

## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY 2013 NOV -6 PM 12: 10 REGION 8

1595 WYNKOOP STREET DENVER, CO 80202-1129

Phone 800-227-8917

http://www.epa.gov/region08HEARING CLERN

LPA REGION VIII

	DOCKET NO.: CWA-08-2013-0036
IN THE MATTER OF:	
FARMERS CANAL COMPANY	ORDER
P. 0. Box 36	)
108 Center Street	Ĵ
Burlington, Wyoming 82411	į.
Respondent	1

On September 30, 2013, Complainant filed an Administrative Complaint and Notice of Opportunity for Hearing. On November 5, 2013, Respondent, through counsel, filed its Answer. The Answer requests a hearing, pursuant to 40 C.F.R. §22.15, and requests to engage in quick resolution of this matter pursuant to 40 C.F.R. §22.18. Upon receipt of the Answer and request for a hearing, the matter is turned over to the Presiding Officer to begin pre-hearing proceedings. This starts with a pre-hearing conference to identify if settlement is possible, if there are any outstanding issues and set a schedule for pre-hearing exchange. Based on Respondent's request to engage in quick resolution of this matter with the Agency, I will postpone the pre-hearing conference to allow for settlement discussions. The parties have until December 31, 2013 to engage in settlement discussions and file a settlement agreement. If an agreement is not filed by this date, the Regional Hearing Clerk will contact the parties to schedule a prehearing conference.

The parties are hereby ORDERED to comply with all of the terms of this Order, effective immediately upon receipt by Parties of this Order.

SO ORDERED THIS OT Day of

Elyana R. Sutil

Regional Judicial Officer

## CERTIFICATE OF SERVICE

The undersigned certifies that the original of the attached **ORDER** in the matter of **FARMERS CANAL COMPANY**; **DOCKET NO.**: **CWA-08-2013-0036** was filed with the Regional Hearing Clerk on November 6, 2013.

Further, the undersigned certifies that a true and correct copy of the documents were delivered to, Peggy Livingston, Enforcement Attorney, U. S. EPA – Region 8, 1595 Wynkoop Street, Denver, CO 80202-1129. True and correct copies of the aforementioned documents were placed in the United States mail to:

Michael S. Messenger Messenger and Overfield, P.C. P. O. Box 111 Thermopolis, WY 82443

And emailed to:

Honorable Elyana R. Sutin, Regional Judicial Officer U. S. Environmental Protection Agency Region 8 1595 Wynkoop Street Denver, CO 80202

November 6, 2013

Tina Artemis

Paralegal/Regional Hearing Clerk