

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 6
BEFORE THE ADMINISTRATOR

FILED
2012 DEC 21 PM 1:47
REGIONAL HEARING CLERK
EPA REGION VI

IN THE MATTER OF:

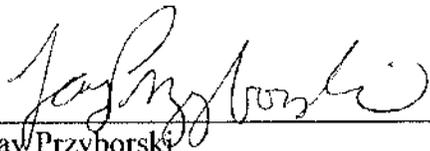
TEXAS BARGE AND BOAT, INC.

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EPA DOCKET NO.
RCRA-06-2012-0947

NOTICE OF WITHDRAWAL OF COMPLAINT

On September 28, 2012, the Complainant in this action filed a Complaint and Notice of Opportunity for Hearing ("Complaint"), which commenced an administrative action against Respondent Texas Barge and Boat, Inc., under the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits codified at 40 C.F.R. Part 22. Pursuant to 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. As of the filing of this Notice of Withdrawal, no answer has been filed. Therefore, pursuant to 40 C.F.R. § 22.14(d), Complainant is hereby withdrawing without prejudice the Complaint filed in this matter on September 28, 2012.



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Region 6
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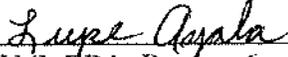
CERTIFICATE OF SERVICE

I hereby certify that the original and a copy of the foregoing Notice of Withdrawal of Complaint was hand-delivered to the Regional Hearing Clerk, U.S. EPA - Region 6, 1445 Ross Avenue, Suite 1200, Dallas, Texas 75202-2733, and that a true and correct copy of the Notice of Withdrawal of Complaint was placed in the United States Mail, to the following by the method indicated:

CERTIFIED MAIL - RETURN RECEIPT REQUESTED: # 7007 3020 0002 5102 8218

Mr. Mickey W. Tiner
4115 Floodgate, Rd.
Freeport, TX 77541

Date: 12-21-2012



U.S. EPA, Region 6
Dallas, Texas