



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

In re Frank Alo
Docket No. CWA-09-2021-0049
CWA Appeal. No. 23-(02)

ORDER DECLINING TO EXERCISE SUA SPONTE REVIEW

On July 19, 2023, the Presiding Officer issued an Initial Decision and Order on Default Judgment. Neither party appealed, and the Environmental Appeals 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 Order on Default Judgment will become a final order on September 5, 2023, pursuant to 40 C.F.R. §§ 22.7(a), 22.27(c).

So ordered.1

Dated: August 23, 2023

ENVIRONMENTAL APPEALS BOARD

By: Aaron P. Avila
Environmental Appeals Judge

1 The three-member panel deciding this matter consists of Environmental Appeals Judges Aaron P. Avila, Wendy L. Blake, and Kathie A. Stein.

**CERTIFICATE OF SERVICE**

I certify that copies of the foregoing *Order Declining to Exercise Sua Sponte Review* in the matter of Frank Alo, Docket No. CWA-09-2021-0049, were sent to the following persons in the manner indicated:

**By Email:**

Frank Alo  
FrankfAlo@outlook.com

Rich Campbell  
Assistant Regional Counsel  
U.S. EPA, Region 9  
Campbell.Rich@epa.gov

Steven Jawgiel  
Presiding Officer/Regional Judicial Officer  
Ponly Tu  
Regional Hearing Clerk  
U.S. EPA, Region 9  
Jawgiel.Steven@epa.gov  
R9HearingClerk@epa.gov

Dated: Aug 23, 2023

*Emilio Cortes*

Emilio Cortes  
Clerk of the Board