the original of the attached **CONSENT AGREEMENT/FINAL ORDER** in the matter of **DAVID MADISON; DOCKET NO.: SDWA-08-2008-0112**, the **CONSENT AGREEMENT/FINAL ORDER** was filed with the Regional Hearing Clerk on January 27, 2009.

Further, the undersigned certifies that a true and correct copy of the documents were delivered to Jim Eppers, Senior 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 certified/return receipt requested and e-mailed on January 27, 2009, to:

David Madison  
36592 US Highway 2 West  
Libby, MT 59923

E-mailed to:

Michelle Angel  
U. S. Environmental Protection Agency  
Cincinnati Finance Center  
26 W. Martin Luther King Drive (MS-0002)  
Cincinnati, Ohio 45268

January 27, 2009



Tina Artemis  
Paralegal/Regional Hearing Clerk