

BEFORE THE  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
STATE OF WYOMING

IN THE MATTER OF THE NOTICE OF )  
VIOLATION ISSUED TO: )  
 )  
Siete Corporation ) DOCKET NUMBER 4851-11  
706 South Main )  
Aberdeen, SD 57401 )  
 )

NOTICE OF VIOLATION

NOTICE IS HEREBY GIVEN THAT:

1. Siete Corporation owns and operates underground storage tank facility number 0-002907, which is known as the Coffee Cup Fuel Stop #5 and is located at I-90 and Wyoming 16, Moorcroft, Wyoming. This facility has seven underground storage tanks that are used to store gasoline and diesel. The tanks at this facility are registered as using butterfly valves for overfill prevention. The facility also utilizes automatic tank gauging and inventory control for leak detection.

A compliance inspection was conducted on March 19, 2008. Four of the tanks did not have drop tubes with butterfly valves installed. On April 8, 2011, DEQ personnel performed another compliance inspection at this facility. Inspectors discovered one of the tanks was still not equipped with a drop tube. The inspectors also had to open all manhole covers and access areas to perform the inspection.

2. DEQ has determined that the following violations of Wyoming Water Quality Rules and Regulations (WWQRR), Chapter 17 have occurred:

**Count 1: Operating a tank without Overfill Prevention [WWQRR, Chapter 17, Section 6(c)(i)(A) & (B)(I)(II)].** As owner and operator of underground storage tanks, Siete Corporation, has violated WWQRR, Chapter 17, Section 6(c)(i)(A) & (B)(I)(II), by operating a tank without an overfill device.

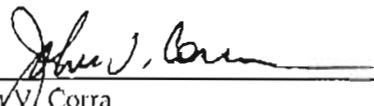
**Count 2: Operating a tank without a Drop Tube [WWQRR, Chapter 17, Section 16(a)(iv)].** As owner and operator of underground storage tanks, Siete Corporation, has violated WWQRR, Chapter 17, Section 16(a)(iv), by failing to have a drop tube on a tank.

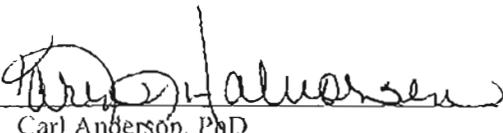
**Count 3: Failure to open manholes and access points during an inspection [WWQRR, Chapter 17, Section 13(b)(vi)].** As owner and operator of underground storage tanks, Siete Corporation, has violated WWQRR, Chapter 17, Section 13(b)(vi), by failing to provide assistance with the opening of manholes and access areas for the compliance inspection.

3. Any person, who violates any provision of the Environmental Quality Act, or any rule, standard, permit, license, or variance adopted there under, is liable for a penalty of ten thousand dollars (\$10,000.00) for each day of violation, which penalty may be recovered in a civil action brought by the Attorney General in the name of the people of Wyoming.
4. This Notice is being sent to you pursuant to W.S. 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.

NOTHING IN THIS NOTICE OF VIOLATION shall be interpreted to in any way limit or contravene any other remedy available under the Environmental Quality Act, nor shall this Notice of Violation be interpreted as being a condition precedent to any other enforcement action.

SIGNED this 27th day of JUNE, 2011.

  
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John V. Corra  
Director  
Department of Environmental Quality

  
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Carl Anderson, PhD  
Administrator  
Solid and Hazardous Waste Division

PLEASE DIRECT ALL INQUIRES TO: Oma Gilbreth, Storage Tank Program Compliance Supervisor at 122 West 25th Street, Fourth Floor, West Wing, Cheyenne, WY 82002, (307) 777-7097 or (307) 777-5973 FAX for technical matters.

JVC/CA/KH/OG