



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

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**MEMORANDUM**

**SUBJECT:** In the Matter of Silco Oil Company  
Combined Complaint and Consent Agreement  
Docket No. **CWA-08-2016-0004**

**FROM:** James H. Eppers, Supervisory Attorney  
Legal Enforcement Program  
Gwenette C. Campbell, Supervisor  
Water Technical Program  
Office of Enforcement, Compliance and Environmental Justice

**TO:** Honorable Thomas Rucki, Regional Judicial Officer

With this memorandum, the Office of Enforcement, Compliance and Environmental Justice (ECEJ) is transmitting a combined complaint and consent agreement (CCCA) in the above-referenced matter. We request that you issue a final order approving it.

The EPA has taken this action under the authority of section 311(b)(6)(B)(ii) of the Clean Water Act (CWA), 33 U.S.C. § 1321(b)(6)(B)(ii). In the CCCA, the EPA alleges that Silco Oil Company's Spill Prevention, Control and Countermeasure (SPCC) plan was inadequate because it did not include implementation of adequate secondary containment and did not utilize good engineering practices to avoid a discharge by installing liquid level alarms, in violation of 311(j) of the CWA, 33 U.S.C. § 1321(j). Upon consideration of the factors set forth in section 311(b)(8) of the CWA, 33 U.S.C. § 1321(b)(8), EPA has determined that a civil penalty of thirty thousand dollars (\$30,000.00) is appropriate to settle this matter. The proposed settlement is consistent with applicable settlement penalty policies.

Silco is represented by Wendy Haring, Spencer Fane LLP, 1700 Lincoln Street, Suite 2000, Denver, CO 80203. Her telephone number is (303) 839-3850, and her email address is [wharing@spencerfane.com](mailto:wharing@spencerfane.com).

The EPA attorney for this matter is Lauren Hammond, Enforcement Attorney, at (303) 312-7081.

cc: Wendy Haring



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