ORDERED that:

1. The findings and recommendations filed August 17, 2012 are adopted in full;

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2. Plaintiff's motion for default judgment (dkt. no. 8) against defendant William Callaway is granted and civil penalties are imposed upon defendant in the amount of \$29,925,000.00. It is further ordered that defendant shall reimburse plaintiff's litigation costs under 33 U.S.C. § 1365(d) in the amount of \$10,125.59.

3. The Clerk of Court is directed to close this case.

DATED: October 10, 2012

/s/ John A. Mendez UNITED STATES DISTRICT COURT JUDGE