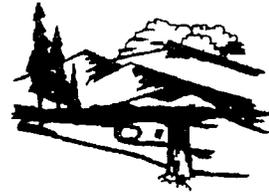




Department of Environmental Quality



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

Dave Freudenthal, Governor

John Corra, Director

Monday, June 23, 2008

Certified #7005 1820 0005 1478 2819
Return Receipt Requested

Hot Iron, Inc.
c/o Gary W. Garland
Registered Agent
P.O. Box 1067
Gillette, WY 82717-1067

GT Investments, Inc.
c/o Gary W. Garland
Registered Agent
5201 Stone Place Ave
Gillette, WY 82718

Buffalo Sunset, LLC
c/o Timothy J. Kirven
P.O. Box C
Buffalo, WY 82834

RE: Issuance of Notice of Violation (NOV), Hot Iron, Inc., GT Investments, Inc. and Buffalo Sunset, LLC

Dear Sirs:

Enclosed is a Notice of Violation (NOV) issued jointly to Hot Iron, Inc., GT Investments, Inc., and Buffalo Sunset, LLC, for alleged violations of the Wyoming Environmental Quality Act (EQA), and the Wyoming Solid Waste Rules and Regulations (SWRR). On April 1 and May 8, 2008, Wyoming Department of Environmental Quality (WDEQ), Solid and Hazardous Waste Division (SHWD) personnel, conducted inspections of two (2) non-contiguous properties (open dumps), owned by GT Investments, Inc., located east of the Town of Buffalo, Wyoming. The inspections of the two (2) non-contiguous properties were conducted due to a complaint received by the Department regarding the unauthorized disposal of demolition debris. As a result of the inspections, significant violations of the Wyoming EQA and SWRR were observed, as described in the NOV.

The Department is issuing the enclosed NOV to Hot Iron, Inc., GT Investments, Inc., and Buffalo Sunset, LLC, because each had a role in the non-compliant solid waste disposal activities.

Herschler Building • 122 West 25th Street • Cheyenne, WY 82002 • <http://deq.state.wy.us>

ADMIN/OUTREACH (307) 777-7937 FAX 777-3610	ABANDONED MINES (307) 777-6145 FAX 777-6462	AIR QUALITY (307) 777-7391 FAX 777-5616	INDUSTRIAL SITING (307) 777-7369 FAX 777-5973	LAND QUALITY (307) 777-7756 FAX 777-5864	SOLID & HAZ. WASTE (307) 777-7752 FAX 777-5973	WATER QUALITY (307) 777-7781 FAX 777-5973
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On Tuesday, May 6, 2008, the Department issued an email to Hot Iron, Inc., GT Investments, Inc., and Buffalo Sunset, LLC, which outlined the Departments requirements and procedures for proper disposal of the commercial building demolition debris (regulated nonfriable ACM) solid wastes known to be located in open dumps on properties owned by GT Investments, Inc. as described above. The Department requires that information be sent to the Department by Hot Iron, Inc., GT Investments, Inc. and Buffalo Sunset, LLC, that documents proper removal and disposal of the commercial building demolition debris (regulated nonfriable ACM) solid wastes. A return to compliance for the violations listed above will be documented when this information is received by the Department.

All of the violations outlined in the attached NOV must be addressed within thirty (30) days of receipt of this notice. Please contact Mr. Dale Anderson, in our Casper office at (307) 473-3472 with questions regarding disposal or other permitting issues. Diligence, shown by Hot Iron, Inc., GT Investments, Inc., and Buffalo Sunset, LLC, to properly remove and dispose of the commercial building demolition debris (regulated nonfriable ACM) solid wastes, as described above, will deter further enforcement action by the Department against the responsible parties involved.

If you have questions regarding this letter or the attached NOV, please contact Timothy Moe in our Sheridan office at 307-672-6488 or Bob Breuer, Inspection & Compliance Program Manager, in our Casper office at (307) 473-3454.

Sincerely,



LeRoy C. Feusner, P.E., BCEE
Administrator
Solid and Hazardous Waste Division

Enclosure: NOV

- C: Bob Breuer, I&C Program Manager, WDEQ/SHWD Casper Office, File #61.100
- Tim Link, I&C Program, WDEQ/SHWD Cheyenne Office, File #61.100
- Dale Anderson, SWP&CA Program, WDEQ/SHWD Casper Office, File #61.100
- Rob Yingling, County Planner, Johnson County, 76 N. Main Street, Room 204, Buffalo, WY 82834
- Tim Moe, I&C Program, WDEQ/SHWD Sheridan Office, Buffalo Sunset, LLC, File #61.100

**BEFORE THE
ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING**

IN THE MATTER OF THE
NOTICE OF VIOLATION
ISSUED TO:

HOT IRON, INC.
C/O GARY W. GARLAND,
REGISTERED AGENT
PO BOX 1067
GILLETTE WY 82717-1067

)
)
) DOCKET NO.4296-08
)
)

GT INVESTMENTS, INC.
C/O GARY W. GARLAND,
REGISTERED AGENT
5201 STONE PLACE AVE
GILLETTE, WY 82718

BUFFALO SUNSET, LLC
C/O TIMOTHY J. KIRVEN,
PO BOX C
BUFFALO WY 82834

NOTICE OF VIOLATION

NOTICE IS HEREBY GIVEN THAT:

1. On April 1 and May 8, 2008, the Wyoming Department of Environmental Quality (WDEQ), Solid and Hazardous Waste Division (SHWD) personnel, Mr. Timothy Moe, conducted inspection of two properties located near the Town of Buffalo, Wyoming. The inspections of the properties were conducted due to the Department receiving a complaint regarding the unauthorized disposal of demolition debris and to evaluate compliance with the Wyoming Environmental Quality Act (EQA) and the Wyoming Solid Waste Rules and Regulations (SWRR).
2. The Department's inspections revealed that a commercial building owned by Buffalo Sunset, LLC, had been demolished and disposed by Hot Iron, Inc. in open dumps on two (2) non-contiguous properties, owned by GT investments, Inc., that are not permitted solid waste disposal sites. The Department determined that the building debris generated by Buffalo Sunset, LLC, and Hot Iron, Inc., is solid waste, including regulated asbestos-containing material (ACM), and required that the building demolition debris be removed from the properties (open dumps) owned by GT investments, Inc., managed, and properly disposed at a permitted landfill as regulated nonfriable ACM solid wastes. The two (2) non-contiguous properties (open dumps), owned by GT investments, Inc., at 148 U.S. Hwy 16 East, Section 25, T.51 N., R.82 W., 6th P.M., and at the SE 1/4 of the SE 1/4 of Section 25, T.51 N., R.82 W., 6th P.M., on Lot 1A-2, are located approximately one (1) mile east of the Town of Buffalo, Wyoming. The Department's inspections revealed the following violations of the Wyoming EQA and SWRR:

Wyoming Statute §35-11-502(a)(i), states: "No person, except when authorized under the permit system established pursuant to this act, shall: (i) Locate, construct, operate or close a solid waste management facility.

Chapter 15, Section 14 of the SWRR states that: "Persons shall not deposit solid waste in an area that is not designated by DEQ as a solid waste disposal facility."

Hot Iron, Inc., GT Investments, Inc., and Buffalo Sunset, LLC, each had a role in the activities described in paragraph 2 above, which constitute violations of the statutes and regulations listed above.

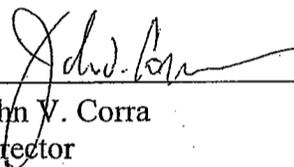
ANY PERSON who violates any provision of the Environmental Quality Act, or any rules, standard, permit, license, or variance adopted thereunder is subject to a penalty of up to ten thousand dollars (\$10,000) for each day of each violation, which penalty may be recovered in a civil action brought by the Attorney General in the name of the People of the State of Wyoming; and

THIS NOTICE OF VIOLATION is being sent to you pursuant to Wyoming Statute 35-11-701(c)(i) which requires that in any case of the failure to correct or remedy an alleged violation, the Director of the Department of Environmental Quality shall cause a written notice to be issued and served upon the person alleged to be responsible.

Signed this 29 day of June, 2008



LeRoy C. Feusner, P.E., BCEE
Administrator
Solid & Hazardous Waste Division



John V. Corra
Director
Dept. of Environmental Quality