



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 6  
1445 ROSS AVENUE, SUITE 1200  
DALLAS, TX 75202-2733

April 13, 2009


Lorena Vaughn  
Regional Hearing Clerk  
1445 Ross Ave.  
Dallas, Texas 75202

Re: Docket No. SDWA 06-2009-1203

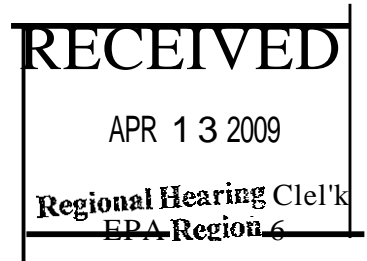
Dear Ms. Vaughn:

Enclosed is a Notice to Withdraw Complaint on Docket No. SDWA-06-2009-1203. I had filed a Notice to Withdraw Complaint for the same case on April 9, 2009, but the incorrect docket number was on the Notice. As such, please accept this corrected Notice and I apologize for any inconvenience this may have caused.

Sincerely,

  
Ellen Chang Vaughan  
Assistant Regional Counsel

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
REGION 6



In the Matter of: ) Docket No. SDWA-06-2009-1203  
)  
Sleepy Hollow Mobile Home Park )  
)  
Respondent )  
)

**NOTICE TO WITHDRAW COMPLAINT**

NOW COMES Complainant, the Director of the Compliance Assurance and Enforcement Division, United States Environmental Protection Agency, Region 6, through his attorney, and pursuant to 40 C.F.R. § 22.14(d) respectfully states as follows:

I. This proceeding for the assessment of a civil penalty was instituted pursuant to Section 1414(g)(3) of the Safe Drinking Water Act (herein "the Act"), 42 U.S.C. § 300g-3(g)(3) by the issuance of a Complaint, Compliance Order and Notice of Opportunity for Hearing ("Complaint") on January 21, 2009.

2. The Complaint was served upon Kent Hamilton d/b/a Sleepy Hollow Mobile Home Park located in Ada, Oklahoma (hereinafter the "Respondent") by the Complainant, the Director of the Compliance Assistance and Enforcement Division, United States Environmental Protection Agency, Region 6 (hereinafter the "Complainant" or "EPAn").

3. Respondent has filed its Answer and Request for Hearing on December 11, 2008.

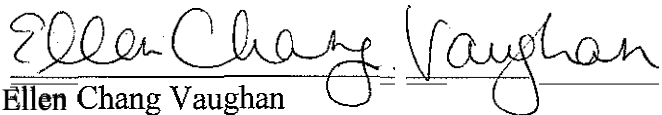
4. Under 40 C.F.R. § 22.14(d), after the filing of an answer, the Complainant may withdraw the Complaint without prejudice one time before the answer has been filed.

5. The Respondent has hired a new contractor to run the public water system and is currently in compliance.

6. No party will be prejudiced by the filing of this Notice to Withdraw the Complaint.

THEREFORE, in the interests of justice and pursuant to 40 C.F.R. § 22.14(d),  
Complainant requests that the Court grant Complainant's Notice to Withdraw the Complaint  
without prejudice.

RESPECTFULLY SUBMITTED,



Ellen Chang Vaughan

Assistant Regional Counsel (6RC-EW)

U.S. Environmental Protection

Agency, Region 6

1445 Ross Avenue

Dallas, Texas 75202-2733

Tel.: (214) 665-7328

COUNSEL FOR COMPLAINANT

**CERTIFICATE OF SERVICE**

I certify that the foregoing NOTICE TO WITHDRAW THE COMPLAINT was hand-delivered to the **Regional Hearing Clerk**, EPA Region 6, 1445 Ross Avenue, Dallas, Texas 75202-2733, and was sent by certified mail, return receipt requested, on

April 13)

2009 addressed to the following:

Mr. Kent Hamilton  
Sleepy Hollow Mobile Home Park  
3300 North Mississippi  
Ada, OK 74820

Ellen Chang Vaughan