

Franklin Non-Ferrous Foundry, Inc.

P.O. Box 35 • 293 Sanborn St.

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BRASS – BRONZE – ALUMINUM CASTING

September 2, 2010

**Wanda Santiago, Regional Hearing Clerk
U.S. Environmental Protection Agency, Region I
5 Post Office Square, Suite 100
Mail Code: ORA18-1
Boston, MA 02109-3912**



**Lisa Papetti
Senior Enforcement Coordinator, RCRA Enforcement Unit
U.S. Environmental Protection Agency, Region 1
5 Post Office Square, Suite 100
Mail Code:
Boston, MA 02109-3912**

**Andrea Simpson, Senior Enforcement Counsel
U.S. Environmental Protection Agency, Region 1
5 Post Office Square, Suite 100
Mail Code OES04-2
Boston, MA 02109-3912**

RE: EPA Docket No. RCRA-01-2010-0053

Dear Ms Santiago,

Pursuant to Paragraph 42 of the Compliant, Compliance Order and Notice of Opportunity For Hearing the Respondent, Franklin Non-Ferrous Foundry, Inc., would like to request a hearing. I must inform you that the EPA has already taken further action as the Respondent will be indicted Wednesday, September 8, 2010, in Federal Court of violating of the 90-day storage regulation and that the Stockholder of the Respondent was indicted personally on Friday, August 28, 2010, in Federal Court of violating the 90-day storage regulation.

Franklin Non-Ferrous Foundry, Inc. does deny all of the allegations and violations listed in this Compliant and make the following responses.

Responses to each specific allegation:

**Paragraph 13- True
Paragraph 14- Denied
Paragraph 15- Denied
Paragraph 16- Denied
Paragraph 17- Denied
Paragraph 18- Denied
Paragraph 19- Denied
Paragraph 20- Denied
Paragraph 21- Denied
Paragraph 22- Denied**

Responses Continued:

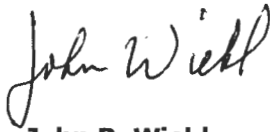
**Paragraph 23- Denied
Paragraph 24- Denied
Paragraph 25- Denied
Paragraph 26- Denied
Paragraph 27- Denied**

Response to each specific violation:

**Paragraph 28- Denied
Paragraph 29- Denied
Paragraph 30- Denied
Paragraph 31- Denied
Paragraph 32- Denied**

The Respondent intends to comply with Paragraphs 33 through 35 and submit the manifests within the required 60 days.

Very truly yours,



**John R. Wiehl
President**

Sent by Registered Mail to:

**Wanda Santiago
Lisa Papetti
Andrea Simpson**

Sent by e-mail to:

**Papetti.lisa@epamail.epa.gov
Simpson.andrea@epamail.epa.gov**