

1 **Final agency action regarding decision below:**

2
3 **REQHRG Date hearing requested**

4
5 **IN THE OFFICE OF ADMINISTRATIVE HEARINGS**

6
7 In the Matter of:

No. 02A-U063-DEQ

8 **THOMPSON MUFFLER**

AWARD OF FEES AND COSTS

9 404 W. Hopi Drive
10 Holbrook, AZ 86025

11 *LUST Nos. 4367.01, 4367.02,*
12 *4367.03 and 4367.04*

13
14
15 Pending before the Office of Administrative Hearings is Appellant Thompson
16 Muffler's December 16, 2002 Request for Award of Fees and Costs as Prevailing Party
17 (the "Request"), and the Arizona Department of Environmental Quality's January 13,
18 2003 response in opposition.

19 After review and consideration of the Request and the Department's response,
20 and pursuant to A.R.S. § 41-1007(A),

21 **IT IS HEREBY ORDERED** awarding Appellant fees and costs in the above-
22 captioned matter in the amount of **ONE THOUSAND FOUR HUNDRED SEVEN**
23 **DOLLARS AND NO CENTS (\$1,407.00).**

24
25 Done this day, January 21, 2003.

26
27
28
29 _____
30 Daniel G. Martin
Administrative Law Judge

Office of Administrative Hearings
1400 West Washington, Suite 101
Phoenix, Arizona 85007
(602) 542-9826

1 Copy mailed this _____ day of January, 2003 to:

2 Richard W. Tobin II, Director
3 Department of Environmental Quality
4 ATTN: Lavonne Watkins
5 3033 North Central Avenue
6 Phoenix, AZ 85012

7 Barbara U. Pashkowski, Esq.
8 Assistant Attorney General
9 Office of the Attorney General
10 Environmental Enforcement Section
11 1275 West Washington
12 Phoenix, AZ 85007

13 John M. Pearce, Esq.
14 Fennemore Craig
15 3003 North Central Avenue, Suite 2600
16 Phoenix, AZ 85012-2913

17 By _____

18
19
20
21
22
23
24
25
26
27
28
29
30