

Message Confirmation Report

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 7

901 NORTH FIFTH STREET
KANSAS CITY, KANSAS 66101

10 FEB 23 09:43 AM '10
REG. CLERK

BEFORE THE ADMINISTRATOR

IN THE MATTER OF) Docket No. CWA 07-2009-0073
)
MID-AMERICAN COACHES, INC.)
)
WASHINGTON, MISSOURI) CONSENT AGREEMENT AND
) FINAL ORDER
)
)
Respondent,)
)
Proceedings under Section 309(g) of the)
Clean Water Act, 33 U.S.C. § 1319(g))

I. PRELIMINARY STATEMENT

The proceeding was initiated on or about May 26, 2009, when the United States Environmental Protection Agency, Region 7 (Complainant or EPA) issued a Complaint, Notice of Proposed Penalty, and Notice of Opportunity for Hearing (Complaint) to Mid-American Coaches, Inc. (Respondent or Mid-American). Pursuant to Section 309(g) of the Clean Water Act (CWA), 33 U.S.C. § 1319(g), the Complainant sought civil penalties for alleged violations of Sections 301 and 402 of the CWA, 33 U.S.C. §§ 1311 and 1342. On January 19, 2010, EPA filed an Unopposed Motion to Amend the Complaint and an Amended Complaint. The Motion was granted on February 2, 2010.

The Complainant and Respondent subsequently entered into negotiations in an attempt to settle the allegations contained in the Complaint and Amended Complaint. This Consent Agreement and Final Order (CAFO) is the result of such negotiations and resolves all issues relating to the administrative claims arising from the Complaint and the Amended Complaint.

II. CONSENT AGREEMENT

1. Respondent and EPA agree to the terms of this CAFO and Respondent agrees to comply with the terms of the Final Order portion of this CAFO.