



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
 REGION 8  
 1595 WYNKOOP STREET  
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2018 JUN -7 PM 2: 28

FILED  
 EPA REGION VIII  
 HEARING CLERK

DOCKET NO.: SDWA-08-2018-0013

IN THE MATTER OF:	)	
	)	
UTE INDIAN TRIBE & UTE TRIBE	)	ORDER
PUBLIC WORKS, URIAH HEEPS	)	
SPRING & WHITEROCKS PUBLIC	)	
WATER SYSTEMS	)	
	)	
RESPONDENT	)	

Pursuant to 40 C.F.R. § 22.4(b) and (c) of EPA’s Consolidated Rules of Practice, the Unopposed Motion for Extension of Time dated June 6, 2018, is hereby approved.

The Respondents are hereby **ORDERED** to file an answer to the complaint on or before July 11, 2018, if the matter is not otherwise resolved before that time.

SO ORDERED THIS 7<sup>th</sup> DAY OF June, 2018.

Katherin E. Hall  
 Katherin E. Hall  
 Regional Judicial Officer

2018 JUN -6 PM 1:27

Jeremy J. Patterson  
FREDERICKS PEEBLES & MORGAN LLP  
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EPA REGION VIII  
HEARING CLERK

*Attorney for the Ute Indian Tribe*

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**UNITED STATE ENVIRONMENTAL PROTECTION AGENCY  
REGION 8**

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IN THE MATTER OF:	)	
	)	
Ute Indian Tribe and Ute Tribe Public	)	<b>Docket No. SDWA-08-2018-0013</b>
Works, Uriah Heeps Spring and	)	
Whiterocks Public Water Systems, PWS	)	<b>UNOPPOSED MOTION FOR AN</b>
ID# 084990002 and 084990003,	)	<b>EXTENSION OF TIME TO FILE</b>
	)	<b>ANSWER</b>
Respondents.	)	
	)	
	)	
	)	

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Respondents, Ute Indian Tribe and Ute Tribe Public Works ("Tribe"), pursuant to 40 C.F.R. § 22.7(b), respectfully request an extension of time to file an answer or other response to the United States Environmental Protection Agency's ("EPA") Complaint. The undersigned has conferred with opposing counsel, and the EPA does not oppose an extension. The Tribe's Answer is due Monday June 11, 2018. The Tribe requests a thirty (30) day extension of time through Wednesday, July 11, 2018, in which to file its answer or other response.

The extension will not prejudice the United States. The Tribe needs additional time to respond to EPA's complaint because the Tribe's counsel was not copied on the

Complaint, and did not receive a copy until ten days after service. Furthermore, the Tribe intends to seek settlement through informal settlement negotiations with the EPA. An extension will allow the Tribe to focus on settlement in addition to preparing an answer.

Respondents respectfully request that this Court grant this unopposed motion to extend the deadline for submitting the Answer or otherwise responding to the Complaint in this case from June 11 to July 11, 2018. A proposed order is filed with this motion.

Respectfully submitted this 1st day of June, 2018.

FREDERICKS PEEBLES & MORGAN LLP



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*Attorney for the Ute Indian Tribe*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 1st day of June, 2018, I caused a true and correct copy of the foregoing **UTE INDIAN TRIBE'S UNOPPOSED MOTION FOR AN EXTENSION OF TIME TO FILE ANSWER** to be sent via U.S. Mail, Certified Return Receipt Requested, postage prepaid, to all parties of record as follows:

Melissa Haniewicz  
Regional Hearing Clerk (8RC)  
U.S. EPA Region 8  
1595 Wynkoop Street  
Denver, CO 80202  
(Original and one copy)

Amy Swanson  
Enforcement Attorney (8ENF-L)  
U.S. EPA Region 8  
1595 Wynkoop Street  
Denver, CO 80202  
(one copy)



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Debra A. Foulk, Legal Assistant

**CERTIFICATE OF SERVICE**

The undersigned certifies that the original of the attached **ORDER** for the **MOTION FOR EXTENSION OF TIME** in the matter of **UTE INDIAN TRIBE AND UTE TRIBE PUBLIC WORKS, URIAH HEEPS SPRING AND WHITEROCKS PUBLIC WATER SYSTEMS, PWS; DOCKET NO.: SDWA-08-2018-0013** was filed with the Regional Hearing Clerk on June 7, 2018.

Further, the undersigned certifies that a true and correct copy of the documents were emailed to Amy Swanson, Enforcement Attorney. True and correct copies of the aforementioned documents were placed in the United States mail certified/return receipt on June 7, 2018, to:

Respondent

Jeremy Patterson  
Fredericks Peebles & Morgan LLP  
1900 Plaza Drive  
Louisville, Colorado 80027

June 7, 2018



Melissa Haniewicz  
Regional Hearing Clerk