



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8

1595 Wynkoop Street
DENVER, CO 80202-1129
Phone 800-227-8917
<http://www.epa.gov/region08>

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JAN 5 2010

Ref: 8 ENF-W

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Thomas V. Larson, Registered Agent
TPJ Investors, LLC
1206 S. 8th East
Riverton, Wyoming 82501

Re: 2nd Violation of Administrative
Order
Docket No. SDWA-08-2008-0055
Sunnyside Mobile Home Park

Dear Mr. Larson:

On May 19, 2008, the US Environmental Protection Agency (EPA) issued an Administrative Order (the Order), Docket No. SDWA-08-2008-0055, ordering TPJ Investors, LLC, owner and/or operator of Sunnyside Mobile Home Park Water System (the system) to comply with various drinking water regulations issued by EPA under the Safe Drinking Water Act (the Act), 42 U.S.C. Section 300f et seq.

Our records indicate that TPJ Investors, LLC is again in violation of the Administrative Order. Among other things, the Order included the following requirements (quoted from items 18 and 19, of the Order section on page 3 of the Order):

1. Upon receipt of this Order, Respondent shall comply with all total coliform repeat sampling requirements. 40 C.F.R. § 141.21(b). This requires that Respondent take no fewer than four repeat total coliform bacteria samples within 24 hours of being notified of a total coliform positive routine sample.

TPJ Investors, LLC did not collect a set of four repeat samples following the total coliform positive routine sample collected on August 17, 2009.

2. Upon receipt of this Order, Respondent shall comply with all total coliform routine sampling requirements. 40 C.F.R. § 141.21(b)(5). This requires that Respondent take no fewer than five routine total coliform bacteria samples during the next month after having one or more total coliform positive samples.


TPJ Investors, LLC did not collect at least five routine samples in September 2009 after a total coliform positive sample was collected on August 17, 2009.

EPA is considering enforcement action as a result of the non-compliance with the Order. Violating an Administrative Order may lead to (1) a penalty of up to \$37,500 per day per violation of the Order, and/or (2) a court injunction ordering compliance.

If you have any questions or wish to have an informal conference with EPA, you may contact Shawn McCaffrey at 1-800-227-8917, extension 6515 or (303) 312-6515. If you are represented by an attorney who has questions, please ask your attorney to contact Thomas Sitz, Senior Enforcement Attorney, at (303) 312-6918 or at the following address:

Thomas Sitz
Senior Enforcement Attorney
U.S. EPA, Region 8 (8-ENF-L)
1595 Wynkoop Street
Denver, Colorado 80202-1129

We urge your prompt attention to this matter.



Lisa Kahn, Team Leader
Drinking Water Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

cc: Harvey Spoonhunter, Chairman, Northern Arapaho Business Council
Ivan Posey, Chairman, Eastern Shoshone Business Council
WY DEQ (via e-mail)
WY DOH (via e-mail)
Tina Artemis, EPA Regional Hearing Clerk