



4. As of July 1, 2009, Respondent relinquished control and occupancy of the facility as described in the complaint to the owner based on expiration of the term of its lease, and Respondent vacated the premises and use of the facility.

5. Since Respondent no longer controls or occupies the premises or uses the facility, it shall not engage in any wastewater treatment work or activities regarding the facility as described in the complaint and agrees not to discharge wastes into Middle Creek.

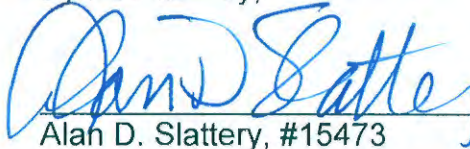
6. The hearing requested in this matter shall not take place.

7. The undersigned consent without further notice to the form and entry of this Consent Order.

Shoemaker's Truck Station, Inc.

By it's Attorney,

By:



Alan D. Slattery, #15473

Attorney at Law

1201 Lincoln Mall, Suite 102

Lincoln, Nebraska, 68508

(402)475-5100

Nebraska Department of Environmental  
Quality,

By:



Steven J. Moeller, #16003

Nebraska Department of Environmental  
Quality

1200 "N" Street, Suite 400

P.O. Box 98922

Lincoln, NE 68509

(402) 471-0276

ORDER

The Director approves the above agreement by the parties and finds that a further hearing in this matter shall not take place. IT IS SO ORDERED.

DATED this 31<sup>st</sup> day of March, 2010.

A handwritten signature in black ink, appearing to read "M. J. Linder", written over a horizontal line.

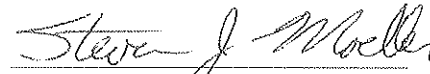
Michael J. Linder, Director, Nebraska  
Department of Environmental Quality

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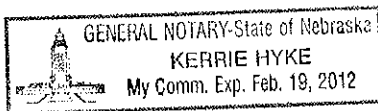
STATE OF NEBRASKA     |     SS  
COUNTY OF LANCASTER |

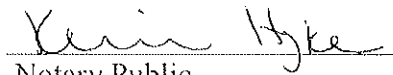
The undersigned oath deposes and says that on the 7<sup>th</sup> day of April, 2010, he caused an exact copy of the attached Consent Order, to be served by mailing the same in the regular United States Mail, first class, postage prepaid, certified with return receipt requested, addressed as follows:

Alan D. Slattery  
Attorney at Law  
1201 Lincoln Mall, Suite 102  
Lincoln, Nebraska 68508

  
Steven J. Moeller, affiant

Subscribed and sworn to before me, a Notary Public, on the 7<sup>th</sup> day of April, 2010.



  
Notary Public