

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION VII  
901 N. 5<sup>th</sup> STREET  
KANSAS CITY, KANSAS 66101

07 AUG 20 PM 1:15  
ENVIRONMENTAL PROTECTION  
AGENCY-REGION VII  
REGIONAL HEARING CLERK

IN THE MATTER OF: )

PRATT FEEDERS, LLC )  
PRATT COUNTY, KANSAS )

Respondent, )

Proceedings under Section 309(g) of the )  
Clean Water Act, 33 U.S.C. § 1319(g) )

)  
)  
) Docket No. CWA-07-2006-0206  
)

)  
) CONSENT AGREEMENT  
) AMENDMENT  
)

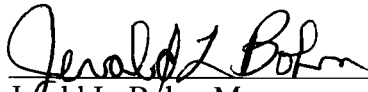
**CONSENT AGREEMENT AMENDMENT**

The United States Environmental Protection Agency, Region VII (EPA) and Pratt Feeders, LLC (Respondent) have agreed to extend the performance date for the Supplemental Protection Agency (SEP) described in the September 27, 2006, Consent Agreement and Final Order. The SEP requirements are described in Paragraphs 23-25 of the Consent Agreement. Among other things, the SEP requirements of the Consent Agreement require the Respondent to construct an ancillary retention structure at its concentrated animal feeding operation. This amendment extends the date for Respondent to complete the SEP from August 1, 2007, until April 1, 2008. The Parties have attached a copy of the Consent Agreement.

Respondent seeks the extension for good cause. Unforeseeable and excessive precipitation and storm damage this spring and summer created chronically wet site conditions that have made it impossible for Respondent to complete construction by the agreed upon date.

**For the Respondent:**

8-7-07  
Date

  
\_\_\_\_\_  
Gerald L. Bohn, Manager  
Pratt Feeders, LLC

8/2/2007  
Date

J. Daniel Breedlove  
J. Daniel Breedlove  
Assistant Regional Counsel  
U.S. Environmental Protection Agency Region VII

8/2/07  
Date

William A. Spratlin  
William A. Spratlin  
Director  
Water, Wetlands and Pesticides Division  
U.S. Environmental Protection Agency - Region VII

**ORDER**

The foregoing Consent Agreement Amendment is hereby approved and its terms are incorporated into the Consent Agreement and Final Order. The Respondent is ordered to comply with the terms of the above Consent Agreement Amendment, effective immediately.

IT IS SO ORDERED.

Robert Patrick  
ROBERT L. PATRICK  
Regional Judicial Officer  
U.S. Environmental Protection Agency  
Region VII

Date: August 20, 2007

IN THE MATTER OF Pratt Feeders, LLC, Respondent  
Docket No. CWA-07-2006-0206

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Consent Agreement Amendment was sent this day in the following manner to the addressees:

Copy hand delivered to:

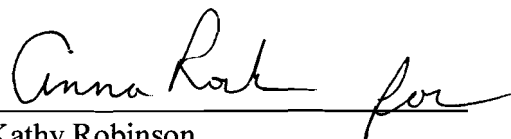
J. Daniel Breedlove  
Assistant Regional Counsel  
U.S. Environmental Protection Agency  
Region 7  
901 N. 5<sup>th</sup> Street  
Kansas City, Kansas 66101

Copy by Certified Mail Return Receipt to:

Jerald L. Bohn, Manager  
Pratt Feeders, LLC  
P.O. Box 945  
Pratt, Kansas 67124

8/20/07

Dated



Kathy Robinson  
Hearing Clerk, Region 7