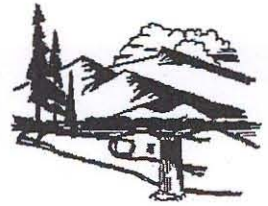


13-3203



Department of Environmental Quality

To protect, conserve and enhance the quality of Wyoming's environment for the benefit of current and future generations.



Matthew H. Mead, Governor

Todd Parfitt, Director

February 14, 2013

CERTIFIED MAIL

FILED

FEB 20 2013

**Mr. Ron D. McCartney
McCartney Engineering, LLC
4251 Kipling Street, Suite 575
Wheat Ridge, CO 80033**

Jim Ruby, Executive Secretary
Environmental Quality Council

RE: Notice of Violation And Order, Docket Number 5079-12

Dear Mr. McCartney:

Attached is a Notice of Violation and Order, Docket Number **5079-12**, for late submittal of second and third quarter, 2012 monitoring report data for thirteen (13) separate facilities (see **Table 1**), and for failure to submit second and third quarter, 2012 monitoring report data for one (1) facility. These are violations of General Underground Injection Control Permit 5C5-3.

Table 1: McCartney Engineering LLC UIC Facilities

General Permit	Facility Number	Well	Violation
5C5-3	WYS-019-00230	Jones 31-1497D	Late Submittal
5C5-3	WYS-019-010	Jones 41-1896D	Late Submittal
5C5-3	WYS-019-141	Jones 31-1896D	Late Submittal
5C5-3	WYS-019-142	Jones 32-1896D	Late Submittal
5C5-3	WYS-019-143	Jones 43-1896D	Late Submittal
5C5-3	WYS-019-144	Jones 44-1896D	Late Submittal
5C5-3	WYS-019-145	Jones 11-1996D	Failure to Submit
5C5-3	WYS-019-146	Jones 31-1796D	Late Submittal
5C5-3	WYS-019-147	Jones 41-1796D	Late Submittal
5C5-3	WYS-019-148	Jones 42-1397D	Late Submittal
5C5-3	WYS-019-149	Jones 44-1397D	Late Submittal
5C5-3	WYS-019-151	Jones 33-1497D	Late Submittal
5C5-3	WYS-029-00168	Jones 43-1896I	Late Submittal
5C5-3	WYS-033-092	Jones 42-1896D	Late Submittal

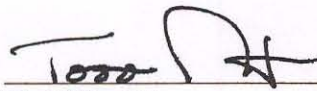
ANY APPEALS TO THE ENVIRONMENTAL QUALITY COUNCIL FROM THE ATTACHED ORDER MUST BE MADE IN WRITING WITHIN THE TEN (10) DAY TIME LIMIT PRESCRIBED BY W.S. 35-11-701(c). Chapter I, Section 3 of the Department of Environmental Quality Rules of Practice and Procedure (<http://soswy.state.wy.us/RULES/5675.pdf>) sets forth the requirements for the initiation of appeal proceedings.



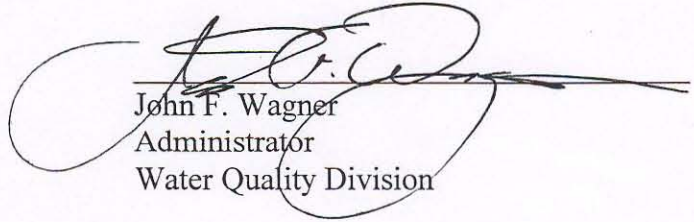
To appeal this Order and request a hearing, you must file two (2) copies of your written petition. The first petition shall be mailed to the Chairman of the Environmental Quality Council at Room 1714, Herschler Building, 1st Floor West, 122 West 25th Street, Cheyenne, Wyoming 82002.

The second petition should be sent to Todd Parfitt, Director, Wyoming Department of Environmental Quality, Herschler Building, 4th West, 122 West 25th Street, Cheyenne, Wyoming 82002. Both petitions must be sent by certified mail, return receipt requested.

PLEASE DIRECT ALL INQUIRIES TO: Ms. Kathy Shreve, Environmental Program Principal, Department of Environmental Quality, Water Quality Division, Herschler Building, 4th Floor West, 122 West 25th Street, Cheyenne, Wyoming 82002. Telephone (307) 777-6682.



Todd Parfitt
Director
Department of Environmental Quality



John F. Wagner
Administrator
Water Quality Division

TP/JFW/KS/bb/12-1160

Attachment: Notice of Violation and Order

cc: Steve Pratt, EPA Region 8
Kevin Frederick, DEQ
John Passehl, DEQ
Kathy Shreve, DEQ
NOV Docket **5079-12**
Environmental Quality Council
Keith Guille, DEQ Public Information Officer (PDF File Only)