

FILED

2012 MAR 19 AM 7:31

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 6  
HEARING CLERK  
EPA REGION VI

IN THE MATTER OF

USA SPEEDWAY, LLC

Respondent.

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Docket No. CWA 06-2012-2709

**FINAL ORDER**

In accordance with 40 C.F.R. Part 22, the Respondent, USA SPEEDWAY, has elected the "Quick Resolution" option to resolve this matter by payment of \$1,500.00 proposed in the Complaint as provided by 40 C.F.R. §22.18(a). The Respondent has effectively settled this enforcement action. Full payment of \$1,500.00 has been received by the Environmental Protection Agency.

This proceeding is subject to the public comment provisions of 40 C.F.R. §22.45. Upon filing of the proof of service on the Complaint, a public notice of this proposed action was published providing the public with a 30-day review period. No comments were received.

This Final Order shall resolve only those causes of action alleged in the Complaint. Nothing in this Final Order shall be construed to waive, extinguish or otherwise affect Respondent's (or its officers', agents', servants', employees' successors', or assigns') obligation to comply with all applicable federal, state and local statutes and regulations, including the

regulations that were the subject of this action.


This Final Order shall not in any case affect the right of the EPA or the United States to pursue appropriate injunctive or other equitable relief or criminal sanctions for any violations of law.

Pursuant to 40 C.F.R. §22.18(a)(3), payment of the \$1,500.00 constitutes a waiver of Respondent's rights to a hearing on the allegations and to appeal this Final Order.

It is understood and agreed that Respondent disputes and denies any knowing and/or willful violation of any statute or law and this payment is made by way of a compromise agreement to avoid further litigation in this matter, and same is not to be construed as an admission of liability of any nature whatsoever on the part of the Respondent herein.

Pursuant to Section 309(g)(5) of the Clean Water Act, 33 U.S.C. §1319(g)(5), this Final Order shall become effective when received.

It is so ORDERED.

  
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William K. Honker, P.E.  
Acting Director  
Water Quality Protection Division