## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION III

## 1650 Arch Street Philadelphia, Pennsylvania 19103

SUBJECT: Proof of Service DATE: 6/27/2016

IMO: Boston Design & Construction Co., Inc.

Docket No. TSCA-03-2015-0258

TO: Lydia Guy

Regional Hearing Clerk

FROM: Janet E. Shark Senior Assistant Regional Counsel (3RC50)

On Sept. 30, 2015, I filed an Administrative Complaint and Notice of Opportunity for Hearing (Complaint) in the above-referenced matter with the Regional Hearing Clerk and simultaneously sent a copy of the Complaint via certified mail - return receipt requested and United Parcel Service (UPS) overnight mail for service to Respondent, as indicated on the attached Certificate of Service. A receipt for proof of service by UPS on October 1, 2015, is attached. The receipt for proof of certified mail service (green card) was never returned to me by the U.S. Postal Service (USPS), but the USPS online tracking information indicates that it was delivered on October 2, 2015. A printout of this information is attached hereto.

As of June 7, 2016, no Answer had been filed in this matter. Hence, on June 7, 2016, I caused another copy of the Complaint to be re-served on Respondent via UPS overnight delivery and USPS certified mail – returned receipt requested. Consistent with 40 C.F.R. § 22.5(b)(1)(iii), attached to this memo is proof of service: a copy of the UPS receipt documenting service on June 8, 2016. Also attached is a receipt for proof of certified mail service (green card) which was returned to me unsigned and undated by USPS, bearing a postmark of June 11, 2016. The USPS online tracking information indicates the Complaint was "Delivered, Left with Individual" on June 11, 2016. A printout of this information is attached hereto.

## **CERTIFICATE OF SERVICE**

I hereby certify that on the date set forth below, I filed the original and one copy of an Administrative Complaint and Notice of Opportunity for Hearing (Complaint), Docket No. TSCA-03-2015-0258, via hand-delivery with:

Lydia Guy, Regional Hearing Clerk U.S. EPA, Region III Mail Code 3RC00 1650 Arch Street Philadelphia, PA 19103

I further certify that on the same date, I sent a true and correct copy of the above-referenced Complaint via UPS overnight delivery and certified mail, return receipt requested, to:

Rodham A. Boston
President
Boston Design & Construction Co., Inc.
611 Mason Avenue
Drexel Hill, PA 19026

9/20/2015 Date

Janet E. Sharke

Counsel for Complainant

U.S. EPA, Region III

1650 Arch Street (3RC50)

Philadelphia, PA 19103-2029

sharke.janet@epa.gov

(215) 814-2689 (tel.)

(215) 814-2601 (fax)



ATTN: JANET SHARKE PHONE: (215)814-2689

**DELIVERY NOTIFICATION** 

**INQUIRY FROM:** 

JOE JACKSON

**US EPA** 

1650 ARCH ST FLR 3 RM 3PM20

PHILADELPHIA PA 19103

SHIPMENT TO:

**RODHAM A. BOSTON, PRESIDENT** 

**BOSTON DESIGN & CONSTRUCTION** 

**611 MASON AVE** 

**DREXEL HILL PA 19026** 

Tracking Identification Number...1ZA43F712992294972

According to our records 1 parcel was delivered on 10/01/15 at 12:18 P.M., and left at RESIDENTIAL. The shipment was signed for by BOSTON as follows:

SHIPPER NUMBER	PKG ID NO.	TRACKING NUMBER	ADDRESS (NO/STREET,CITY)	SIGNATURE	
A43F71		1ZA43F712992294972	611 MASON AVE DREXEL HILL	Assa TROX	