

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 8
Docket No. CAA-08-2011-0021

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EPA REGION VIII
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In the Matter of:) JOINT MOTION TO AMEND
)
ENERPLUS RESOURCES (USA)) ADMINISTRATIVE COMPLAINT
CORPORATION) AND CONSENT AGREEMENT
)
RESPONDENT)

AUTHORITY

COMES NOW Enerplus Resources (USA) Corporation and files this Joint Motion to Amend the Administrative Complaint and Consent Agreement with the Complainant, the United States Environmental Protection Agency Region 8.

1. On August 29, 2011, the Court approved an Administrative Complaint and Consent Agreement ("Agreement") in this matter.

2. Pursuant to the terms of Paragraph F.13 of the Agreement, the purpose of this Motion is to request that the Court approve a revised and amended Appendix A, Tables A-3 and A-4 to the Agreement ("Revised Appendix A").

3. Complainant and Respondent respectfully request that Appendix A be amended to change one (1) source in Table A-3 and three (3) additional sources in Table A-4. Specifically, the Revised Table A-3 now includes a source named "Hans" that replaces the source named "Bugle/Trumpet," which has been removed. The revised Table A-4 now includes the sources named "Coyote/Prairie Dog," "Emerald/Bradfield," and "Atlas/Calypso," replacing the respective sources "Badger/Mink," "Air/Carbon/Earth/Sky," and "Mustang/Pinto," which have been removed.

PRAYER

For the above-mentioned reasons, both the Complainant and Respondent respectfully request that the Court approve substitution of the attached Revised Appendix A, Tables A-3 and A-4 into the Agreement, as described herein and attached to this motion.

**UNITED STATES ENVIRONMENTAL
PROTECTION AGENCY REGION 8,
Complainant.**

Date: 12 January 2012



Andrew M. Gaydos
Assistant Regional Administrator
Office of Enforcement, Compliance and
Environmental Justice

**ENERPLUS RESOURCES (USA)
CORPORATION,
Respondent.**

Date: 6 JANUARY 2012



Dana Johnson
President
Enerplus Resources (USA) Corporation

Table A-3 New Emission Sources (commencing construction between January 1, 2012 and March 31, 2012)

Pad Name	Section	Township	Range	Expected Commence Construction Date
Arnica/Chokecherry	20	149N	93W	March 2012
Beans/Carp/Corn/Pike	14	148N	93W	March 2012
Hans	20	148N	93W	February 2012
Cheetah/Hyena	30	149N	93W	March 2012
Curve/Knuckle/Deuce/Net	19	149N	92W	March 2012
Fastball/Slider/Ace/Court	19	149N	92W	March 2012
Giraffe/Grouper/Impala/Walleye	3	148N	94W	March 2012
Hippo/Jackal/Lion/Rhino	3	148N	94W	March 2012

Table A-4 New Emission Sources (commencing construction between April 1, 2012 and June 30, 2012)

Pad Name	Section	Township	Range	Expected Commence Construction Date
Acadia/Glacier/Likes Eagle	2	148N	95W	June 2012
Emerald Bradfield	31	149N	94W	May 2012
Arabian/Morgan	29	149N	93W	June 2012
Coyote/Prairie Dog	33	151N	94W	April 2012
Bass/Trout	25	149N	94W	May 2012
Beluga/Humpback	6	148N	93W	May 2012
Blue/Bowhead	6	149N	93W	May 2012
BMX/Earth Lodge/Tandem/Tipi	23	148N	93W	May 2012
Bobbin/Thread	3	149N	93W	May 2012
Chord/Music	18	148N	93W	May 2012
Cirrus/Nimbus	33	149N	94W	May 2012
Cumulus/Stratus	33	149N	94W	May 2012
Duet/Harmony	18	148N	93W	May 2012
Huffy/Log House/Round House/Schwinn	23	148N	93W	May 2012
Atlas/Calypso	33	149N	93W	May 2012
Needle/Thimble	5	149N	93W	May 2012
Scissors/Serger	4	149N	93W	May 2012

CERTIFICATE OF SERVICE

The undersigned certifies that the original of the attached Joint Motion to Amend Administrative Complaint and Consent Agreement in the matter of Enerplus Resources (USA) Corporation, Docket No. CAA-08-2011-0021, was filed with the Regional Hearing Clerk on January 13, 2012.

Further, the undersigned certifies that a true and correct copy of the document was hand-delivered to Cynthia Reynolds, Director, EPA Air & Toxics Technical Enforcement Program, 1595 Wynkoop Street, Denver, CO 80202 and mailed by first-class U.S. mail to Tony Lucero, Environment, Health & Safety Coordinator for Enerplus Resources, at US Bank Tower, Suite 2200, 950 17th Street, Denver, CO 80202-2805.

Date: January 13, 2012

David Rochlin

David Rochlin
Senior Enforcement Attorney
U.S. Environmental Protection Agency