

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

2011 MAY -4 PM 12:51

Docket No. SDWA-08-2011-0022

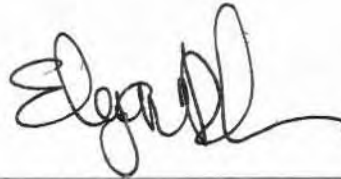
FILED  
EPA REGION VIII  
HEARING CLERK

IN THE MATTER OF: )  
 )  
**TAMARACK II, LLC** ) **ORDER**  
 )  
Respondent. )

On April 28, 2011, the parties participated in a settlement conference call, with myself and the Regional Hearing Clerk, to discuss the status of settlement in this matter. The parties agreed that settlement was progressing; however, both parties thought some additional time was necessary to discuss the penalty and review additional documentation from Respondent for "inability to pay."

Therefore, I am encouraging settlement negotiations to continue between the parties and ordering Complainant to file a status report or consent agreement resolving this matter by June 27, 2011.

So Ordered this <sup>4/24</sup> day of May, 2011.



Elyana R. Sutin  
Regional Judicial Officer

## CERTIFICATE OF SERVICE

The undersigned certifies that the original of the attached **ORDER**, in the matter of **TAMARACK II, LLC.; DOCKET NO.: SDWA-08-2011-0022** was filed with the Regional Hearing Clerk on May 4, 2011.

Further, the undersigned certifies that a true and correct copy of the document was delivered via e-mail to Margaret "Peggy" Livingston, Enforcement Attorney, U. S. EPA – Region 8, 1595 Wynkoop Street, Denver, CO 80202-1129. True and correct copies of the aforementioned document was placed in the United States mail certified/return receipt requested on May 4, 2011, to:

Joshua Townsley  
Registered Agent  
Tamarack II, LLC  
105 Blacktail Road  
Lakeside, MT 59922

May 4, 2011



Tina Artemis  
Paralegal/Regional Hearing Clerk