

Clay W. Stucki  
BENNETT TUELLER JOHNSON & DEERE  
3165 East Millrock Drive, Suite 500  
Salt Lake City, Utah 84121-5027  
(801) 438-2000

2008 MAR 10 PM 2:41  
TUELLER  
EPA REGION VIII  
HEARING CLERK

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**UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
REGION 8**

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IN THE MATTER OF:

Guy Zwahlen  
45 W. Louise Avenue  
Salt Lake City, UT 84115,

Respondent.

Docket No. CAA 08-2007-0004

**JOINT NOTICE OF SETTLEMENT**

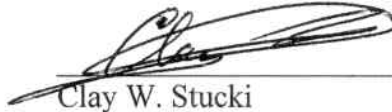
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Respondent Guy Zwahlen, by and through his legal counsel, Clay W. Stucki of Bennett Tueller Johnson & Deere, hereby gives notice that the parties in the above-captioned civil penalty case have reached an agreement in principle for the settlement of this case and that a hearing will no longer be necessary in this case.

The parties, through their legal counsel, shall file a fully executed Consent Agreement in this case no later than March 14, 2008.

The undersigned has discussed this notice with EPA Region 8 enforcement counsel and represents that this notice is made jointly with the consent of both the Respondent and the EPA.

DATED this 5th day of March, 2008.



Clay W. Stucki  
Attorney for Respondent

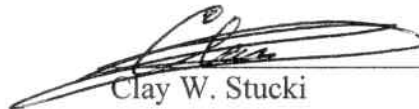
**Certificate of Service**

I hereby certify that on the 5th day of March, 2008, I caused to be sent by U.S. Postal Service First Class Mail delivery the foregoing **INITIAL PREHEARING EXCHANGE & HEARING LOCATION REQUEST** to:

Jessie Goldfarb (8ENF-L), Senior Enforcement Attorney  
U.S. EPA-Region 8  
1595 Wynkoop Street  
Denver, CO 80202-1129

Regional Hearing Clerk (8RC)  
U.S. EPA-Region 8  
1595 Wynkoop Street  
Denver, CO 80202-1129

Judge William B. Moran  
U.S. Environmental Protection Agency  
Office of Administrative Law Judges  
1200 Pennsylvania Ave., N.W.  
Mail Code 1900L  
Washington, DC 20005



Clay W. Stucki