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U. S. ENVIRONMENTAL PROTECTION AGENCY REGION 7

11201 RENNER BOULEVARD LENEXA, KANSAS 66219

BEFORE THE ADMINISTRATOR

In the Matter of)	
Creative Home Builders)	Docket No.: TSCA-07-2014-0035
7210 Bales Avenue)	
Kansas City, Missouri 64132)	
)	
	Respondent)	

NOTICE OF WITHDRAWAL OF COMPLAINT WITHOUT PREJUDICE

- 1. Complainant, the Chief of the Toxics and Pesticides Branch at EPA, Region 7, provides notice of withdrawal without prejudice of the Complaint and Notice of Opportunity for Hearing ("Complaint") in this matter, as follows:
- 2. Pursuant to the Consolidated Rules of Practice Governing the Administrative
 Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits, 40 C.F.R.

 § 22.14(d), the complainant may withdraw the complaint, or any part thereof, without prejudice one time before the answer has been filed.
 - 3. On July 24, 2014, Complainant filed its Complaint in this matter.
- 4. On September 19, 2016, Complainant filed its Proof of Service of Complaint in this matter, said service occurring on July 28, 2014.
 - 5. Respondent has to date not filed an answer to the Complaint.
- 6. Complainant has not previously filed any withdrawal of the Complaint, or any part thereof, in this matter.

without prejudice.	
Date: 10/17/2016	Jamie Green Chief Toxics and Pesticides Branch Water, Wetlands and Pesticides Division
Date: 10/17/16	Jennifer Trotter Attorney Office of Regional Counsel

Pursuant to 40 C.F.R. § 22.14(d), Complainant hereby withdraws its Complaint

7.

CERTIFICATE OF SERVICE

I hereby certify that on this ______ day of _______, 2016, the original and one true and correct copy of the foregoing Notice of Withdrawal of Complaint Without Prejudice were hand delivered to the Regional Hearing Clerk, U.S. Environmental Protection Agency, Region 7, 11201 Renner Boulevard, Lenexa, Kansas 66219; and that a true and correct copy of the foregoing Notice of Withdrawal of Complaint Without Prejudice was sent by certified mail, return receipt requested, to:

Mr. Darryl Sanders Creative Home Builders 7210 Bales Avenue Kansas City, Missouri 64132.

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UNITED STATES
ENVIRONMENTAL PROTECTION
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In the Matter of)	
)	Docket No. TSCA-07-2014-0035
Creative Home Builders)	
7210 Bales Avenue)	
Kansas City, MO 64132)	
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)	
Respondent)	COMPLAINT AND NOTICE OF
)	OPPORTUNITY FOR HEARING

COMPLAINT

Jurisdiction

- 1. This Complaint and Notice of Opportunity for Hearing (Complaint) serves as notice that the United States Environmental Protection Agency (EPA), Region 7 has reason to believe that Respondent has violated Section 409 of the Toxic Substances Control Act (TSCA), 15 U.S.C. 2689, by failing to comply with the regulatory requirements of 40 C.F.R. Part 745, Subpart E, *Residential Property Renovation*, promulgated pursuant to 15 U.S.C. 2682, 2686, and 2687.
- 2. This administrative action for the assessment of civil penalties is instituted pursuant to Section 16(a) of TSCA, 15 U.S.C. 2615(a), and in accordance with the EPA's Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties, Issuance of Compliance or Corrective Action Orders, and the Revocation, Termination or Suspension of Permits, 40 C.F.R. Part 22 (Consolidated Rules), a copy of which is enclosed along with this Complaint.