

# EXTRA! EXTRA!

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## The Brooklyn Exponent

160 S. Main St., Brooklyn, MI 49230  
Ph. 517-592-2122

ENVR. APPEALS BOARD

2013 APR 22 PM 4:10

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U.S. EPA.

For: EPA-EAB EURIKA DURK

Fax number: 202-233-0121

From: ~~The Brooklyn Exponent~~

Fax number: ~~517-592-5241~~

Date: APR 22 2013

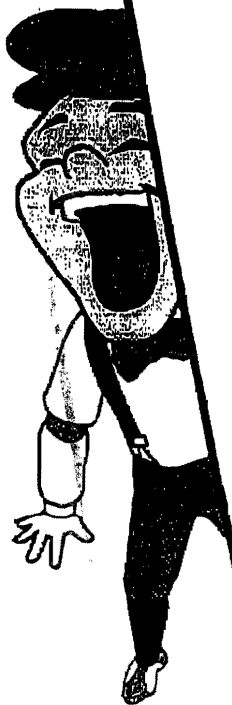
Regarding: MOTION - NEW ONE - LAST ONE

Number of pages: 3 INCL COVER

Comments: PLEASE LIVE TO THREE-MEMBER PANEL  
ASAP.

SEE COVER PG / FIRST CLASS MAIL  
FOR HARDCOPY REQUEST.

*S.K.G.*



BEFORE THE USEPA APR. 22 2013

WEST BAY EXPLORATION CO.  
JACKSON MI WEST BAY #22  
MI-075-2D-0009

ENVIRONMENTAL APPEALS BOARD  
RE: UIC APPEAL NO. 13-2  
• 202-233-0121 BY FACSIMILE

• BY FIRST CLASS MAIL

MOTION FOR RECONSIDERATION, CLARIFICATION AND STAY OF ORDER:  
"ORDER DISMISSING PETITIONS FOR REVIEW AS MOOT"

TO: EPA EAB AND REG. 53 REG. ADMINISTRATOR, REG. COUNSEL, ETAL:  
ON/ABOUT APR. 16 2013 REG. 53 REGIONAL ADMINISTRATOR (RA)  
HAS DELIBERATELY AND INTENTIONALLY VIOLATED MY CIVIL RIGHT  
TO HAVE MY UIC APPEAL HEARD IN A COURT OF LAW, BY RA'S INACTION OF  
LETTING THE "MOOT" STATUS HAPPEN, RE MY UIC APPEAL NO. 13-2  
WITHOUT THE RA HAVING FIRST FILED A RESPONSE TO THAT PETITION.  
NOR WAS A RESPONSE FILED BY REGIONAL COUNSEL.

EVEN THOUGH THE RA ETAL HAD AN APR. 9, 2013 DEADLINE  
FOR THAT RESPONSE, DUCE THE RA KNEW AN APR. 8, 2013 WITHDRAWAL  
OF THAT UIC PERMIT NO. MI-075-2D-0009 WAS AT HAND, RA  
COULD HAVE RESPONDED TO MY PETITION FOR REVIEW BEFOREHAND  
SO THAT THE PETITIONERS/ MY CIVIL RIGHT WOULD NOT HAVE BEEN  
VIOLATED. RA CHOSE NOT TO UPHOLD THE INTEGRITY OF MY CIVIL  
RIGHT TO HAVE MY UIC APPEAL HEARD IN AN EAB COURT OF LAW,  
BY THE RA'S DELIBERATE INACTION ON APR. 16, 2013, <sup>BEFORE</sup> OR AFTER.

THIS RA VIOLATION OF MY CIVIL RIGHT(S), AS ABOVE, DID AFFECT  
MY NOW-DISMISSED UIC APPEAL AGAINST WEST BAY EXPLORATION COS  
WEST BAY # 22 WELL (AT LEAST FOR NOW), BUT THERE ARE ALSO  
AFFECTATIONS RE: WEST BAY'S HANSTEAD NO. 9 WELL WITH AN  
ALMOST IDENTICAL PENDING/DRAFT UIC PERMIT. (EPA PUBLIC  
HEARING ON APR. 30, 2013.)

BECAUSE THE RA CHOSE NOT TO RESPOND TO MY UIC APPEAL  
NO. 13 2, I HAVE BEEN DEPRIVED OF MY CIVIL RIGHT TO THE  
KNOWLEDGE, STRATEGY, AND TACTICS I WOULD HAVE GAINED,  
WHICH I COULD HAVE THEN DEPLOYED AGAINST THE HANSTEAD  
#9 WELL (UIC WELL PERMIT NO MI 075-2D-0010), ONCE  
IT RECEIVED THAT RA RESPONSE TO PETITION FOR REVIEW  
AGAINST ~~THE~~ THE WEST BAY # 22 WELL (UIC PERMIT,  
3RD. MI-075-2D-0009) - IT'S ALMOST IDENTICAL TWIN!

17  
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WEST BAY #22 WELL  
ME 015-20-0009  
WEST BAY EXPLORATION CO.

APR 22, 2013  
VIC APPEAL 13-2  
PAGE 2/MOTION

FOR A RECAP OF THE VIOLATIONS OF MY CIVIL RIGHTS BY RA:

- A. PETITIONER/COMMENTER DID NOT RECEIVE A TIMELY RESPONSE TO COMMENTS (R.T.C.) BY RA. (R.T.C. ONLY RECEIVED AFTER MANY PHONE CALLS/FAXES TO PERMIT WRITER'S OFFICE - ANNA MILLER)
- B. PETITIONER/COMMENTER NEVER RECEIVED ATTACHMENT 1 TO THAT R.T.C. (REP. BRINE ANALYSIS DOCUMENT.)
- C. PETITIONER/COMMENTER RECEIVED A FAULTY SUBSTITUTE ATTACHMENT 2 (CERT. LETTER NO. 7009 1680 0000 7661 7321 - FROM A. MILLER) WHICH HAD FAULTY INFORMATION, IE CERT. LETTER REFERRED ME BACK TO R.T.C. DOC. FOR A WRONG/FORMER ADDRESS TO SEND MY VIC APPEAL TO EVEN THOUGH THAT EPA-EAB ADDRESS CHANGED ON NOV. 28, 2012 - PER EAB HOME PAGE/WEB PAGE.
- NOTE: THE ORIGINAL/FIRST SERVICE RA R.T.C. AND NOTICE, WAS ON DEC. 6, 2012; MY SECOND SERVICE RA R.T.C. & FAULTY NOTICE, JAN 9, 2013. AND, CERT. LETTER HAD FAULTY INFORMATION RE. NO. OF DAYS TO APPEAL, LETTER STATED "30 DAYS," WHEN UNDER 40 CFR 124.20 I HAD 33 DAYS TO APPEAL - 3 DAYS FOR MAILING, NOT DISCLOSED BY RA.
- D. PETITIONER/COMMENTER WAS NOT NOTIFIED OF THE NAME AND ADDRESS OF PETER BORMUTH, THE PETITIONER FOR VIC APPEAL NO. 13-1, SO THAT HE COULD RECEIVE A COPY OF MY VIC APPEAL NO. 13-2, WHICH HE HAD A RIGHT TO. BY EAB LAW.
- E. AS ON PAGE 1, PETITIONER/COMMENTER'S CIVIL RIGHT TO AN RA RESPONSE TO VIC APPEAL NO. 13-2 HAS BEEN VIOLATED AND OPENED BY RA'S INACTION OF NOT RESPONDING BEFORE WITHDRAWAL OF VIC PERMIT NO. ME-015-20-0009 - DONE BY RA (AND/OR WATER DIVISION DIRECTOR) ON APR. 8, 2013.

(I.MHO.) IT APPEARS TO ME AND IS IN MY HUMBLE OPINION, THAT THE RA, REG. COUNSEL, EAB THREE-MEMBER PANEL OF JUDGES, ETAL, HAVE CONCOCTED A SCHEME TO ERASE ALL THE RA'S FAULTY ACTIONS, BY HAVING MY VIC APPEAL JUST DISAPPEAR, VIOLATING MY CIVIL RIGHT X Sandra K Yerman OF HAVING MY VIC APPEAL NO. 13-2 SANDRA K. YERMAN/PET. HEAD IN AN EAB COURT OF LAW, (AND 6600 RIVERSIDE RD BY THE WAY, SAID FAULTY ACTIONS ARE, BROOKLYN, NY 49230 POT. HURTING AN INNOCENT BYSTANDER (PETER BORMUTH.) 517-358-2315 WHOSE VIC APPEAL 13-1 WAS RESPONDED TO BY RA ON. CER. 26 2012)