

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

2008 OCT 22 AM 9:37

EPA REGION VIII
HEARING CLERK

IN THE MATTER OF)
)
Wapiti Lodge, LLC)
Wapiti, Wyoming)
) Docket No. SDWA-08-2008-0094
)
Respondent)
)
Proceeding under section 1414(g))
of the Safe Drinking Water Act,)
42 U.S.C. §300g-3(g))
_____)

STATUS REPORT

Upon filing its Complaint and Notice of Opportunity for Hearing (“complaint”) in this matter, EPA Region 8 (EPA) sent two copies of the Complaint to Gina L. O’Connell, the registered agent for the Respondent Wapiti Lodge, LLC. The two copies were sent to the two addresses listed on the Certificate of Service with the Complaint. Both copies were returned to EPA unclaimed.

EPA also asked the Park County (Wyoming) Sheriff to serve the complaint on Ms. O’Connell. To date, the Park County Sheriff has been unable to locate Ms. O’Connell. The Sheriff’s office has advised EPA that Ms. O’Connell appears to be out of town, that the Sheriff’s office will notify EPA when it learns that Ms. O’Connell has returned.

EPA intends to pursue this case. EPA is continuing its efforts to serve the Respondent with the complaint.

Respectfully submitted,

Margaret J. (Peggy) Livingston

Margaret J. ("Peggy") Livingston

Enforcement Attorney

Office of Enforcement, Compliance

and Environmental Justice

U.S. EPA Region 8

1595 Wynkoop Street

Denver, Colorado 80202

Telephone Number: (303) 312-6858

Facsimile Number: (303) 312-7202

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the original and a copy of the Status Report were hand-carried to the Regional Hearing Clerk, EPA, Region 8, 1595 Wynkoop Street, Denver, Colorado, and that a true copy of the same was sent to the following by CERTIFIED MAIL/RETURN RECEIPT REQUESTED and by regular U.S. mail:

Gina O'Connell
Registered Agent
Wapiti Lodge, LLC
3189 Yellowstone Hwy.
Wapiti, WY 82450

and

Gina O'Connell
Registered Agent
Wapiti Lodge, LLC
P.O. Box 206
Wapiti, WY 82450

Date: 10/22/08

By: Judith McTernan
Judith McTernan