UNITED STATES ENVIRONMENTAL PROTECTION AGENCY WASHINGTON, D.C.

In re:	-)
The Okonite Company, Inc. Docket No. TSCA-02-2010-9104)))
	_)

WITHDRAWAL OF APPEAL

The United States Environmental Protection Agency ("Appellant") herewith, by and through counsel, withdraws its Notice of Appeal filed on April 21, 2011 in the above-entitled proceeding.

Respectfully Submitted,

KLJu/F Karen L. Taylor

Assistant Regional Counsel

U.S. Environmental Protection Agency, Region 2

290 Broadway, 16th Floor New York, NY 10007-1866

Telephone: (212) 637-3637 Facsimile: (212) 637-3199

Email: Taylor.Karen@epa.gov

Date: 5-5-11 Attorney for Appellant

OF COUNSEL:

Coles H. Phinizy Assistant Regional Counsel U.S. Environmental Protection Agency, Region 2 290 Broadway, 16th Floor New York, NY 10007-1866

Benjamin D. Fields
Acting National Coordinator
Cross-Cutting Administrative Litigation Issues
U.S. Environmental Protection Agency (3RC30)
1650 Arch Street
Philadelphia, PA 19103

Geraldine Gardner Attorney-Adviser USEPA Headquarters OECA-OCE-WCED Ariel Rios Building, Mail Code 2249A 1200 Pennsylvania Avenue, N. W. Washington, DC 20460

Andrea Medici Attorney-Adviser USEPA Headquarters OGC-PTSLO Ariel Rios Building 1200 Pennsylvania Avenue, N. W. Mail Code: 2333A Washington, DC 20460 I hereby certify that on this date the foregoing Withdrawal of Appeal in the Matter of The Okonite Company Inc., Docket No. TSCA-02-2010-9104, was filed with the Environmental Appeals Board electronically, via the CDX portal. In addition, a copy was hand delivered to the Regional Hearing Clerk in EPA, Region 2 and was sent by facsimile and first class mail to each of the other persons listed below:

Honorable Barbara A. Gunning Offices of the Administrative Law Judges U.S. Environmental Protection Agency Mail Code 1900L 1200 Pennsylvania Avenue., NW Washington, D.C. 20460-2001 (202) 565-0044

Francis T. Giuliano, Esq. Vice President and General Counsel The Okonite Company 102 Hilltop Road Post Office Box 340 Ramsey, New Jersey 07446 (201) 825 0300 ext. 4406

5-5-11

New York, NY

KLJayt