



)	
In re:)	RCRA (9006) Appeal No. 16-01
Stockton Oil Company)	
Docket No. RCRA-08-2014-0002)	
)	

ORDER DIRECTING PARTIES

TO FILE CONSENT AGREEMENT WITH CLERK OF THE BOARD

On May 19, 2016, the parties in the above-captioned matter filed a Joint Status Report informing the Environmental Appeals Board ("Board") that they had engaged in settlement discussions and had reached a settlement in principle. The parties requested that the Board stay review of this matter to allow additional time to finalize and execute a consent agreement. The Board granted the request and stayed this matter until June 8, 2016. In their motion, the parties explained that they would file the fully-executed consent agreement with the Regional Hearing Clerk unless instructed otherwise by the Board. Because jurisdiction over this matter currently lies with the Board, the parties are hereby directed to file the executed consent agreement with the Clerk of the Board within 5 days of its execution. The Board anticipates that upon receipt of the consent agreement it will issue a limited remand order for the sole purpose of allowing the Regional Administrator or Regional Judicial Officer ("RJO") to consider ratification of the consent agreement with a final order. The Board will retain jurisdiction following the limited remand, and the Region will be instructed to notify the Board upon ratification or rejection of the consent agreement and file with the Board any associated order ratifying or rejecting the consent

agreement. Thereafter, the Board will take appropriate action to conclude the proceedings in this case. The Board's Order granting a stay of this matter until June 8, 2016, remains in effect.

So ordered.

Dated: June 1, 2016

ENVIRONMENTAL APPEALS BOARD

Mary Kay Lynet

Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Directing Parties to File Consent Agreement with Clerk of the Board in the matter of Stockton Oil Company, RCRA (9006) Appeal No. 16-01, were sent to the following persons in the manner indicated:

First Class Mail: Mykel Stockton, President

Stockton Oil Company 1607 4th Avenue, North

P.O. Box 1756

Billings, MT 59103-1522

John Dock, Esq. P.O. Box 1875 Billings, MT 59103

By Interoffice Mail: Sybil Anderson

Headquarters Hearing Clerk

U.S. EPA/Office of Administrative Law Judges

Mail Code 1900R

1200 Pennsylvania Ave., NW

Washington, DC 20460

By Pouch Mail: Amy Swanson, Esq.

Sr. Enforcement Attorney

U.S. EPA Region 8 Mail Code ENF-L Denver, Co 80202-1129

cc:

By Interoffice Mail: Christine Donelian Coughlin

Administrative Law Judge

U.S. EPA/Office of Administrative Law Judges

Mail Code 1900R

1200 Pennsylvania Ave., NW Washington, DC 20460

Dated:

JUN 1 2016

Annette Duncan

Secretary