



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

NOV 20 2013

CERTIFIED MAIL 7010 1060 0002 1705 1777
RETURN RECEIPT REQUESTED

Mr. Jeffery L. Murphey
C. S. Rhoads, Agent
1907 Griffith Avenue
Owensboro, Kentucky 42301

Re: Consent Agreement and Final Order (CA/FO)
Docket No. SDWA-04-2013-1009(b)

Dear Mr. Murphey:

Enclosed is a copy of the Consent Agreement and Final Order (CA/FO) in this matter that has been filed with the Regional Hearing Clerk and served on the parties as required by 40 C.F.R. §22.6. This CA/FO was effective upon the date filed with the Regional Hearing Clerk and you are hereby ordered to comply immediately with the terms of the subject Order.

Thank you for your cooperation in settling this matter. Should you have any questions or concerns, please contact Ms. Carol Chen, Underground Injection Control Enforcement at (404) 562-9415.

Sincerely,

A handwritten signature in blue ink, appearing to read "J. Giattina".

James D. Giattina
Director
Water Protection Division

Enclosure

cc: Regional Hearing Clerk

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 4

HEARING CLERK

2013 NOV 20 AM 8:22

RECEIVED
EPA REGION IV

IN THE MATTER OF

C. S. Rhoads, Agent
1907 Griffith Avenue
Owensboro, Kentucky 42301

Respondent

Consent Agreement and Final Order

Docket No. SDWA-04-2013-1009(b)

STATUTORY AUTHORITY

1. Pursuant to the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties, Issuance of Compliance or Corrective Action Orders, and the Revocation, Termination or Suspension of Permits (Consolidated Rules of Practice or Part 22), specifically Subpart I, published at 64 Fed. Reg. 40138 (July 23, 1999) and the delegated authority of the Administrator of the U.S. Environmental Protection Agency (EPA or Complainant) under Section 1423 of the Safe Drinking Water Act (SDWA), 42 U.S.C. § 300h-2, the EPA, as Complainant, hereby enters into the following Consent Agreement and Final Order (CA/FO) with C. S. Rhoads, Agent (Respondent).
2. Section 1450(a)(1) of the SDWA, 42 U.S.C. § 300j-9(a)(1), authorizes the Administrator to prescribe such regulations as are necessary or appropriate to carry out her functions under the SDWA. These regulations are found at 40 C.F.R. Parts 124, 144, 146, 147, and 148, and set forth requirements for the Underground Injection Control (UIC) program promulgated under Part C of the SDWA, 42 U.S.C. § 300h, et seq.
3. Injection well owners and operators are required to comply with the UIC program requirements. The UIC program for the Commonwealth of Kentucky, including all Indian lands, is administered by the EPA. See 40 C.F.R. § 147.901(a).

ALLEGATIONS

4. Respondent is a general partnership doing business in the Commonwealth of Kentucky, with a business address of 1907 Griffith Avenue, Owensboro, Kentucky 42301.
5. Respondent is the owner and/or operator of the Class II underground injection well that is subject to this Order (Subject Well). The Subject Well is a "facility" as that term is defined in 40 C.F.R. § 144.3.

