



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

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2011 OCT 18 PM 1:26

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BIRMINGHAM AL 35203

MEMORANDUM

SUBJECT: Closure of Administrative Settlement Agreement and Order on Consent for Remedial Design between the United States Environmental Protection Agency Region 8 and Soco West, Inc., Docket No. CERCLA-08-2011-0014

FROM: Michelle Marcu, Enforcement Attorney
Legal Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

TO: File

DATE: October 18, 2011

On August 18, 2011, the United States (on behalf of the United States Environmental Protection Agency Region 8) and the State of Montana lodged a remedial design/remedial action consent decree (RD/RA CD) in the United States District Court, District of Montana, Billings Division (Court) that resolved an enforcement action against Soco West, Inc. (Soco West). The RD/RA CD requires Soco West to perform injunctive relief and pay response costs for the Lockwood Solvent Ground Water Plume Site, located in Billings, Yellowstone County, Montana.

On August 25, 2011, and pursuant to sections 104, 106(a), 107 and 122 of the Comprehensive Environmental Response, Compensation and Liability Act, Region 8 and Soco West entered into an Administrative Settlement Agreement and Order on Consent for Remedial Design (AOC for RD) (Docket No. CERCLA-08-2011-0014). The purpose of the AOC for RD was to authorize Soco West to commence Remedial Design (RD) activities in accordance with the RD/RA CD during the period between the United States lodging the RD/RA CD with the Court and the Court's approval and entry of the RD/RA CD. Pursuant to Section XXXI., Paragraph 77., the AOC for RD automatically closes within six months of the effective date or when the Court approves and enters the RD/RA CD, whichever occurs first. Per the terms of the AOC for RD, Soco West will thereafter comply with the RD/RA CD.

On September 22, 2011, the United States filed an "Unopposed Motion to Enter Consent Decree" with the Court. On October 3, 2011, the Court approved and entered the RD/RA CD. Please be advised, pursuant to Section XXXI., Paragraph 77., the AOC for RD automatically closed on October 3, 2011.

cc: Maureen O'Reilly, 8ENF-RC
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