

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
REGION 8  
DOCKET NO.: SDWA-08-2011-0079

2012 MAY 30 AM 10:00

FILED  
BY REGION VIII  
MAILING UNIT

IN THE MATTER OF: )  
 )  
Maralex Disposal, LLC )  
 )  
 )  
Respondent. )  
\_\_\_\_\_ )


Proceeding under Section 1423  
of the Safe Drinking Water Act,  
42 U.S.C. § 300h-2

**STATUS ORDER**

On May 24, 2012, the Parties held a prehearing conference call to discuss the status of the case and to set the matter for hearing. Complainant has new counsel and requested the opportunity to file a Supplemental Prehearing Exchange upon review of the record. Respondent did not object as long as Respondent had the opportunity to reply to the supplement. This court agreed that Supplemental Prehearing Exchanges were acceptable. Pursuant to 40 C.F.R. § 22.19(f), Complainant will file its supplement on or before **June 22, 2012**. If Complainant files a Supplemental Prehearing Exchange, Respondent may file its Reply to Supplemental Prehearing Exchange on or before **July 9, 2012**. If Complainant does not file a Supplemental Prehearing Exchange, Complainant will file a Status Report by **June 22, 2012** regarding any further actions needed prior to hearing.

The hearing is scheduled tentatively for **September 19-20, 2012 in Durango, Colorado**. A hearing notice will be issued upon confirmation of the place and time.

It is so **ORDERED** this 30<sup>th</sup> day of May, 2012.

  
Elyana R. Sutin  
Regional Judicial Officer  
Region 8

## CERTIFICATE OF SERVICE

The undersigned certifies that the original of the attached, **STATUS ORDER** in the matter of **MARALEX DISPOSAL, LLC.; DOCKET NO.: SDWA-08-2011-0079** was filed with the Regional Hearing Clerk on May 30, 2012.

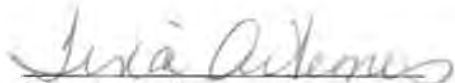
Further, the undersigned certifies that a true and correct copy of the documents were delivered to, Amy Swanson, Senior Enforcement Attorney, U. S. EPA – Region 8, 1595 Wynkoop Street, Denver, CO 80202-1129. True and correct copies of the aforementioned documents were placed in the United States mail certified/return receipt requested on May 30, 2012 to:

William E. Zimsky (#25318)  
Abadie, Schill  
1099 Main Avenue, Suite 315  
Durango, CO 81301

E-mailed to:

Honorable Elyana R. Sutin  
Regional Judicial Officer  
U. S. EPA Region 8 (8RC)  
1595 Wynkoop Street  
Denver, CO 80202-2466

May 30, 2012

  
Tina Artemis  
Paralegal/Regional Hearing Clerk

