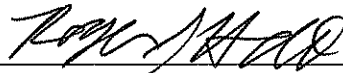


withdraw the Petition for Reimbursement and moves the EAB to dismiss the Petition for Reimbursement with prejudice.

Respectfully submitted,

DATED: May 11, 2009

GREENBERG GLUSKER FIELDS CLAMAN
& MACHTINGER LLP

By: 
ROGER J. HOLT
Attorneys for Walton CWCA Golden West
70 LLC

PROOF OF SERVICE

I, Susan Lopez, declare:

I am a citizen of the United States and employed in Los Angeles County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 1900 Avenue of the Stars, 21st Floor, Los Angeles, California 90067. On May 11, 2009, I served a copy of the within document(s):

MOTION FOR WITHDRAWAL OF PETITION FOR REIMBURSEMENT

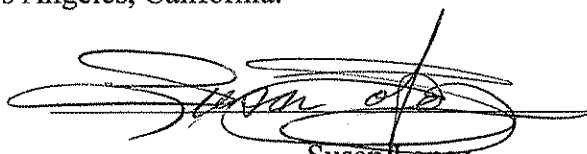
- ☐ by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.
- ☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, the United States mail at Los Angeles, California addressed as set forth below.
- ☐ by transmitting via e-mail or electronic transmission the document(s) listed above to the person(s) at the e-mail address(es) set forth below.

**Andrew Helmlinger, Esq.
U.S. EPA Region 9
75 Hawthorne Street
San Francisco, CA 94105**

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on May 11, 2009, at Los Angeles, California.


Susan Lopez