

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Region 2**

June 26, 2024 @ 9:49 am
USEPA – Region II
Regional Hearing Clerk

In the Matter of	:	
	:	
A&I Developers, Inc.,	:	
	:	
Respondent,	:	<u>Honorable Helen Ferrara</u>
	:	Presiding Officer
	:	
Proceeding under Section 16(a) of	:	Docket No. TSCA-02-2018-9289
the Toxic Substances Control Act.	:	
	:	

MOTION FOR ORDER OF DEFAULT

Complainant, pursuant to 40 C.F.R. §§ 22.16(a) and 22.17(b), hereby moves the Presiding Officer for an order of default: (1) finding the Respondent liable, and (2) assessing penalties against the Respondent, for the violations alleged in the Complaint. Specifically, Complainant requests that this Court find that Respondent is in default for failing to file an Answer to the Complaint and that A&I Developers, Inc. (“A&I Developers”) is liable for violations of the requirements of the Toxic Substances Control Act (“TSCA”) as alleged in the Complaint. Complainant also seeks a penalty against the Respondent in the amount of \$32,814 for the violations of TSCA § 409, 15 U.S.C. § 2689, alleged in the Complaint. Complainant’s motion is fully supported by the attached Complaint, Memorandum in Support, the Declarations of Karen L. Taylor and Demian P. Ellis, and the accompanying exhibits.

Any response by the Respondent to Complainant’s present motion must be filed within fifteen (15) days after service of such motion, in accordance with 40 CFR § 22.16(b) (Response

to Motions). A failure to respond by any party within the designated period constitutes a waiver of any objection to the motion.

Respectfully submitted,

Karen L. Taylor
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