



**BEFORE THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**

**IN THE MATTER OF:**

Belgrade Transformer Superfund Site  
2818-2820 East Belgrade Street  
Philadelphia, PA 19134

John F. Joyce, Jr.,  
Owner

U.S. EPA-REGION 3-RHC  
EPA DOCKET NO. CERCLA-03-2018-0110LL  
JUL 2019 PM 3:30

PROCEEDING UNDER SECTION  
107(l) OF THE COMPREHENSIVE  
ENVIRONMENTAL RESPONSE,  
COMPENSATION, AND  
LIABILITY ACT OF 1980,  
AS AMENDED, 42 U.S.C. § 9607(l)

**Status Report and Third Unopposed Motion for a Continuance of the  
Hearing on the United States' Superfund Lien**

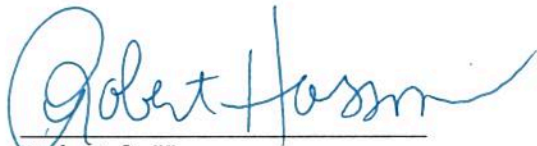
The U.S. Environmental Protection Agency ("EPA") respectfully files this Status Report and Third Unopposed Motion for a Continuance of the informal hearing concerning the United States' Superfund lien, which was perfected, pursuant to Section 107(l) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. § 9607(a)(1), on real property owned by John F. Joyce, Jr. at 2818-20 East Belgrade Street in Philadelphia, Pennsylvania. This real property is also known as the Belgrade Transformer Site ("Site"). EPA recently completed a Superfund removal action at the Site. The requested continuance will allow the parties additional time to negotiate a settlement of the United States' claims for response costs under Section 107(a)(1) of CERCLA.

As previously reported, Mr. Joyce expressed an interest in pursuing a settlement of the United States' claims under EPA's *Policy on Superfund Ability-to-Pay Determinations*. A settlement of these claims would include a release of the Superfund lien at issue in this matter.

On March 1, 2019, Mr. Joyce provided EPA with a response to the Agency's request for financial information under Section 104(e)(2) of CERCLA. EPA determined that additional information was required to complete its analysis of Mr. Joyce's ability to pay for the Site's cleanup. On April 24, 2019, EPA sent Mr. Joyce a follow-up request for information under Section 104(e)(2) of CERCLA. Mr. Joyce's response, which was delayed due to an illness, was received on July 3, 2019. An EPA financial analyst is currently reviewing and evaluating the additional information provided by Mr. Joyce. Once this review and evaluation is complete, EPA will make a settlement offer to Mr. Joyce based on its analysis of the information provided.

The parties propose a continuance of 90 days from the date of this Status Report and Third Unopposed Motion to allow EPA to complete its ability-to-pay analysis and to provide the parties with time to negotiate a settlement based on EPA's ability-to-pay analysis.

Respectfully submitted,



Robert S. Hasson  
Senior Assistant Regional Counsel  
U.S. Environmental Protection Agency, Region III  
1650 Arch Street  
Philadelphia, PA 19103  
(215) 814-2672  
[hasson.robert@epa.gov](mailto:hasson.robert@epa.gov)

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