

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION 2 290 BROADWAY NEW YORK, NY 10007-1866

September 17, 2009

Honorable Susan L. Biro Chief, Administrative Law Judge (1900) U.S. Environmental Protection Agency Ariel Rios Building 1200 Pennsylvania Avenue, N.W. Washington, D.C. 20460

Re: In the Matter of Philadelphia Furniture, LLC Docket No. CAA-02-2009-1215

Dear Judge Biro:

Pursuant to 40 C.F.R. 22.21(a) of the Consolidated Rules of Practice, I am transmitting a copy of the Complaint and Notice of Opportunity for Hearing in the above captioned matter along with Respondent's Answer and Request for Hearing. Please assign an Administrative Law Judge to serve as Presiding Officer.

Sincerely Karen Maples

Regional Hearing Clerk

Enclosure

cc: Respondent(s):

John T. Kolaga, Esq. Damon More LLP The Avant Building 200 Delaware Avenue, Suite 200 Buffalo, New York 14202-2150 (716) 856-5500

Counsel for Complainant:

Denise C. Leong, Esq. Office of Regional Counsel USEPA - Region II (212) 637-3214