

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG. 2
2011 MAY -6 A 6:53
REGIONAL CLERK

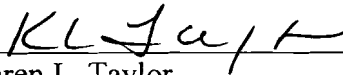
_____)
In re:)
)
)

The Okonite Company, Inc.)
Docket No. TSCA-02-2010-9104)
_____)

WITHDRAWAL OF APPEAL

The United States Environmental Protection Agency (“Appellant”) herewith, by and through counsel, withdraws its Notice of Appeal filed on April 21, 2011 in the above-entitled proceeding.

Respectfully Submitted,



Karen L. Taylor
Assistant Regional Counsel
U.S. Environmental Protection Agency, Region 2
290 Broadway, 16th Floor
New York, NY 10007-1866
Telephone: (212) 637-3637
Facsimile: (212) 637-3199
Email: Taylor.Karen@epa.gov

Date: 5-5-11

Attorney for Appellant

OF COUNSEL:

Coles H. Phinizy
Assistant Regional Counsel
U.S. Environmental Protection Agency, Region 2
290 Broadway, 16th Floor
New York, NY 10007-1866

Benjamin D. Fields
Acting National Coordinator
Cross-Cutting Administrative Litigation Issues
U.S. Environmental Protection Agency (3RC30)
1650 Arch Street
Philadelphia, PA 19103

Geraldine Gardner
Attorney-Adviser
USEPA Headquarters OECA-OCE-WCED
Ariel Rios Building, Mail Code 2249A
1200 Pennsylvania Avenue, N. W.
Washington, DC 20460

Andrea Medici
Attorney-Adviser
USEPA Headquarters OGC-PTSLO
Ariel Rios Building
1200 Pennsylvania Avenue, N. W.
Mail Code: 2333A
Washington, DC 20460

CERTIFICATE OF SERVICE

I hereby certify that on this date the foregoing Withdrawal of Appeal in the Matter of The Okonite Company Inc., Docket No. TSCA-02-2010-9104, was filed with the Environmental Appeals Board electronically, via the CDX portal. In addition, a copy was hand delivered to the Regional Hearing Clerk in EPA, Region 2 and was sent by facsimile and first class mail to each of the other persons listed below:

Honorable Barbara A. Gunning
Offices of the Administrative Law Judges
U.S. Environmental Protection Agency
Mail Code 1900L
1200 Pennsylvania Avenue., NW
Washington, D.C. 20460-2001
(202) 565-0044

Francis T. Giuliano, Esq.
Vice President and General Counsel
The Okonite Company
102 Hilltop Road
Post Office Box 340
Ramsey, New Jersey 07446
(201) 825 0300 ext. 4406

5-5-11

New York, NY

KL Sajt
