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### UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2 290 BROADWAY NEW YORK, NY 10007-1866

# November 4, 2009

Honorable Susan L. Biro Chief, Administrative Law Judge (1900) U.S. Environmental Protection Agency Ariel Rios Building 1200 Pennsylvania Avenue, N.W. Washington, D.C. 20460

Re: In the Matter of Municipality of Toa Baja

Docket No. RCRA-02-2009-7111

Dear Judge Biro:

Pursuant to 40 C.F.R. 22.21(a) of the Consolidated Rules of Practice, I am transmitting a copy of the Complaint and Notice of Opportunity for Hearing in the above captioned matter along with Respondent's Answer and Request for Hearing. Please assign an Administrative Law Judge to serve as Presiding Officer.

Sincerely,

Karen Maples

Regional Hearing Clerk

## **Enclosure**

cc: Respondent(s):

Braulio Garcia-Jimenez, Esq. Torres & Garcia, P.S.C. P.O. Box 19539 San Juan, Puerto Rico 00910-1539 (787) 721-8220

# Counsel for Complainant:

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