UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

IN THE MATTER OF:)
) Docket No. EPA-HQ-OECA-2007-0084
)
Kinder Morgan Transmix Co., LLC;)
Kinder Morgan Operating L.P. "A";	
and	,)
Colton Processing Facility, Inc.)
,)
Respondents.)

FINAL ORDER

Pursuant to 40 C.F.R. §22.18(b) of EPA's Consolidated Rules of Practice, Section 3008(a) of the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. § 6928(a), and Sections 205 and 211 of the Clean Air Act ("CAA"), 42 U.S.C. §§ 7524 and 7545, the Consent Agreement resolving this matter is hereby approved and incorporated by reference into this Final Order. It is hereby ordered that:

- 1. Respondents shall comply with all of the terms of the Consent Agreement, incorporated herein by reference, and with the requirements set forth in RCRA, the CAA, and regulations thereunder;
 - 2. Respondents are assessed a civil penalty in the amount of \$613,000; and
- 3. Respondents shall forward evidence of wire transfer required under the Consent Agreement to:

Jeff Kodish, Esq. U.S. Environmental Protection Agency 12345 West Alameda Parkway, Suite 214 Denver, CO 80228

and

Robert Parrish, Esq.
Office of Regulatory Enforcement
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W. (2248-A)
Washington, DC 20460

and

U.S. Environmental Protection Agency Clerk of the Board Environmental Appeals Board Ariel Rios Building 1200 Pennsylvania Avenue, N.W. Washington, DC 20460-0001

So Ordered, this <u>20</u> day of <u>Gpri</u>, 2007.

U.S. Environmental Protection Agency

Kathre a. Sten

Environmental Appeals Board