

07-0001
EAB

**United States Court of Appeals
For the First Circuit**

No. 08-1311

MARTEX FARMS, S.E.,

Petitioner,

v.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY,

Respondent.

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U.S. EPA.
MAY 1 11 43
U.S. APPEALS BOARD

JUDGMENT

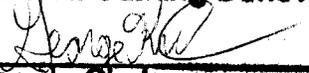
Entered: March 5, 2009

This cause came on to be heard on a petition for review of an order of the United States Environmental Appeals Board and was argued by counsel.

Upon consideration whereof, it is now here ordered, adjudged and decreed as follows: The decision below is affirmed in full, as to both liability and penalty.

**Certified and Issued as Mandate
under Fed. R. App. P. 41.**

Richard Cushing Donovan, Clerk


Deputy Clerk

By the Court:

/s/ Richard Cushing Donovan, Clerk

Date: 4/23/09

cc: Ms. Anderson, Ms. Maples, Ms. Fidler, Mr. Zampierollo, Ms. Durr & Ms. Purdy.

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ENVIR. APPEALS BOARD

U.S. Environmental Protection Agency
Clerk of the Board, Environmental Appeals Board (MC 1103B)
Ariel Rios Building
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460-0001