

BEFORE THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Region III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

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In The Matter of)
)
Columbia Gas Transmission, LLC,) Proceeding to Assess Class II Penalty
) Under Section 309(g)(2)(B) of the Clean Water
Respondent.) Act, 33 U.S.C. § 1319(g)(2)(B)
)
) Docket No. CWA-03-2012-0078
)

Joint Motion for Consolidation with Docket No. CWA-03-2012-0130

The Parties, by and through counsel, pursuant to Rule 22.12 of the Consolidated Rules of Practice (40 C.F.R. § 22.12), respectfully request consolidation of the two matters, Docket No. CWA-03-2012-0078 and Docket No. CWA 03-2012-0130, both captioned as Proceedings to Assess Class II Penalty under Section 309(g)(2)(B) of the Clean Water Act § 1319(g)(2)(B), and as grounds therefore state as follows. The following statements are the statements of both Parties unless otherwise noted:

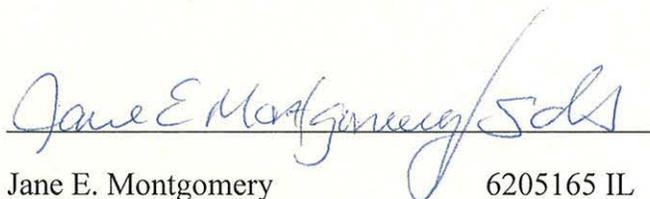
1. The matters involve the same Respondent, Columbia Gas Transmission, LLC and the same Complainant.

2. Both matters arise out of the actions that occurred in Wetzel County, West Virginia. Respondent asserts that both matters involve alleged actions that comprise work along a single access route. The Parties agree that both matters involve some similar facts and overlapping potential witnesses and other evidence.

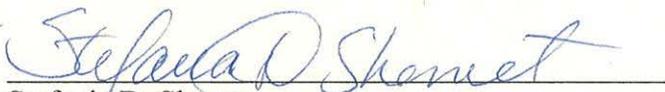
3. No party will be adversely affected by the consolidation.

4. Consolidation will expedite and simplify the consideration of both factual and legal issues because many of the same witnesses and documents would be presented in both matters.

Date: Nov. 15, 2012



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CERTIFICATE OF SERVICE

I hereby certify that on this date I caused the foregoing Joint Motion to Consolidate with Docket No. CWA-03-2012-0130 in the Matter of Columbia Gas Transmission, LLC, EPA Docket No. CWA-03-2012-0078 to be served in the following manner:

BY ELECTRONIC MAIL AND FIRST CLASS MAIL

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Hon. Barbara Gunning
U.S. Environmental Protection Agency
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Mailcode 1900L
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Original filed BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED

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Nov. 15, 2012

Date

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