



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

**May 17 2018**

ENVIRONMENTAL APPEALS BOARD

Rodham A. Boston, Jr., President  
Boston Design & Construction Co., Inc.  
611 Mason Ave.  
Drexel Hill, PA 19026

Re: Boston Design and Construction Co., Inc.  
Docket Number: TSCA-03-2015-0258  
TSCA Appeal No. 18-(01)

Dear Mr. Boston,

Enclosed please find a copy of the Environmental Appeals Board's *Order Declining to Exercise Sua Sponte Review* dated April 10, 2018. The Board properly served the order on the day it was issued using certified U.S. first class mail in accordance with 40 C.F.R. § 22.6. The mailing was unclaimed, marked "Return to Sender," and returned to the Board this week.

This is a courtesy mailing only and does not alter or affect any legal obligations.

Sincerely,

A handwritten signature in cursive script, appearing to read "Eurika Durr".

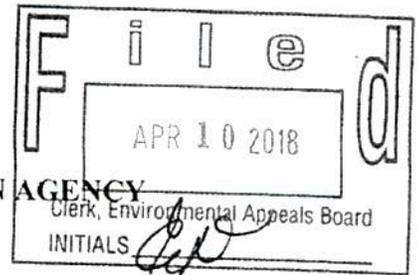
Eurika Durr  
Clerk of the Board

Enclosure

cc: Janet E. Sharke  
Senior Assistant Regional Counsel  
U.S. EPA, Region 3 (MC-3RC50)  
1650 Arch Street  
Philadelphia, PA 19103

Office of Administrative Law Judges  
Hearing Clerk, 1900R

ENVIRONMENTAL APPEALS BOARD  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C.



\_\_\_\_\_)  
In re: )  
) TSCA Appeal No. 18-(01)  
Boston Design & Construction Co., Inc. )  
)  
)  
TSCA-03-2015-0258 )  
\_\_\_\_\_)

**ORDER DECLINING TO EXERCISE SUA SPONTE REVIEW**

On February 28, 2018, the Presiding Officer issued an Initial Decision and Default Order. Neither party appealed, and the Board is declining to review the case on its own initiative. See 40 C.F.R. §§ 22.27(c)(4) & 22.30(b). Accordingly, the Initial Decision and Default Order will become a final order on April 16, 2018, pursuant to 40 C.F.R. § 22.27(c).

So ordered.<sup>1</sup>

**ENVIRONMENTAL APPEALS BOARD**

Dated: APR 10 2018

By: Mary Kay Lynch  
Mary Kay Lynch  
Environmental Appeals Judge

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<sup>1</sup> The three-member panel deciding this matter consists of Environmental Appeals Judges Aaron P. Avila, Mary Kay Lynch, and May Beth Ward.

**CERTIFICATE OF SERVICE**

I certify that copies of the foregoing *Order Declining to Exercise Sua Sponte Review* in the matter of Boston Design & Construction Co., Inc., TSCA Appeal No. 18-(01), were sent to the following persons in the manner indicated:

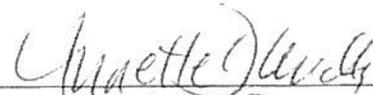
**By First Class Certified Mail/  
Return Receipt Requested:**

Rodham A. Boston, Jr., President  
Boston Design & Construction Co., Inc.  
611 Mason Ave.  
Drexel Hill, PA 19026

**By EPA Pouch Mail:**

Janet E. Sharke  
Senior Assistant Regional Counsel  
U.S. EPA Region 3 (MC-3RC50)  
1650 Arch Street  
Philadelphia, PA 19103

Dated: APR 10 2018

  
\_\_\_\_\_  
Annette Duncan  
Administrative Specialist