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Attorneys for Respondent

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**

<p><b>IN THE MATTER OF:</b></p> <p><b>Parry Farms, LLC</b> <b>1257 Margaret View Circle</b> <b>Riverton, Utah 84065</b></p> <p><b>Respondent.</b></p>	<p><b>ANSWER AND REQUEST FOR HEARING</b></p> <p><b>Docket No. CWA-08-2010-0002</b></p>
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Respondent, Parry Farms, LLC, requests a hearing in the above captioned matter and responds as follows:

1. Allegation Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 21, 23, and 24 are admitted.
2. Allegation Nos. 25 and 26 are denied. As an affirmative defense, any violations, if any did not concern property covered under the Permit, and did not concern property owned by Respondent.
3. Allegation Nos. 27, 28, 30, 31, 32, 34, 40, are denied for lack of knowledge.
4. With respect to Allegation No. 29, respondent completed construction activity on property related to the Permit before May 25, 2006. This allegation is otherwise denied.

5. Allegation No. 33, water never escaped from the detention pond and into the Jordan river. This allegation is otherwise denied.

6. Allegation Nos. 35, 36, 37, 38, and 39 speak for themselves.

**COUNT I**

7. Allegation Nos. 41 and 42 are denied

**COUNT II**

8. Allegation No. 43 and 44 are denied. Respondent, together with Tycon Construction, Inc. complied with all applicable state and federal regulations during the construction process which is related to the Permit.

**COUNT III**

9. Allegations 45 and 56 are denied. Respondent, together with Tycon Construction, Inc. complied with all applicable state and federal regulations during the construction process which is related to the Permit.

10. Allegation Nos. 47 – 58 do not require Respondent to admit or deny, and are therefore denied.

11. Respondent requests a hearing in this matter.

Dated this 6<sup>th</sup> day of January, 2010

  
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Timothy R. Pack  
Attorneys for Respondent