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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION IX

REGIONAL HEARING CLERK

IN THE MATTER OF:)	
)	
MOUNTAIN STATES PETROLEUM)	U.S. EPA Docket No.
COMPANY, AND APACHE COUNTY,)	UIC-09-2008-0003
ARIZONA, Respondents.)	

ORDER GRANTING COMPLAINANT’S REQUEST TO APPROVE FINAL ORDER


The United States Environmental Protection Agency (Complainant) seeks approval of the parties’ Consent Agreement and Proposed Final Order.

Consolidated Rules of Practice at 40 C.F.R. § 22.45 set forth the rules governing public notice and comment in proceedings under sections 1423(c) and 1445(a) of the Safe Drinking Water Act (42 U.S.C. 300h-2(c), 300j-4(a)). As stated in the parties’ Consent Agreement and Proposed Final Order, Complainant assessed the penalties in this matter pursuant to sections 1423(c) and 1445(a) of the Safe Drinking Water Act (42 U.S.C. 300h-2(c) and 300j-4(a)). Therefore, Complainant is subject to the mandatory notice and public comment requirements of 40 C.F.R. § 22.45. Complainant submitted sufficient proof that it complied with the notice requirements set forth in 40 C.F.R. § 22.45. Complainant also established it “received no comments in response to the public notice of this proceeding.”

IT IS THEREFORE ORDERED THAT:

Complaint’s request for a Final Order is GRANTED.

Dated: August 14, 2008


 Steven L. Jawgiel
 Regional Judicial Officer

CERTIFICATE OF SERVICE

I hereby certify that the original of the foregoing **ORDER GRANTING COMPLAINANT'S REQUEST TO APPROVE FINAL ORDER** in the matter of **Mountain States Petroleum Company, and Apache County Arizona, Docket #UIC-09-2008-0003**, signed by Steven L. Jawgiel, Regional Judicial Officer, was served on each of the parties at the address given below by mailing first class as here indicated:

Richard T. Campbell, Esq.
Assistant Regional Counsel
U. S. EPA, Region 9
75 Hawthorne Street, ORC-2
San Francisco, California 94105

Hand Delivered

Mr. Dennis G. McLaughlin III
Chief Executive Officer
Mountain States Petroleum Corporation
Dallas, TX 75205

First Class Mail

Dated at San Francisco, California, this 15th day of August, 2008



Danielle E. Carr
Regional Hearing Clerk
U.S. EPA, Region 9