UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2 290 BROADWAY NEW YORK, NY 10007-1866

May 11, 2011

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 Dependable Towing & Recovery, Inc., and David A. Whitehill

Docket No. CWA-02-2011-3601

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)

Deborah J. Chadsey, Esq. Kavinoky Cook LLP Attorneys for Respondents Dependable Towing & Recovery, Inc, and David A. Whitehill 726 Exchange Street, Suite 800 Buffalo, New York 14210 (716) 845-6000

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