

ROBERT B. GOICOECHEA
rgoicoechea@frontiernet.net

GARY E. DI GRAZIA
gdgrazia@frontiernet.net

PARALEGAL
WALTER I. LEBBERSKI

LAW OFFICE OF
**GOICOECHEA, DI GRAZIA,
COYLE & STANTON, LTD.**
A PROFESSIONAL CORPORATION

THOMAS J. COYLE, JR.
tcoyle@frontiernet.net

DAVID M. STANTON
davidstanton@frontiernet.net

July 7, 2008

VIA U.S. MAIL & FACSIMILE: (775) 687-5856

State Environmental Commission
ATTN: John B. Walker, Executive Secretary
901 South Stewart Street, Suite 4001
Carson City, Nevada 89701

**Re: Request for Hearing
Enforcement Action; Alpark Petroleum, Inc., Crescent Valley Store,
NDEP Facility ID Number 6-000318, Petroleum Fund Number
1995000039**

Dear Mr. Walker:

Enclosed please find Alpark Petroleum, Inc.'s Request for an Appeal Hearing before the Nevada State Environmental Commission in the above matter. Please do not hesitate to contact me with any questions you might have.

Sincerely,



DAVID M. STANTON

DMS:

Cc. Client
Arthur Gravenstein, P.E.

FORM # 3
FORM FOR REQUESTING AN APPEAL HEARING
BEFORE THE NEVADA STATE ENVIRONMENTAL COMMISSION

1. Name, address, telephone number, and signature of applicant:
 Name: AL PARK PETROLEUM, INC
 Address: P.O. BOX 1600, ELKO, NV 89801
 Telephone: (775) 738-3835
 Signature: *David M. Stanton*
 Representative Capacity (if applicable): ATTORNEY, ALPARK PETROLEUM, INC.
2. Specify type of applicant: Individual, Partnership, Corporation, or Other: CORPORATION
3. Other person or persons authorized to receive service of notice: ATTORNEY
4. Complete description of the business or activity and the location of the activity involved in the request: This request pertains to petroleum contamination caused by leaking underground storage tanks at the Crescent Valley Store, NDEP Facility ID Number 6-000318. Alpark Petroleum, Inc. performed a substantial amount of remedial work at the site following the discovery of the release in 1994.
5. Nature of the appeal and grounds thereof: Alpark Petroleum, Inc. has obtained information showing that the leaking underground storage tanks were owned by a third person. On that basis Alpark Petroleum, Inc. should not be held responsible in relation to the Crescent Valley Store site.
6. Section or sections of the State Air Quality Regulations, Water Pollution Control Regulations, Hazardous Waste Regulations, Solid Waste Management Regulations, or NRS section involved in the appeal: NRS 459.800 et seq., NAC 459.9921 et seq.
7. Approximate time in hours and minutes necessary for delivery of oral testimony and reading of prepared statements as admissible evidence to be entered in the record: 4 hours

Date of Request 7 July 2008

Send Form To: John B. Walker, State Environmental Commission, 901 South Stewart Street, Suite 4001
Carson City, NV 89701-5249