



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 8

1595 Wynkoop Street  
DENVER, CO 80202-1129  
Phone 800-227-8917  
<http://www.epa.gov/region08>

2014 OCT 30 PM 3: 01

FILED  
EPA REGION VIII  
HEARING CLERK

IN THE MATTER OF: )  
)  
Margaret Eagle, Owner/Operator )  
Belle Isle Store )  
)  
818 Belle Isle Street )  
St. Michael, ND 58370 )  
)  
Respondent. )  
\_\_\_\_\_ )

DOCKET NO.: RCRA-08-2012-0003

**ORDER ON MOTION TO WITHDRAW COMPLAINT**

On September 24, 2014, Complainant filed a Motion to Withdraw Complaint in this matter. Complainant states that the Respondent, Margaret Eagle, the owner and operator of the Belle Isle Store (Facility) has deceased. Based on information from Respondent's daughter, Ms. Eagle passed away on April 4, 2014 and her assets, including the Facility, are currently in probate.

Accordingly, Complainant believes it is not able to satisfy its burdens of presentation and persuasion pursuant to 40 C.F.R. §22.24. The Agency intends to address the alleged violations in a separate matter once a new successor/heir is determined. Therefore, Complainant requests this matter be dismissed with prejudice. The Motion to Withdraw Complaint is **GRANTED**.

SO ORDERED, this 30<sup>th</sup> day of October, 2014.

Elyana R. Sutin  
Regional Judicial Officer  
U.S. EPA, Region 8



## CERTIFICATE OF SERVICE

The undersigned certifies that the original of the attached **ORDER ON MOTION TO WITHDRAW COMPLAINT** in the matter of **MARGARET EAGLE, OWNER/OPERATOR BELLE ISLE STORE; DOCKET NO.: RCRA-08-2012-0003** was filed with the Regional Hearing Clerk on October 30, 2014.

Further, the undersigned certifies that a true and correct copy of the document was delivered via email 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 August 19, 2014, to:

Ms. Nicole Eagle  
P. O. Box 180  
St. Michael, ND 58370

October 30, 2014



Tina Artemis  
Paralegal/Regional Hearing Clerk

