



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8**

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EPA REGION VIII
HEARING CLERK

MAY 13 2008

Ref: 8 ENF-W

CERTIFIED MAIL #
RETURN RECEIPT REQUESTED

Mr. Greg A. Von Krosigk, Registered Agent
Cavalryman II, L.L.C.
501 Garfield Street
Laramie, WY 82070

Re: Violation of Administrative Order
Docket No. SDWA-08-2007-0036
The Cavalryman Water System
PWS ID # WY5600308

Dear Mr. Von Krosigk:

On March 19, 2007, the US Environmental Protection Agency (EPA) issued an Administrative Order, Docket No. SDWA-08-2007-0036, ordering Cavalryman II, L.L.C to comply with various regulations issued by EPA under the Safe Drinking Water Act (SDWA), 42 U.S.C. section 300f et seq.

Our records indicate that Cavalryman II, L.L.C. (Respondent) is in violation of the Administrative Order (the Order). Among other things, the Order included the following requirements (quoted from items 1 and 3 of the Order section on page 4 of the Order):

1. Upon the effective date of this Order, Respondent shall comply with the requirement of 40 C.F.R. § 141.21(a) to perform quarterly bacteriological monitoring to determine compliance with the MCLs as sated in 40 C.F.R. § 141.63 (a)(2). Respondent shall report analytical results to EPA within the first 10 days of the end of the monitoring period, as required by 40 C.F.R. § 141.31(a).

Respondent failed to monitor for total coliform bacteria in the 4th Quarter of 2007.

2. Upon the effective date of this Order, Respondent shall comply with 40 C.F.R. § 141.21(g)(2) by reporting any failure to comply with coliform

monitoring requirements under 40 C.F.R. § 141.21 to EPA within ten days after the system discovers the violation.

Respondent failed to report to EPA the noncompliance detailed in part 1 above, failure to monitor for total coliform bacteria.

EPA is considering additional enforcement action as a result of the non-compliance with the Order. Violating an Administrative Order may lead to (1) a penalty of up to \$32,500 per day per violation of the Order, and/or (2) a court injunction ordering compliance.

If you have any questions or wish to have an informal conference with EPA, you may contact Lisa Kahn at 1-800-227-8917, extension 6896 or (303) 312-6896. If you are represented by an attorney who has questions, please ask your attorney to contact Tom Sitz, Enforcement Attorney, at the above 800 number, extension 6918, or at (303) 312-6858 or at the following address:

Tom Sitz
Enforcement Attorney
U.S. EPA, Region 8 (8-ENF-L)
1595 Wynkoop Street
Denver, Colorado 80202-1129

We urge your prompt attention to this matter.



Lisa Kahn, Team Leader
Drinking Water Enforcement Program
Office of Enforcement, Compliance
and Environmental Justice

