

# STATE OF COLORADO

Bill Ritter, Jr., Governor  
James B. Martin, Executive Director

Dedicated to protecting and improving the health and environment of the people of Colorado

4300 Cherry Creek Dr. S.      Laboratory Services Division  
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Located in Glendale, Colorado  
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Colorado Department  
of Public Health  
and Environment

February 7, 2008

Mr. John Johnson, Owner  
JF Cattle Company, LLC  
300 East 16<sup>th</sup> St., Suite 301  
Greeley, State 80631

**Certified Mail Number: 7006 2760 0003 4262 2825**

**RE: Order for Civil Penalty, Number: CP-080207-1**

Dear Mr. John Johnson:

Johnson Dairy, LLC is hereby served with the enclosed Order for Civil Penalty ("Penalty Order"). This Penalty Order is issued by the Colorado Department of Public Health and Environment's Water Quality Control Division (the "Division") pursuant to the authority given to the Division by §25-8-608(2) of the *Colorado Revised Statutes*. Payment of the imposed civil penalty should be made in accordance with the methods referenced in the Penalty Order and Compliance Order on Consent Number: CC-071022-1.

If you have any questions regarding the Penalty Order or the payment method, please do not hesitate to contact Mike Harris of this office at (303) 692-3598 or by electronic mail at [michael.harris@state.co.us](mailto:michael.harris@state.co.us).

Sincerely,

Karen Tidwell, Legal Assistant  
Compliance Assurance and Data Management Section  
WATER QUALITY CONTROL DIVISION

cc: Weld County Department of Public Health and Environment  
Mr. William Suhre, Suhre Law Firm (1019 39<sup>th</sup> Ave., Suite K, Greeley, CO 80634)  
Mr. Thomas Haren, AGPROfessionals (4350 Highway 66, Longmont, CO 80504)

ec: Aaron Urdiales, EPA Region VIII  
Doug Camrud, Engineering Section, CDPHE  
Dick Parachini, Outreach and Assistance Unit, CDPHE

MS-3 File  
Enclosure(s)



**COLORADO DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT**  
**DIVISION OF ADMINISTRATION**  
**WATER QUALITY CONTROL DIVISION**

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**ORDER FOR CIVIL PENALTY**

**NUMBER: CP-080207-1**

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**IN THE MATTER OF:     JOHNSON DAIRY, LLC**  
**WELD COUNTY, COLORADO**

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This matter having come to my attention as the Designee of the Executive Director of the Colorado Department of Public Health and Environment upon petition for imposition of a civil penalty by the Water Quality Control Division's Compliance Assurance and Data Management Section, I hereby impose a civil penalty in the amount of \$10,500.00 against Johnson Dairy, LLC for the violations cited in the Compliance Order on Consent between Johnson Dairy, LLC and the Division, executed on October 22, 2007 (the "Consent Order"). A copy of the Consent Order is attached hereto as Exhibit A and is incorporated herein by reference. The civil penalty shall be paid within thirty (30) calendar days of the date of this Order for Civil Penalty as set forth in the Consent Order.

*"Method of payment shall be by certified or cashier's check drawn to the order of the 'Colorado Department of Public Health and Environment,' and delivered to:*

*Michael Harris  
Colorado Department of Public Health and Environment  
Water Quality Control Division  
Mail Code: WQCD-CADM-B2  
4300 Cherry Creek Drive South  
Denver, Colorado 80246-1530"*

Dated this 7<sup>th</sup> day of February, 2008.

A handwritten signature in black ink, appearing to read "Steven H. Gunderson", written over a horizontal line.

Steven H. Gunderson, Director  
Water Quality Control Division  
DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT