



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5

77 WEST JACKSON BOULEVARD

CHICAGO, IL 60604-3590

November 18, 2010

REPLY TO THE ATTENTION OF:

C-14J

CERTIFIED MAIL

RETURN RECEIPT REQUESTED

7001 0320 0005 8914 8192

RECEIVED

NOV 22 2010

**REGIONAL HEARING CLERK
U.S. ENVIRONMENTAL
PROTECTION AGENCY**

Mr. Robert W. Christensen, Owner
Bob's Repair
1014 3rd Avenue, NE
Brainerd, Minnesota 56401

Re: Administrative Complaint Docket No. SDWA-05-2010-0001

Dear Mr. Christensen:

After consultation with the Regional Hearing Clerk, we are unaware that you have filed any Answer to our Complaint filed on September 17, 2010, alleging violation of a requirement to close a floor drain at your auto repair facility and seeking penalties and an order for you to comply with the regulation.

If you do not file an Answer with the Regional Hearing Officer within 10 days of your receipt of this letter, we will seek a default order under 40 C.F.R. § 22.17. In the administrative proceeding we have initiated, you will have an opportunity to argue your objections to the factual or legal allegations in the Complaint. However, if we obtain a default order, all the facts alleged in the Complaint will be deemed admitted, and you will waive any opportunity to contest those facts.

Under section 1423(c)(7) of the Safe Drinking Water Act, 42 U.S.C. § 300h-2(c)(7), we may also seek to enforce a default order in federal district court. For your information, according to the statute, the validity, amount and appropriateness of any penalty assessed in the default order will not be subject to the court's review.

If you intend to participate in the administrative proceeding, you should file your Answer with the Regional

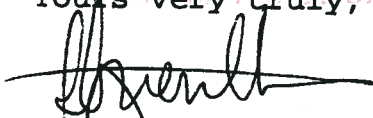
Hearing Clerk at the following address within ten days of your receipt of this letter:

Regional Hearing Clerk (E-19J)
U.S. EPA, Region 5
77 W. Jackson Blvd.
Chicago, IL 60604

If you have any questions or comments on this matter, please contact me immediately at (312) 886-0566 or guenther.robert@epa.gov.

We appreciate your prompt attention to this matter.

Yours very truly,



Robert S. Guenther
Associate Regional Counsel

cc: Urchel (WD-15J)
Regional Hearing Clerk (E-19J)
Bruce.olson@health.state.mn.us
Gretchen.sable@mpca.state.mn.us