

Artemis, Tina

From: Tad Foster <tadfoster@tsfosterlaw.com>
Sent: Wednesday, November 18, 2015 9:08 AM
To: Morris, Brenda
Cc: Artemis, Tina
Subject: Re: Comment on CWA -08-2016-0001; typo correction

2015 NOV 18 PM 2:03
FILED
EPA REGION VIII
HEARING CLERK

Thank you. I do not recall any phone call on this.

Sent from my iPhone

> On Nov 18, 2015, at 8:18 AM, Morris, Brenda <Morris.Brenda@epa.gov> wrote:

>

> Tad: Natasha and I discussed this and I thought I communicated it to you in a phone call. However, it was my intent that when I notified the Regional Hearing Clerk that the 40 days had expired, I would notify her of that and file a joint motion. However, your comment can now be incorporated into the public comments received and it will be addressed with a response to comments from me. Thank you.

>

>

> -----Original Message-----

> From: Tad Foster [mailto:tadfoster@tsfosterlaw.com]

> Sent: Tuesday, November 17, 2015 5:15 PM

> To: Artemis, Tina

> Cc: Morris, Brenda

> Subject: Comment on CWA -08-2016-0001; typo correction

>

> The following paragraph has an error in paragraph 50:

> Respondents consent and agree to pay a civil penalty in the amount of \$92,000 payable in quarterly installments of \$23,000. Respondents consent to the issuance of a final order and consent to the payment of a civil penalty of ninety two thousand dollars (\$92,000). Respondents shall pay an initial installment of twenty three thousand dollars (\$23,000) within thirty (30) days of the effective date of the Final Order in this matter. The remainder of the penalty shall be paid quarterly thereafter in three installments of twenty three thousand dollars (\$23,000) due on the first day of each calendar quarter following the initial installment (January 1, April 1, July 1, October 1).

>

> The reference to "October 1" should be deleted, as it results in five and not four payments of \$23,000 and thus exceeds the \$92,000.

>

>

> This was previously noted in my October 2 email to Brenda which corrected the prior error of four installments to the current three installments.

>

> Please let me know that deleting "October 1" has been changed.

>

>

>

> Tad Foster

>

> LAW OFFICE OF TAD S. FOSTER

> 20 Boulder Crescent #100

> Colorado Springs, Co 80903

>

> tadfoster@tsfosterlaw.com

> 719 632 5240

> 719 963 9466 cell

>

> EMAIL NOTICE: This email message (and any attachments) contains information belonging to the sender which is confidential and legally privileged. It was the intention of the sender that this email be sent to, and viewed by, a specific set of "intended recipients" as determined by the sender. If you received this email but you are not an "intended recipient," you have received it in error and: (a) you are hereby notified that any review, use, disclosure, copying, or distribution of the email (or the attachments); or any action taken in reliance on the email (or the attachments) is strictly prohibited; and (b) you are hereby requested to notify the sender and then delete the message (and any attachments) from your computer and network. Thank you.

>