



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 8  
1595 WYNKOOP STREET  
DENVER, CO 80202-1129  
Phone 800-227-8917  
<http://www.epa.gov/region08>

2010 AUG 24 PM 12:46

FILED  
EPA REGION VIII  
HEARING CLERK

DOCKET NO.: SDWA-08-2010-0014

IN THE MATTER OF:	)	
	)	
PAUL AND CATHY SHULTE	)	ORDER GRANTING MOTION TO
BOB AND JANEY, LLC.	)	DISMISS WITHOUT PREJUDICE
	)	
RESPONDENT	)	

Pursuant to 40 C.F.R., §22.14(d) of EPA’s Consolidated Rules of Practice, on August 24, 2010, the Complainant filed a “Motion to Dismiss Without Prejudice” in this matter. The Motion requests to dismiss Respondents Paul and Cathy Schulte from this action without prejudice from the Administrative Penalty Complaint (complaint). Respondent does not oppose the Motion.

For the reason stated above the “Motion to Dismiss Without Prejudice” is hereby **GRANTED.**

SO ORDERED THIS 24<sup>th</sup> DAY OF August, 2010.

\_\_\_\_\_  
Elyana R. Sutin  
Regional Judicial Officer

**CERTIFICATE OF SERVICE**

The undersigned certifies that the original of the attached **ORDER GRANTING MOTION TO DISMISS WITHOUT PREJUDICE** in the matter of **PAUL AND CATHY SCHULETE AND BOB & JANEY, LLC.; DOCKET NO.: SDWA-08-2010-0014** was filed with the Regional Hearing Clerk on August 24, 2010.

Further, the undersigned certifies that a true and correct copy of the documents were delivered to, Margaret "Peggy" Livingston, Senior Enforcement Attorney, U. S. EPA – Region 8, 1595 Wynkoop Street, Denver, CO 80202-1129. True and correct copies of the aforementioned document was placed in the United States mail certified/return receipt requested on August 24, 2010, to:

Robert D. and Janey Montanye  
Bob and Janey, LLC.  
Oasis Bar and Café  
250 Recreation Road  
Wolf Creek, MT 59648

And

Paul and Cathy Schulte  
Oasis Bar and Café  
250 Recreation Road  
Wolf Creek, MT 59648

August 24, 2010



Tina Artemis  
Paralegal/Regional Hearing Clerk

