

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 1(New England Region)

In the Matter of:

JIDDU/SIDDU Trust
66 College Parkway
Colchester, VT 05446

Docket No. CAA-01-2009-0090

Answer and Request For Hearing

and

CRC Excavating, LLC
350 East Hill
Middlesex, VT 05606

RECEIVED

SEP 17 2009

EPA ORC
Office of Regional Hearing Clerk

ANSWER

Now comes CRC Excavating, LLC, by and through its Member and duly authorized agent, Richard Cowles, and answers the factual allegations in the Complainant's complaint as follows:

III. GENERAL ALLEGATIONS

1. Respondent has insufficient information to answer the allegations under Paragraphs 9, 10, 17, 19-26.
2. Respondent admits the allegations in Paragraphs 11-16 and 18.

IV. VIOLATIONS

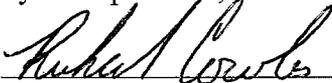
1. Respondent admits the allegation in Paragraph 28 that it did not inspect the Facility for asbestos, but affirmatively alleges that Respondent JIDDU/SIDDU, through its agent, Gabriel Handy, represented that the owner supplied and obtained all governmental notices and permits for the demolition activity.

2. Respondent admits the allegation in Paragraph 31 that it did not notify the EPA by advance written notice of the demolition activity, but affirmatively alleges that Respondent JIDDU/SIDDU Trust, through its agent, Gabriel Handy, represented that the owner supplied and obtained all governmental notices and permits for the demolition activity.

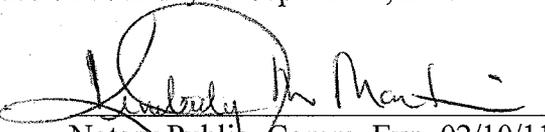
REQUEST FOR HEARING

Respondent CRC Excavating, LLC, requests a formal hearing to contest material facts set forth in the Complaint and to contest the appropriateness of the proposed penalty.

Subscribed at Burlington, Vermont on 15th day of September, 2009


Richard Cowles

Subscribed and sworn to before me on 15th day of September, 2009


Notary Public, Comm. Exp. 02/10/11



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 1

1 CONGRESS STREET, SUITE 1100
BOSTON, MASSACHUSETTS 02114-2023

September 22, 2009

Honorable Susan L. Biro
Chief, Administrative Law Judge (1900c)
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Re: In the Matter of JIDDU/SITTU Trust and CRC Excavating, LLC
Docket No. CAA-01-2009-0090

Dear Judge Biro:

Pursuant to 40 C.F.R. 22.21(a) of the Consolidated Rules of Practice, I am transmitting a copy of the Complaint and Notice of Opportunity for Hearing in the above captioned matter along with Respondent's Answer and Request for Hearing. Please assign an Administrative Law Judge to serve as Presiding Officer.

Sincerely,


Judy Lao-Ruiz, Acting
Regional Hearing Clerk

Enclosures

cc: Respondent(s)

JIDDU/SITTU Trust
66 College Parkway
Colchester, Vermont 05446

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CRC Excavating, LLC
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