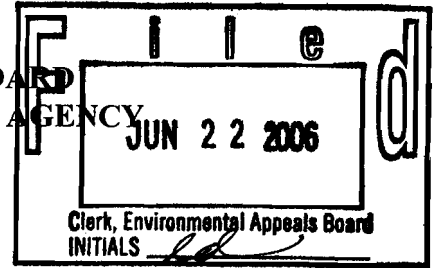


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



_____))
In re:))
Wasatch Propane, Inc.,) EPCRA Appeal No. 05 – 02
Docket No. EPCRA-08-2004-0004))
_____)

ORDER DISMISSING APPEAL

On December 15, 2005, Wasatch Propane, Inc. (“Wasatch”), filed its Notice of Appeal from a Default Order/Initial Decision issued on November 15, 2005. On January 18, 2006, U.S. Environmental Protection Agency, Region 8 (the “Region”) filed its appellate brief in reply to Wasatch’s appeal. On January 19, 2006, Wasatch filed a motion for stay stating that the parties have reached an agreement in principle to settle this matter in full. The Board subsequently received a facsimile copy of a Final Order and Consent Agreement entered by Acting Regional Judicial Officer Carol A. LeBoo providing the terms for settlement of the disputes underlying this appeal, and on June 20, 2006, the parties filed a Joint Status Report and Motion to Dismiss, stating that this matter has been completely resolved.

In consideration of the foregoing, this appeal is hereby dismissed.

So ordered.

Dated: *June 22, 2006*

ENVIRONMENTAL APPEALS BOARD

By: *Kathie A. Stein*
Kathie A. Stein,
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Dismissing Appeal in the matter of Wasatch Propane, Inc., EPCRA Appeal No. 05 – 02, were sent to the following persons in the manner indicated:

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Dated:

JUN 22 2006


Annette Duncan
Secretary