



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

August 31, 2023

ELECTRONIC MAIL
DELIVERY RECEIPT REQUESTED

Mr. John Baltus
Baltus Oil Co.
407 South Chestnut Avenue
Marshfield, Wisconsin 54449
john@baltusoil.com

Re: Notice of Violation and Compliance Order/Settlement Agreement for Dave's County
Market Gas & Co. (dba Express Gas Merrill), Merrill, Wisconsin
ICIS # 3601540036 Docket Number: RUST-05-2-23-0022

Dear Mr. Baltus:

On July 26, 2023, the U.S. Environmental Protection Agency issued a Notice of Violation and a Compliance Order/Settlement Agreement (Settlement Agreement) for a violation of the Federal underground storage tank (UST) regulations at the Dave's County Market Gas & Co. (dba Express Gas Merrill) facility located at 300 East 1st Street, Merrill, Wisconsin. The violation was identified during an EPA UST inspection conducted on June 28, 2023.

On August 17 & 18, 2023, EPA received your supporting documentation that the violation has been corrected and a signed copy of the Settlement Agreement. Your payment of \$733.00 (check #103705) was confirmed by our finance office on August 28, 2023. The Settlement Agreement states that it is effective upon EPA's final approval. I have enclosed a signed and dated copy of the approved Settlement Agreement. The original Settlement Agreement will remain in EPA's file. We also have accepted and processed your payment as part of the settlement process.

If you have any questions, please feel free to contact Arturo Cisneros at cisneros.arturo@epa.gov or 312-887-7447.

Sincerely,

Regional Hearing Clerk
United States Environmental Protection Agency, Region 5

Enclosure

cc: Emily Lane, ORC w/ enclosure, Lane.Emily@epa.gov
Tom Kenney, ORC w/ enclosures, kenney.thomas@epa.gov
Milton Wise, EPA Finance Center, wise.milton@epa.gov
Greg Baretta, WDATCP, Greg.Baretta@Wisconsin.gov
Kevin Hill, LECAB Compliance Section 2, hill.kevin@epa.gov