

To the Environmental Appeals Board

Susan Shultz

v.

David Doremus

APPELLANT REQUESTS IMMEDIATE AND SUBSTANTIAL DANGER ORDER to prevent permanent involuntary displacement due to significant lapse of agency jurisdiction after a hazardous release of mercury over reportable levels.

PETITION TO REVIEW PETITION DENIAL FOR PRELIMINARY SITE ASSESSMENT, INCLUDING RELEVANT INFORMATION OMITTED FROM THE ADMINISTRATIVE RECORD.

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RE: BRET MOXLEY REGION 9 DENIAL PRELIMINARY SITE ASSESSMENT.

The owner is not going to disclose self-incriminating statements for terminating my lease/employment. That is not the issue. The issue is concealment and knowing endangerment under RCRA and CAA. The response omits that law enforcement ordered for my immediate removal on April 14, 2020 and under threat of arrest. Regardless of my employment/lease termination, I am still placed at the site during that time. February 2020 to April 2020.

Mr. Moxley gave me no instructions to appeal his decision and refused further contact.

I am repeatedly told by EPA "no records" of 4300 US 395.

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PETITION FOR REMOVAL SITE ASSESSMENT to determine whether a nonfederal party is undertaking proper response. 40 CFR § 300.410.

APPELLANT REQUESTS CRIMINAL ENHANCEMENT AGAINST THE OWNER FOR VIOLATIONS CAUSING EMERGENCY EVACUATION FROM AN UNCONTROLLED HAZARDOUS WASTE SITE [**42 USC 7412 and 42 USC 7413**] [U.S. SENTENCING COMMISSION].

REQUEST FOR PUNITIVE DAMAGES AGAINST EPA REGION 9 FOR 1) ABUSE OF DISCRETION; 2) REFUSAL TO REPORT; 3) NEGLIGENCE IN RECORDKEEPING; 4) FAILURE TO NOTIFY MINING AND NATURAL RESOURCES AGENCIES; AND 5) FAILURE TO PERFORM HOMELAND SECURITY RISK ASSESSMENT; ALL LEADING TO A YEAR-LONG LAPSE IN AGENCY JURISDICTION FOLLOWING A HAZARDOUS RELEASE OF MERCURY AT CALOES 19-8206.

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I ATTEST THE STATEMENTS TO BE TRUE UNDER PENALTY OF PERJURY.

Susan Shultz  
November 29 2022