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Dana J. Stotsky, Esq. ENVIR. APPEALS BOARD Senior Enforcement Attorney Legal Enforcement Program Mail Code: 8ENF-L U.S. EPA Region 8 999 18<sup>th</sup> Street, Ste. 300 Denver, Colorado 802020-2455 Phone: (303)-312-6905 FAX: (303) 312-6953

Scott C. Rosevear, Esq. Snell & Wilmer, LLP 15 West South Temple, Suite 1200 Salt Lake City, UT 84101 FAX: (801) 257-1800

Attorney for Respondent-Appellant

## Attorney for Complainant-Appellee

### UNITED STATES ENVIRONMENTAL PROTECTION AGENCY BEFORE THE ENVIRONMENTAL APPEALS BOARD

#### WASHINGTON, DC

#### IN THE MATTER OF:

Wasatch Propane 201 West 2700 South South Salt Lake City, UT 84106

EPCRA Appeal No. 05-02

Docket No. EPCRA-08-2004-0004

Respondent

#### JOINT STATUS REPORT AND MOTION TO DISMISS

Responding to the Order dated June 15, 2006 issued by the Board, the parties jointly report that this matter is completely resolved and respectfully move the Board to dismiss this appeal.

Respectfully submitted,

Dana J. Stotsky, Esq. Senior Enforcement Attorney Complainant-Appellee

Βv

Scott C. Rosevear, Esq. Attorney Respondent-Appellant

By:

# CERTIFICATE OF SERVICE

I hereby certify that, on the <u>19</u><sup>th</sup> day of June, 2006, I caused a true and correct copy of the foregoing JOINT STATUS REPORT AND MOTION TO DISMISS, to be sent by first class mail, postage prepaid, upon the following:

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 (via FAX @ (202) 233-0121)

and

Scott C. Rosevear, Esq. Bradley R. Cahoon, Esq. SNELL & WILMER, L.L.P. 15 West South Temple, Suite 1200 Salt Lake City, UT 84101 (Fax #: 801-257-1800)

And via hand-delivery, to:

Regional Hearing Clerk U.S. EPA Region 8 999 18<sup>th</sup> Street, Sts. 300 Denver, CO 80202-2455.

DATE: 6/19/2006

BY: Dana J. Stotsk