

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY

2010 AUG 30 AM 8:03

BEFORE THE ADMINISTRATOR

FILED  
EPA REGION VIII  
HEARING CLERK

In the Matter of:

PARRY FARMS, LLC,

Respondent.

)  
)  
)  
)  
)  
)

Docket No. CWA-08-2010-0002

ORDER TO SHOW CAUSE

By Order dated July 1, 2010, Respondent was required to file its prehearing exchange on or before August 16, 2010. To date, Respondent has failed to comply with this requirement or file a motion for an extension of the filing deadline.<sup>1/</sup> Complainant timely filed its prehearing exchange.

Under Section 22.17(a) of the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits ("Rules of Practice"), 40 C.F.R. § 22.17(a), a party may be found to be in default for failing to comply with the information exchange requirements of Section 22.19(a) of the Rules of Practice, 40 C.F.R. § 22.19(a), or an order of the undersigned. Therefore, Respondent is ordered to show good cause on or before **September 8, 2010**, why it failed to meet the filing deadline set by the Order of July 1, 2010, and why a default order should not be entered against it.



Susan L. Biro  
Chief Administrative Law Judge

Dated: August 24, 2010  
Washington, D.C.

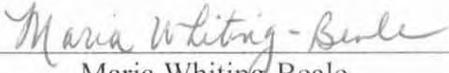
---

<sup>1/</sup> As a courtesy, on August 20, 2010, prior to the issuance of this Order, the staff attorney of the undersigned contacted Respondent at a telephone number obtained from former counsel for Respondent and reminded Mr. Jim Pack, the individual who answered the telephone, of Respondent's obligation to file its prehearing exchange by August 16. Mr. Pack informed the undersigned's staff attorney that he would notify Mr. Mike Sorensen of the staff attorney's call and have Mr. Sorensen contact the staff attorney. To date, Mr. Sorensen has failed to do so.

In the Matter of Parry Farms, LLC, Respondent  
Docket No. CWA-08-2010-0002

CERTIFICATE OF SERVICE

I certify that the foregoing **Order To Show Cause**, dated August 24, 2010, was sent this day in the following manner to the addressees listed below:

  
\_\_\_\_\_  
Maria Whiting-Beale  
Staff Assistant

Dated: August 24, 2010

Original And One Copy By Pouch Mail To:

Tina Artemis  
Regional Hearing Clerk  
U.S. EPA  
1595 Wynkoop Street  
Denver, CO 80202-1129

Copy By Pouch Mail To:

Wendy Silver, Esquire  
Enforcement Attorney (8ENF-L)  
U.S. EPA  
1595 Wynkoop Street  
Denver, CO 80202-1129

Copy By Regular Mail And Certified Mail Return Receipt To:

Mike Sorenson  
Parry Farms, LLC  
8855 Jeremy Point  
Park City, UT 84098