4/7/94

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

IN THE MATTER OF	)	NPDES Docket Nos.
	)	
1988 NPDES Permits for Alaska Placer Miners	)	1088-05-05-402 1088-05-27-402
	)	
1989 NPDES Permits for Alaska Placer Miners	)	1089-07-29-402
	)	
1990 NPDES Permits for Alaska Placer Miners	)	1090-07-17-402
	)	
1991 NPDES Permits for Alaska Placer Miners	)	1091-08-19-402

ORDER GRANTING MOTION FOR SUMMARY DETERMINATION WITH RESPECT TO CERTAIN ISSUES

By motion dated March 18, 1994, the Environmental Protection Agency (EPA) requests summary determination be made in its favor with respect to Al Johnson's issues designated as issues numbers 9, 10 and 11 in my July 21, 1993 order.

The EPA argues that there are no genuine issues of material fact to be determined, that EPA has submitted evidence to support the challenged permit conditions and that Mr. Johnson has submitted no evidence.

The time permitted for answers to motions has expired. None has been received.

For good cause shown, the motion is granted. Summary determination is granted in EPA's favor with respect to issues 9, 10 and 11.

Jon G. Lotis
Administrative Law Judge

Date: April 7, 1994
Washington, D.C.

IN THE MATTER OF: 1988 NPDES Permits for Alaska Placer Miners, NPDES Docket Nos. 1088-05-05-402 and 1088-05-27-402; 1989 NPDES Alaska Placer Miners, NPDES Docket No. 1089-07-29-402; 1990 NPDES Alaska Placer Miners, NPDES Docket No. 1090-07-17-402; and 1991 NPDES Alaska Placer Miners, NPDES Docket No. 1091-08-19-402

CERTIFICATE OF SERVICE

I certify that the foregoing Order Granting Motion for Summary Determination with Respect to Certain Issues, dated April 7, 1994, was sent in the following manner to the addressees listed below:

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Dated: April 7, 1994
Washington, D.C.