

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 4

USEPA REGION 4  
OFFICE OF REGIONAL  
COUNSEL

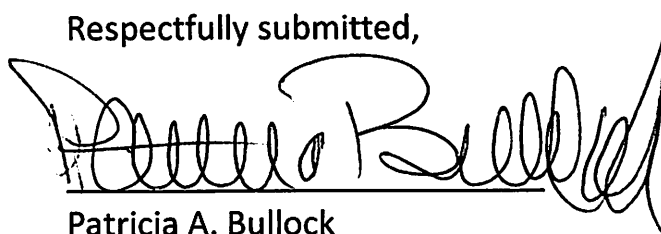
2016 SEP 27 AM 11:33  
HEARING CLERK

IN THE MATTER OF: )  
)  
) Docket No.: CWA-04-2010-515  
Atkinson Developers, LLC )  
Francis M. Atkinson, Jr. ) Proceeding to Assess Class II Penalty  
Aynor, South Carolina, ) Section 309(a) of the Clean Water Act  
) 33 U.S.C. § 1319(g)  
)  
Respondents. )

**NOTICE AMENDING "CERTIFICATE OF SERVICE" TO REFLECT ACTUAL METHOD OF SERVICE OF THE DEFAULT ORDER**

Pursuant to the September 20, 2016, *Order Electing to Exercise Sua Sponte Review* (Order) by the Environmental Appeals Board (EAB), and 40 C.F.R § 22.7(c), the Regional Hearing Clerk notifies the Complainant and Respondent of an amendment to the attached Certificate of Service, concerning the Default Initial Decision and Order (Default Order) *In the Matter of Atkinson Developers, LCC, and Francis M. Atkinson, Jr.* The original Certificate of Service attached to the August 9, 2016, Default Order indicated a service method of "Certified Mail – Return Receipt Requested" to the Respondent but in fact an alternate service of "UPS Next Day Air" was used. Due to this discrepancy of the actual method of service used, I am correcting the record by re-issuing an amended "Certificate of Service" with the actual form of service used on the August 9<sup>th</sup> Default Order. As specified in the EAB's Order, this amendment of the Certificate of Service does not act to reopen the appeal period.

Respectfully submitted,



Patricia A. Bullock  
Regional Hearing Clerk

**AMENDED CERTIFICATE OF SERVICE**

I hereby certify that I have this day served a true and correct copy of the foregoing Initial Decision and Default Order, in the Matter of Atkinson Developers, LLC, and Francis M. Atkinson, Jr., Docket No., CWA-04-2010-5515, on the parties listed below in the manner indicated:

UPS - Next Day Air:

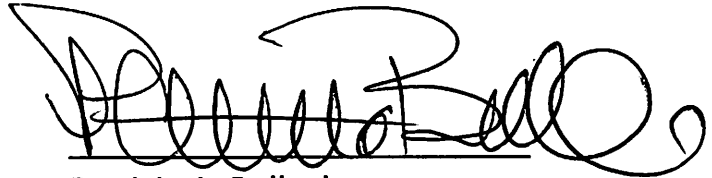
Mr. Francis M. Atkinson, Jr.  
Atkinson Developers, LLC  
4368 Green Sea Road South  
Aynor, South Carolina 29511

Via Intra-Office Mail:

Ms. Wilda Cobb  
Assistant Regional Counsel  
U.S. Environmental Protection Agency, Region 4  
Atlanta, Georgia 30303

Date:

9-27-16



Patricia A. Bullock  
Regional Hearing Clerk  
U.S. Environmental Protection  
Agency Region 4  
61 Forsyth Street, S.W.  
Atlanta, GA 30303  
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