BEFORE THE UTAH WATER QUALITY BOARD

In the Matter of:

Cardon Dairy Notice of Violation and Order Docket No. 109-07 September 16, 2010

Administrative Law Judge Connie S. Nakahara

FINAL ORDER (Dismissing Case)

On May 18, 2009, the Executive Secretary of the Utah Water Quality Board ("Executive Secretary") issued a Notice of Violation and Compliance Order ("NOV/CO") to Cardon Dairy. In a letter dated June 13, 2009, Mr. Paul Cardon ("Cardon Dairy") challenged the NOV/CO, prayed for relief pursuant to Utah Code Ann. § 19-7-109, and requested consideration for a grant pursuant to Utah Code Ann. § 73-10c-4.5.

On September 14, 2010, the Executive Secretary filed a Notice of Entry of Stipulated Findings of Fact and Order ("Executive Secretary's Notice") notifying the presiding officer that the parties agreed to the terms of the Stipulated Findings of Fact and Order which resolved the May 18, 2009 NOV/CO. Accordingly, the NOV/CO has been resolved and this case is hereby DISMISSED.

DATED this 16th day of September, 2010.

Connie S. Nakahara Administrative Law Judge

CERTIFICATE OF SERVICE

I hereby certify that on this 16th day of September, 2010, I caused a copy of the foregoing *FINAL ORDER (Dismissing Case)* to be mailed via United States Mail, postage prepaid, and by electronic mail to the following (unless otherwise stated):

Paul Cardon Cardon Dairy 4407 West 4700 South Benson, UT 84335 <u>yellow8dog@hotmail.com</u>

Walter L. Baker, PE Executive Secretary Water Quality Board 195 North 1950 West PO Box 144870 Salt Lake City, UT 84114-4870 wbaker@utah.gov

Paul McConkie Assistant Attorney General 160 East 300 South, 5th Floor PO Box 140873 Salt Lake City, UT 84114-0873 <u>PMcconkie@utah.gov</u> (next day hand delivery)

Connie S. Nakahara