



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

February 2, 2010

Chief Administrative Law Judge
U. S. Environmental Protection
Agency – (Mail Code 1900L)
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460

RECEIVED
EPA REGION IV
2010 FEB -2 PM 1:35
HEARING CLERK

RE: Chem-Way Corporation
Docket No: EPCRA-04-2010-2015
Proposed Penalty Payment: \$292,500

Dear Judge Biro:

In pursuant to Proceedings under Section 325 of the Emergency Planning and Community Right-To-Know Act (EPCRA), 42 U.S.C. § 11045 and § 11022 and 40 C.F.R., Part 370 of the “Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation or Suspension of Permits” which pertains to the above referenced matter is hereby referred to you for assignment of an Administrative Law Judge.

The parties to this proceeding are represented by:

Jennifer Lewis, Esquire
Associate Regional Counsel
U.S. Environmental Protection Agency
Office of Environmental Accountability Division
61 Forsyth Street, SW
Atlanta, Georgia 30303-8960

and

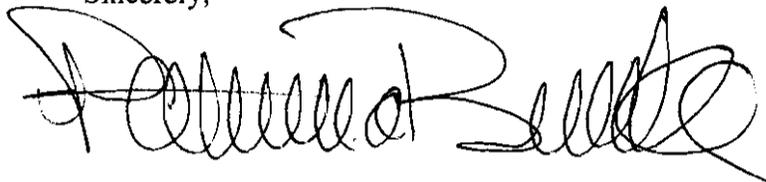
Mr. James W. Potter
Nexsen Pruet, LLC
1230 Main Street, Suite 700
Columbia, South Carolina 29202

Internet Address (URL) • <http://www.epa.gov>

Recycled/Recyclable • Printed with Vegetable Oil Based Inks on Recycled Paper (Minimum 30% Postconsumer)

Copies of all documents received to date in this matter are enclosed.

Sincerely,

A handwritten signature in black ink, appearing to read "Patricia Bullock". The signature is written in a cursive style with a large, looping initial "P" and a long, sweeping underline.

Patricia Bullock
Regional Hearing Clerk