



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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EPA REGION VIII
HEARING CLERK

Ref: 8ENF-W

SHERIFF DELIVERY

David and Linda Capps
Linda Capps, Trustee
Springler Family Trust and Leo Springler Revocable Trust
4415 Wilson Way
Gillette, Wyoming 82718

Re: Administrative Order Violation, Lemaster Enterprises Water System, PWS ID #5601518,
Docket No. SDWA-08-2012-0022

Dear Mr. and Mrs. Capps:

On April 24, 2012, the EPA issued an Administrative Order (Order) to Linda Capps (Respondent), as owner and/or operator of the Lemaster Enterprises public water system, ordering your compliance with the Safe Drinking Water Act (SDWA), 42 U.S.C. Section 300f et seq., and its implementing regulations, the National Primary Drinking Water Regulations (NPDWRs), 40 C.F.R. part 141.

Because the last two documents the EPA issued to you via certified mail were unclaimed after several delivery attempts by the post office, we are having this letter delivered to you by the Campbell County Sheriff's office. Numerous attempts to contact you by telephone, mail, and email have been unsuccessful. You must contact the EPA immediately.

Our records indicate that you continue to be in violation of the Order. Among other things, the Order included the following requirements (quoted from paragraph 12 on page 2 of the Order):

1. Respondent shall monitor the System's water monthly for total coliform bacteria and, if any sample is positive for total coliform, conduct repeat and additional routine monitoring, as required by 40 C.F.R. § 141.21. Respondent shall report analytical results to the EPA within the first 10 days following the month in which Respondent receives sample results, as required by 40 C.F.R. § 141.31(a). Respondent shall report any violation of coliform monitoring requirements in 40 C.F.R. part 141 to the EPA within 10 days after discovering the violation, as required by 40 C.F.R. § 141.21(g)(2).

The EPA has not received monthly total coliform analytical results for January through June 2016 and you have not reported these violations to the EPA. You must resume monitoring immediately.

The EPA is considering additional enforcement action as a result of the continued non-compliance with the Order. Violating an administrative order may lead to (1) a penalty of up to \$37,500 per day per violation of the Order, and/or (2) a court injunction ordering compliance. There is an outstanding

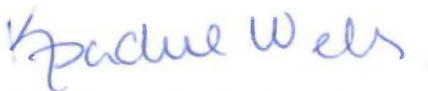
penalty of \$2,000 (plus interest and administrative charges) in violation of the Final Order entered by the Regional Judicial Officer on July 25, 2013, regarding previous violations of the Order. This penalty has been referred to the Treasury Department for collection.

If you have any questions you may contact Kathelene Brainich at 1-800-227-8917, extension 6481, or (303) 312-6481. If you are represented by an attorney who has questions, please ask the attorney to direct any legal questions to Mia Bearley, Enforcement Attorney, at 1-800-227-8917, extension 6554 or (303) 312-6554, or at the following address:

Mia Bearley, Enforcement Attorney
U.S. EPA, Region 8 (8ENF-L)
1595 Wynkoop Street
Denver, Colorado 80202-1129
bearley.mia@epa.gov

We urge your prompt attention to this matter.

Sincerely,



Kimberly Pardue-Welch, Team Leader
Drinking Water Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

cc: WY DEQ/DOH (via email)
Melissa Haniewicz, EPA Regional Hearing Clerk

