



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 7
901 NORTH 5TH STREET
KANSAS CITY, KANSAS 66101

December 29, 2009

Honorable Susan L. Biro
Chief Administrative Law Judge
U. S. Environmental Protection Agency
1200 Pennsylvania Avenue NW/Mail Code 1900L
Washington, D. C. 20460

Re: Nusser Oil Company
Docket No.: CWA-07-2010-0011
Complaint filed: 11/23/09
Proposed penalty: \$46,134

Dear Judge Biro:

Pursuant to Section 22.21 of the Consolidated Rules of practice, 40 CFR 22.21(a), the above-captioned matter is hereby referred to you for assignment of an Administrative Law Judge. Pursuant to Section 22.21 a copy of the Complaint and Answer are enclosed.

All documents filed in this matter shall be filed with the Headquarters Hearing Clerk at the following address: Sybil Anderson, Headquarters Hearing Clerk, Mail Code 1900L, Office of Administrative Law Judges, 1200 Pennsylvania Avenue, N.W., Washington, D.C. 20460.

Respondent is represented by:

Shawn L. Stogsdill
Van Osdol & Magruder, P.C.
911 Main Street, Suite 2400
Kansas City, Missouri 64105
816-421-0644

Complainant is represented by:

Kristen Nazar
Assistant Regional Counsel
U. S. Environmental Protection Agency
901 N. 5th Street
Kansas City, Kansas 66101
913- 551-7450

Sincerely,

A handwritten signature in black ink that reads "Kathy Robinson".

Kathy Robinson
Regional Hearing Clerk

Enclosures

