

## **Attachment D**



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