



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

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Phone 800-227-8917  
<http://www.epa.gov/region08>

2008 SEP 15 AM 8:04

ENVIRONMENTAL  
HEALTH CENTER

Ref: 8 ENF-W

SEP 15 2008

CERTIFIED MAIL #  
RETURN RECEIPT REQUESTED

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

Re: Violation of Administrative Order  
Docket No. SDWA-08-2008-0055  
TPJ Investors, LLC (Sunnyside  
Mobile Home Park)  
PWS ID # WY5601556

Dear Mr. Larson:

On May 19, 2008, the US Environmental Protection Agency (EPA) issued an Administrative Order, Docket No. SDWA-08-2008-0055, ordering TPJ Investors, LLC, owner and/or operator of Sunnyside Mobile Home Park 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 in violation of the Administrative Order (the Order). Among other things, the Order included the following requirements (quoted from items 21-25 of the Order section on page 4 of the Order).

1. Prior to June 30, 2008 and during the three subsequent quarters, Respondent shall begin monitoring for four consecutive quarters for radionuclides and per the regulations thereafter. 40 C.F.R. § 141.26(a). Respondent shall report analytical results to EPA within the first 10 days following the month in which sample results are received as required by the drinking water regulations. 40 C.F.R. § 141.31(a).

Respondent has not submitted radionuclides sampling results to EPA for sampling conducted in 2008. Respondent did, however, submit monitoring results for radionuclides that were taken in 2007. Please conduct this sampling immediately and submit the results to EPA. Please be advised that only two more quarters of radionuclides sampling will be required instead of the four noted in the Order, as a result of the recently submitted 2007 radionuclide results.

2. Prior to June 30, 2008 and during the three subsequent quarters, Respondent shall begin monitoring for four consecutive quarters for volatile organic contaminants and per the regulations thereafter. 40 C.F.R. § 141.24(f). Respondent shall report any analytical results to EPA within the first 10 days following the month in which sample results are received as required by the drinking water regulations. 40 C.F.R. § 141.31(a).

Respondent has not submitted any sample results for volatile organic contaminants to EPA. Please conduct this sampling immediately and submit the results to EPA.

3. Prior to June 30, 2008 and during the three subsequent quarters, Respondent shall begin monitoring for four consecutive quarters for pesticide/herbicide contamination and per the regulations thereafter. 40 C.F.R. § 141.24(h). Respondent shall report any analytical results to EPA within the first 10 days following the month in which sample results are received as required by the drinking water regulations. 40 C.F.R. § 141.31(a).

Respondent has not submitted any sample results for pesticide/herbicide contamination to EPA. Please conduct this sampling immediately and submit the results to EPA.

4. Prior to June 30, 2008 and per the regulations thereafter, Respondent shall monitor for inorganic contaminants. 40 C.F.R. § 141.23(c)(1). Respondent shall report any analytical results to EPA within the first 10 days following the month in which sample results are received as required by the drinking water regulations. 40 C.F.R. § 141.31(a).

Respondent has not submitted any sample results for inorganic contaminants to EPA. Please conduct this sampling immediately and submit the results to EPA.

5. Within 30 days of this Order, the Respondent must provide notice of the violations in paragraphs 3, 4 (May 2006 violation), 8, 9, 10, and 11 of this Order. 40 C.F.R. §§ 141.201, 141.202, 141.203 and 141.205. Respondent shall submit a copy of the public notice to EPA within 10 days of completion of the public notice, as required by 40 C.F.R. § 141.31(d).

EPA has not received Respondent's public notice of the above-mentioned violations. Please conduct the public notice as required in the Order and submit a copy to EPA.

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 \$32,500 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 contact Thomas Sitz, 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.



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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