2012 OCT 15 AM 8= 09

REAL REGION YES

October 12, 2012

MEMORANDUM

- SUBJECT:
 Rick Nelson, Owner Fort Devils Tower

 Docket Number:
 SDWA-08-2011-0021

 FROM:
 Eurika Durr

 Clerk of the Board
 Environmental Appeals Board
- TO: Tina Artemis Regional Hearing Clerk Region 8

No appeal was filed for the above-captioned SDWA-08-2011-0021 and the Board elected not to

review the case sua sponte. The Default Initial Decision and Order thus becomes the Board's final order

under 40 C.F.R. § 22.27.