

May 30, 2024 @ 3:43 pm

USEPA – Region II

Regional Hearing Clerk



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

**VIA OVERNIGHT MAIL, SIGNATURE REQUESTED**

Adam Bido, President  
Clean Air Environmental Services, Inc.  
215 ½ N. Perry St.  
Johnstown, NY 12095

RE: In the Matter of **Clean Air Environmental Services, Inc.**  
Docket No. TSCA-02-2024-9276

Dear Mr. Bido:

Enclosed is a Complaint and Notice of Opportunity for Hearing (the "Complaint") and supporting documents in the above-referenced proceeding. This Complaint alleges violations of the Toxic Substances Control Act (TSCA), Section 402, and regulations promulgated pursuant to TSCA set forth at 40 C.F.R. Part 745, Subparts E and L.

You have the right to a formal hearing to contest any of the allegations in the Complaint and/or to contest the penalty proposed in the Complaint.

If you wish to contest the allegations or the penalty proposed in the Complaint, you or an attorney you have retained to represent you in this matter must file an Answer with the Environmental Protection Agency's (EPA's) Regional Hearing Clerk within **thirty (30)** days of your receipt of the enclosed Complaint. The Answer must be filed either electronically, using the instructions provided in Attachment A of the Complaint, or by mailing it to the following address:

Regional Hearing Clerk  
U.S. Environmental Protection Agency, Region 2  
290 Broadway, 16th Floor  
New York, New York 10007-1866

If you do not file an Answer within thirty (30) days of receipt of this Complaint and have not obtained a formal extension for filing an Answer from the Regional Judicial Officer, a default order may be entered against you.

Whether or not you request a formal hearing, you may request an informal conference with EPA to discuss any issue relating to the alleged violations and the amount of the proposed penalty. EPA encourages all parties against whom it files a Complaint to pursue the possibility of settlement and to have an informal conference with EPA. However, a request for an informal conference **does not** substitute for a written Answer, affect what you may choose to say in an Answer, or extend the thirty (30) days by which you must file an Answer requesting a hearing.

Enclosed is a copy of the "Consolidated Rules of Practice" (CROP), which govern this proceeding and are codified at 40 C.F.R. Part 22 (Amended May 22, 2017). CROP can also be found at <https://www.ecfr.gov/current/title-40/chapter-I/subchapter-A/part-22?toc=1>.

If you have any questions or wish to schedule an informal settlement conference, please contact Assistant Regional Counsel Suzanne Englot at [Englot.Suzanne@epa.gov](mailto:Englot.Suzanne@epa.gov) or 212-637-3107.

Sincerely yours,

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Christine Ash, Acting Director  
Enforcement and Compliance Assurance Division

Enclosures  
cc: Karen Maples, Regional Hearing Clerk (w/o enclosures)