

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 8

2011 JUN -9 PM 3: 33

Docket No.: SDWA-08-2010-0084


FILED
EPA REGION VIII
RECEIVED CLERK

IN THE MATTER OF)
)
Beadle Ford, Inc. and) **MOTION TO WITHDRAW**
Beadle's Chrysler Center,) **COMPLIANCE ORDER AND**
) **PENALTY COMPLAINT**
)
_____ **Respondent.**)

Complainant, United States Environmental Protection Agency ("EPA"), by its undersigned attorney, hereby submits a Motion to Withdraw the Proposed Compliance Order and Complaint filed on September 29, 2010. On or about December, 2010, Respondent provided evidence that the facility did not have a "Class V Injection Well" as defined by 40 C.F.R. §§144.6 and 146.5. Complainant respectfully requests that the Regional Judicial Officer grants Complainant's Motion to Withdraw the Compliance Order and Complaint.

Respectfully Submitted this 9th day of June, 2011.

6/09/2011
Date



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Legal Enforcement Program

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that the original and one true copy of the Motion to Withdraw the Compliance Order and Complaint, was hand-carried to the Regional Hearing Clerk, EPA Region 8 (8RC), 1595 Wynkoop St, Denver, Colorado, and that a true copy of the same was hand-carried to:

The Honorable Elyana Sutin
Regional Judicial Officer (8RC)
1595 Wynkoop St,
Denver, Colorado

and sent, via first class U.S. mail to:

Mr. Robert Beadle
Beadle Ford, Inc., and Beadle's Chrysler Center.
5023 South Fourth Avenue.
Bowdle, SD 57428

Date: 6/9/2011

By:

Judith M. McTernan