



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10
1200 Sixth Avenue, Suite 900
Seattle, Washington 98101-3140

Reply to: ORC-158

April 11, 2008

SENT CERTIFIED MAIL RETURN RECEIPT REQUESTED

Leslie Weatherhead
Witherspoon, Kelley, Davenport & Toole PC
422 W. Riverside Ave., Ste. 1100
Spokane, WA 99201

Re: *In the Matter of Chantell and Michael Sackett*
Administrative Compliance Order, EPA Docket No. CWA-10-2008-0014

Dear Mr. Weatherhead:

I am the Assistant Regional Counsel assigned to the above mentioned matter. John Olson forward to me a copy of your letter dated April 1, 2008. The U.S. Environmental Protection Agency considers the Sackett's activities conducted in wetlands adjacent to Priest Lake to be violations of the Clean Water Act. I am in process of reviewing your letter and evaluating the various authorities available to EPA to enforce compliance with the Compliance Order and/or seek penalties for the underlying Clean Water Act violations.

I will provide you a more detail response stating EPA's position in the near future. In the interim, do not hesitate to contact me directly at (206) 553-1796 if you have any questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read "Ankur K. Tohan", with a long horizontal line extending to the right.

Ankur K. Tohan
Assistant Regional Counsel

Cc: John Olson, IOO
Rebecca Chu, EPA, ETPA-083