

**UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 9**

IN THE MATTER OF:)	COMPLAINANT'S NOTICE OF
)	SERVICE OF COMPLAINANT'S
Frank Alo)	MOTION FOR PARTIAL DEFAULT
)	(LIABILITY)
)	
Respondent.)	
<hr/>)	
		Docket No. CWA-09-2021-0049

Complainant, Region 9 of the United States Environmental Protection Agency, hereby notifies EPA Region 9's Regional Judicial Officer that Complainant effectively served its February 2, 2022 Motion for Partial Default (Liability) on Respondent via UPS Signature Service Required on February 7, 2022. The February 7, 2022 UPS Delivery Notification is attached to the accompanying Declaration of Scott McWhorter, in addition to the February 2, 2022 UPS Proof of Delivery.

Respectfully submitted April 12, 2022.

RICHARD
CAMPBELL

Digitally signed by
RICHARD CAMPBELL
Date: 2022.04.12
13:32:32 -07'00'

Rich Campbell
Assistant Regional Counsel
U.S. EPA – Region 9

**UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 9**

IN THE MATTER OF:)	DECLARATION OF SCOTT
)	MCWHORTER RE: NOTICE OF
Frank Alo)	DELIVERY OF COMPLAINANT'S
)	MOTION FOR PARTIAL DEFAULT
)	(LIABILITY)
Respondent.)	
<hr/>)	

Docket No. CWA-09-2021-0049

Based upon information and belief, I, Scott McWhorter, declare:

1. I am currently employed as an Enforcement Officer in the Enforcement and Compliance Assurance Division, U.S. Environmental Protection Agency (EPA), Region 9, in San Francisco, California.
2. On February 2, 2022, I used the used UPS to deliver Complainant's Motion for Partial Default (Liability) to Respondent Frank Alo's (Alo) address at 54-028 Kukuna Road, Hauula, Oahu, Hawaii. The method of delivery used was UPS's Signature Service/Adult Signature Required.
3. On February 7, 2022, I received a Proof of Delivery of Complainant's Motion for Partial Default (Liability) to Alo at 54-028 Kukuna Road, Hauula, Oahu, Hawaii from UPS. A true and correct copy of this UPS Proof of Delivery, indicating use of UPS's Signature Service/Adult Signature Required, is attached to this Declaration as Exhibit 1.
4. On April 4, 2022, I contacted UPS to request the attached Delivery Notification indicating the Motion was successfully received by "Alo" on February 7, 2022 at Alo's residence. A true and correct copy of this UPS Delivery Notification is attached to this Declaration as Exhibit 2.

Under penalty of perjury, I hereby swear the foregoing is true to the best of my knowledge.

SCOTT
MCWHORTER

Digitally signed by
SCOTT MCWHORTER
Date: 2022.04.04
10:30:36 -07'00'

Scott McWhorter

Proof of Delivery

Dear Customer,

This notice serves as proof of delivery for the shipment listed below.

Tracking Number

1ZA46W472499643451

Service

UPS Next Day Air®

Shipped / Billed On

02/04/2022

Additional Information

Signature Required

Delivered On

02/07/2022 3:04 P.M.

Delivered To

HAUULA, HI, US

Received By

ALO

Left At

Residential

Reference Number(s)

S. MCWHORTER, ECAD-3-2

Thank you for giving us this opportunity to serve you. Details are only available for shipments delivered within the last 120 days. Please print for your records if you require this information after 120 days.

Sincerely,

UPS

Tracking results provided by UPS: 04/04/2022 11:40 A.M. EST



ATTN : mcwhorter.scott@epa.gov
PHONE : (415)972-3755

DELIVERY NOTIFICATION

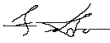
INQUIRY FROM: DIANA URIBE
USEPA REGION 9
75 HAWTHORNE ST RM #14248
SAN FRANCISCO CA 94105

SHIPMENT TO: FRANK ALO
FRANK ALO
54-028 KUKUNA ST
HAUULA HI 96717

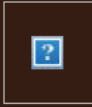
Shipper Number.....**A46W47**

Tracking Identification Number...**1ZA46W472499643451**

According to our records 1 parcel was delivered on 02/07/22 at 3:04 P.M., and left at RESIDENTIAL.
The shipment was received by ALO as follows:

SHIPPER NUMBER	PKG ID NO.	TRACKING NUMBER	ADDRESS (NO/STREET,CITY)	SIGNATURE
A46W47		1ZA46W472499643451	54-028 KUKUNA ST HAUULA	

From: [UPS](#)
To: [McWhorter, Scott](#)
Subject: UPS Delivery Notification, Tracking Number 1ZA46W472499643451
Date: Monday, February 7, 2022 5:06:45 PM



Hello, your package has been delivered.

Delivery Date: Monday, 02/07/2022

Delivery Time: 3:04 PM

Left At: RESIDENTIAL

Signed by: ALO



[Set Delivery Instructions](#)

[Manage Preferences](#)

[View My Packages](#)

USEPA REGION 9

Tracking Number: [1ZA46W472499643451](#)

Ship To: FRANK ALO
54-028 KUKUNA ROAD
HAUULA, HI 96717
US

Number of Packages: 1

UPS Service: UPS Next Day Air®

Package Weight: 0.0 LBS

Reference Number: ECAD-3-2

Reference Number: S. MCWHORTER



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Please do not reply directly to this email.

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[Review the UPS Privacy Notice](#)

[Review the UPS My Choice Service Terms](#)



CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on the date listed below, the foregoing **COMPLAINANT'S NOTICE OF SERVICE OF COMPLAINANT'S MOTION FOR PARTIAL DEFAULT (LIABILITY), In the Matter of Frank Alo, Docket No. CWA-09-,2021-0049** was filed with the Regional Hearing Clerk for EPA Region 9 and sent to the following parties in the manner indicated below, in accordance with the EPA Region IX Part 22 E-Filing Management System:

Originals by Electronic Mail to:

Regional Hearing Clerk
EPA Region 9
R9HearingClerk@epa.gov

Copies by Electronic Mail:

Frank Alo
54-028 Kukuna Road
Hauula, Hawaii 96717
[REDACTED]

**RICHARD
CAMPBELL**

Digitally signed by
RICHARD CAMPBELL
Date: 2022.04.12
13:30:21 -07'00'

Rich Campbell
Assistant Regional Counsel
U.S. EPA – Region 9
75 Hawthorne Street
San Francisco, CA 94105
campbell.rich@epa.gov