



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

In the Matter of:)
)
Dave Erlanson, Sr.,) Docket No. CWA-10-2016-0109
)
Respondent.)

PUBLIC NOTICE OF HEARING

Pursuant to 40 C.F.R. § 22.45,¹ notice is hereby given that a hearing in a proceeding under Section 309(g) of the Clean Water Act to take evidence for the determination of an appropriate civil penalty shall begin at 9:00 a.m. on Tuesday, May 14, 2019 at the address set forth below:

**Jefferson County Magistrate and
District Court
210 Courthouse Way
Courtroom 4
Rigby, ID 83442**

For procedural or logistical questions, contact Michael Wright, Staff Attorney, at (202) 564-3247 or wright.michaelb@epa.gov.


Christine Donelian Coughlin
Administrative Law Judge

Dated: April 30, 2019
Washington, D.C.

¹ Two individuals submitted public comments in this matter under 40 C.F.R. § 22.45(c)(1)(iii), which allows for persons to present written comments for the record at any time prior to the close of the record. Section 22.45(c)(1)(ii) provides that the “Presiding Officer shall provide notice of any hearing on the merits to any person who has met the requirements of paragraph (c)(1)(i) of this section at least 20 days prior to the scheduled hearing. Paragraph (c)(1)(i), in turn, provides that “[a]ny person wishing to participate in the proceedings . . . must provide his name, complete mailing address, and state that he wishes to participate in the proceeding.” 40 C.F.R. § 22.45(c)(1)(i) (emphasis added). The commenters have not stated a desire to participate in this proceeding. However, it is in the public interest that I am providing them this notice.

In the Matter of *Dave Erlanson, Sr.*, Respondent
Docket No. CWA-10-2016-0109

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Public Notice of Hearing**, dated April 30, 2019, and issued by Administrative Law Judge Christine Donelian Coughlin, was sent this day to the following parties in the manner indicated below.



Michael Wright
Attorney Advisor

Original and One Copy by Hand Delivery to:

Mary Angeles
Headquarters Hearing Clerk
U.S. Environmental Protection Agency
Office of Administrative Law Judges
Ronald Reagan Building, Room M1200
1300 Pennsylvania Ave., NW
Washington, DC 20004

Copy by Electronic Mail to:

William M. McLaren
Assistant Regional Counsel
U.S. Environmental Protection Agency,
Region 10
Email: mclaren.william@epa.gov
Counsel for Complainant

J. Matthew Moore
Assistant Regional Counsel
U.S. Environmental Protection Agency,
Region 10
Email: moore.johnm@epa.gov
Counsel for Complainant

Dave Erlanson, Sr.
Email: tapawingoinc@msn.com
Pro se

Copy by Mail to:

Don Smith P.O. Box 144 Riggins, ID 83549	Steve Hicks P.O. Box 394 White Sulphur Springs, MT 59645
--	--

Dated: April 30, 2019
Washington, D.C.