

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

	)	
In re:	)	
	)	
Tower Exterminating Corp., aka	)	
Tower & Son Exterminating Corp.	)	FIFRA Appeal No. 19-(01)
and Wilson J. Torres Rivera	)	
	)	
Docket No. FIFRA-02-2016-5306	)	
	)	

**ORDER DECLINING TO EXERCISE *SUA SPONTE* REVIEW**

On October 8, 2019, Regional Judicial Officer Helen S. Ferrara issued an Initial Decision and Default Order in the above-captioned case, and it was served on the parties on October 9, 2019. Neither party appealed. The Environmental Appeals Board declines 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 November 25, 2019, pursuant to 40 C.F.R. §§ 22.7(a) and 22.27(c).

So ordered.<sup>1</sup>

**ENVIRONMENTAL APPEALS BOARD**

Date: **Nov 21 2019**

By:   
 Kathie A. Stein  
 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 Kathie A. Stein.

## CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **Order Declining to Exercise *Sua Sponte* Review** in the matter of *Tower Exterminating Corp., aka Tower & Son Exterminating Corp. and Wilson J. Torres Rivera*, FIFRA Appeal No. 19-(01), were sent to the following persons in the manner indicated:

**By First Class U.S. Mail, Return Receipt Requested:**

Wilson J. Torres Rivera  
c/o Tower & Son Exterminating Corp.  
Post Office Box 1045  
Bayamon, Puerto Rico 00960

Wilson J. Torres Rivera, President  
Tower & Son Exterminating Corp.  
Post Office Box 1045  
Bayamon, Puerto Rico 00960

**By EPA Pouch Mail:**

Regional Judicial Officer Helen S. Ferrara  
U.S. Environmental Protection Agency, Region 2  
290 Broadway, 16th Floor  
New York, New York 10007-1866

Bruce Aber, Assistant Regional Counsel  
U.S. Environmental Protection Agency, Region 2  
290 Broadway, 16th Floor  
New York, New York 10007-1866

**By EPA Interoffice Mail:**

Rosemarie Kelley, Director, Office of Civil Enforcement  
U.S. Environmental Protection Agency  
1200 Pennsylvania Avenue, N.W.  
Mail Code 2241A  
Washington, D.C. 20460

Date: **Nov 21 2019**



Eureka Durr  
Clerk of the Board