

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
REGION 6  
DALLAS, TEXAS

FILED  
2012 MAY 18 AM 9:17  
REGIONAL HEARINGS CLERK  
EPA REGION VI

IN THE MATTER OF:

Kirby's Place Homeowners'  
Association

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Docket No. SDWA-06-2012-1203

RESPONDENT

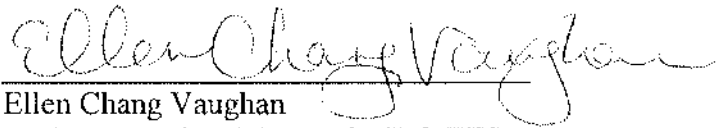
**Notice to Withdraw Complaint**

NOW COMES Complainant, the Director of the Compliance Assurance and Enforcement Division, United States Environmental Protection Agency, Region 6 ("Complainant"), through his attorney, and pursuant to 40 C.F.R. § 22.14(d) respectfully states as follows:

1. This proceeding for the assessment of a civil penalty was instituted pursuant to Section 1423(c) of the Safe Drinking Water Act (herein "the Act"), 42 U.S.C. § 300h-2(c) by the issuance of a Complaint, Compliance Order and Notice of Opportunity for Hearing ("Complaint") on January 18, 2012.
2. Under 40 C.F.R. § 22.14(d), the Complainant may withdraw the Complaint without prejudice before an Answer has been filed.
3. A Complaint was filed on January 18, 2012, and service of the Complaint was not completed. No Answer has been filed.
4. Complainant is providing notice that it is withdrawing the Complaint.
5. No party will be prejudiced by the Notice to Withdraw the Complaint.

THEREFORE, in the interests of justice and pursuant to 40 C.F.R. § 22.14(d),  
Complainant provides notice to the Court that it is withdrawing the Complaint.

RESPECTFULLY SUBMITTED,

A handwritten signature in cursive script that reads "Ellen Chang Vaughan". The signature is written in black ink and is positioned above a horizontal line.

Ellen Chang Vaughan  
Assistant Regional Counsel (6RC-EW)  
U.S. Environmental Protection  
Agency, Region 6  
1445 Ross Avenue  
Dallas, Texas 75202-2733  
Tel.: (214) 665-7328  
COUNSEL FOR COMPLAINANT

**CERTIFICATE OF SERVICE**

I certify that the foregoing NOTICE TO WITHDRAW THE COMPLAINT was hand-delivered to the **Regional Hearing Clerk**, EPA Region 6, 1445 Ross Avenue, Dallas, Texas 75202-2733, and was sent by first class mail, on     MAY 18 2012     2012 addressed to the following:

Via First Class Mail:

Wilma Vicknair  
Kirby's Place Homeowners' Association  
11473 Kirby Road  
Denham Springs, LA 70726

Jackie Allen