



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 blue ink, appearing to read "Eurika Durr".

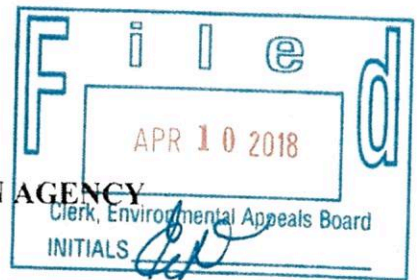
Eurika Durr
Clerk of the Board

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.¹

ENVIRONMENTAL APPEALS BOARD

Dated: APR 10 2018

By: Mary Kay Lynch
Mary Kay Lynch
Environmental Appeals Judge

¹ 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