

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5

RECEIVED
REGIONAL OFFICE
MAY 15 2007 11

IN THE MATTER OF:

Environmental Disposal Systems, Inc.
Birmingham, Michigan,

Respondent.

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) Docket No. SDWA-05-2007-0003
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NOTICE OF CONSENT AGREEMENT AND PROPOSED FINAL ORDER

Pursuant to Rule 22.45(c)(4) of the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits, 40 C.F.R. § 22.45(c)(4), Complainant, the United States Environmental Protection Agency (U.S. EPA), Region 5, has today by undersigned counsel, provided a copy of a Consent Agreement and proposed Final Order to the following parties, who submitted comments on the Complaint filed in this matter:

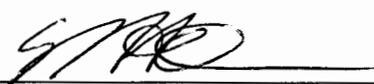
Senator Raymond E. Basham
P.O. Box 30036
Lansing, MI 48909-7536

Neil S. Silver
Strobl & Sharp Professional Corporation
300 East Long Lake Road, Suite 200
Bloomfield Hills, Michigan 48304-2376

R.P. Lilly
RECAP of Romulus
17220 Hannan
New Boston, MI 48164

Within 30 days of receipt of the Consent Agreement and Proposed Final Order, the commenters may petition the Regional Administrator of the U.S. EPA, Region 5 to set aside the Consent Agreement and Proposed Final Order on the basis that material evidence was not considered.

Respectfully Submitted,



Erik H. Olson
Counsel for Complainant

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Docket No.: SDWA-05-2007-0003

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CERTIFICATE OF SERVICE

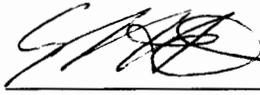
I, Erik H. Olson, certify that I filed the original and one copy of the above Notice of Consent Agreement and Proposed Final Order with U.S. EPA Region 5's Regional Hearing Clerk. In addition, I delivered, by hand, a true and accurate copy to:

Marcy A. Toney
Regional Judicial Officer
Mailcode C-14J
United States Environmental Protection Agency Region 5
77 W. Jackson Boulevard
Chicago, IL 60604

I also mailed a true and accurate copy, by regular mail, to:

Charles R. Toy, Esq.
Counsel for Respondent
Farhat & Story, P.C.
1003 North Washington Avenue
Lansing, MI 48906

dated: August 3, 2007


Erik H. Olson
Associate Regional Counsel