



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION I
5 Post Office Square, Suite 100
Boston, Massachusetts 02109-3912

BY HAND

Ms. Wanda Santiago
Regional Hearing Clerk
U.S. Environmental Protection Agency - Region I
5 Post Office Square, Suite 100
Mail Code: ORA 18-1
Boston, MA 02114

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Office of Regional Hearing Clerk

July 16, 2010

Re: In the Matter of Douglas Paulino, EPA Docket Number: TSCA-01-2009-0066

Dear Ms. Santiago:

Enclosed for filing in the above-referenced matter, please find the original and one copy of a Motion for Default in this matter. Also enclosed are an original and one copy of:

- (1) a Certificate of Service;
- (2) Complainant's Memorandum In Support of Default Motion; and
- (3) a Proposed Default Order.

Thank you for your assistance in this matter.

Very truly yours,

A handwritten signature in black ink, appearing to read "Catherine Smith".

Catherine Smith
Senior Enforcement Counsel

Enclosures

cc: Mr. Douglas Paulino

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UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION I

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IN THE MATTER OF:)

DOUGLAS PAULINO)
9 Orange Street)
Hartford, Connecticut 06106)

Respondent.)
_____)

Docket No. TSCA -01-2009-0066

MOTION FOR DEFAULT ORDER

The Complainant, the United States Environmental Protection Agency ("EPA"), moves for the issuance of an order under 40 C.F.R. § 22.17:

(a) finding that Respondent Douglas Paulino is in default in this matter;

(b) finding that Respondent violated Section 409 of the Toxic Substances Control Act, 15 U.S.C. § 2689 (TSCA), by failing to comply with the Lead-Based Paint Disclosure Rule, 40 C.F.R. Part 745, Subpart F (40 C.F.R. §§ 745.100-745.119); and

(c) assessing a \$159,063 penalty, unless in response to this motion, Respondent provides financial documentation to substantiate a claim that Respondent cannot pay \$159,063. If Respondent timely supplies such information, EPA will review it and move for the assessment of a revised default penalty, as appropriate.

In support of its motion, EPA submits the enclosed Memorandum in Support of Default Motion, with Exhibits 1 through 20 and a Proposed Default Order.

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Respectfully submitted,



Catherine Smith, Esq.
Senior Enforcement Counsel
U.S. Environmental Protection Agency,
Region 1
5 Post Office Square, mail code OES04-4
Boston, MA 02109-3912
(617) 918-1777
smith.catherine@epa.gov

July 16, 2010
Date

CERTIFICATE OF SERVICE

I hereby certify that copies of the following documents in the above-captioned matter: (1) Complainant's Motion for Default; (2) Memorandum in Support of Motion for Default Order; and (3) Proposed Default Order have been transmitted to the following persons on the date noted below:

Original and one copy,
hand-delivered:

Wanda Santiago
Regional Hearing Clerk
U.S. EPA, Region I
5 Post Office Square, Suite 100 (ORA 18-1)
Boston, MA 02109-3912

One copy,
Certified mail, return receipt requested

Douglas Paulino
9 Orange Street,
Hartford, CT 06106

Dated: July 16, 2010



Catherine Smith
Senior Enforcement Counsel
U.S. Environmental Protection Agency,
Region 1
5 Post Office Square, Suite 100 (OES04-4)
Boston, MA 02109
Tel (617) 918-1777
FAX (617) 918-0777
smith.catherine@epa.gov

