

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 6

FILED
2015 AUG 20 PM 2:00

APPROVED FOR THE REGIONAL ADMINISTRATOR
BY: [Signature]

IN THE MATTER OF:

B.O.G. Osage, L.L.C.

Respondent

Facility No. OKU000814

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DOCKET NO. CWA-06-2015-1729

FINAL ORDER

This action, initiated by Complainant, the Director of the Compliance Assurance and Enforcement Division of the United States Environmental Protection Agency, Region 6, seeks to assess a Class I administrative penalty under Section 309(g) of the Clean Water Act, 33 U.S.C. § 1319(g). This Class I action is governed by the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits, set forth at 40 C.F.R. Part 22, Subpart I.

On May 12, 2015, Complainant filed an Administrative Complaint against Respondent seeking a penalty of \$10,000.00. On July 27, 2015, Respondent filed a copy of a wire transfer payable to "U.S. Environmental Protection Agency" in the amount of \$10,000.00 to settle this matter.

A Respondent may resolve a proceeding by paying the full amount of the specific penalty proposed in the Complaint and filing a copy of the instrument of payment with the Regional Hearing Clerk. Pursuant to 40 C.F.R. § 22.18(a)(3), upon receipt of payment in full, the Regional Judicial Officer shall issue a Final Order.

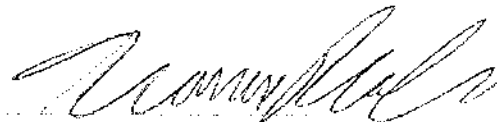
When a proceeding such as this is governed by the public participation provisions of 40 C.F.R. § 22.45, resolution is not available until ten days after the close of the public comment

period. The public comment period for this action closed on June 10, 2015, so this proceeding could conclude no sooner than June 20, 2015.

This Final Order shall not in any case affect the right of EPA or the United States to pursue appropriate injunctive or other equitable relief or criminal sanctions for any violations of law. This Final Order shall resolve only those causes of action alleged in the Complaint. Nothing in this Final Order shall be construed to waive, extinguish, or otherwise affect Respondent's (or its officers', agents', servants', employees', successors', or assigns') obligation to comply with all applicable federal, state, and local statutes and regulations, including the regulations that were the subject of this action.

Pursuant to 40 C.F.R. § 22.31(b), this Final Order shall become effective upon filing with the Regional Hearing Clerk and constitutes the final agency action in this proceeding.

Issuance Date: 8/20/15



Regional Judicial Officer
U.S. EPA, Region 6

Thomas Ruck

CERTIFICATE OF SERVICE

I certify that the foregoing Final Order was sent to the following persons, in the manner specified, on the date below:

Original hand-delivered: Regional Hearing Clerk (6RC-D)
U.S. EPA, Region 6
1445 Ross Avenue, Suite 1200
Dallas, TX 75202-2733

Copy by certified mail,
return receipt requested: Mr. Jeffery Peles, Operations Manager
BOG Osage, LLC
P.O. Box 13178
Oklahoma City, OK 73114

Copy by mail: Mr. Jann Jones, Environmental Director
Osage Nation ENR Department
100 West Main Street, Suite 304
Pawhuska, OK 74056

Copy hand-delivered: Mr. Rusty Herbert (6RC-EW)
U.S. EPA, Region 6
10625 Fallstone Road
Houston, TX 77099

Name: _____

Jackie Allen

Dated: _____

August 20, 2015