

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

REGIONAL HEARING CLERK
EPA REGION III, PHILA. PA

2015 OCT 22 AM 8:42

RECEIVED

FIRST CLASS MAIL

Joey Martin
4906 Garret Highway
Oakland, MD 21550

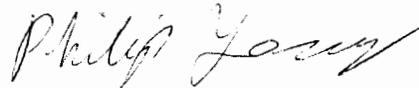
October 22, 2015

Re: In the Matter of Ernest and Joey Martin
EPA Docket No. RCRA-03-2015-0174

Dear Mr. Martin:

I have filed with the Regional Hearing Clerk of EPA, Region III an affidavit showing that a deputy sheriff from the Garret County Sheriff's Office delivered the Complaint in this matter to you on September 25, 2015. I have enclosed with this letter a copy of the affidavit and the accompanying notice that I filed today with the Regional Hearing Clerk. If you retain an attorney in this matter, your attorney can reach me at (215) 814-2495. You can reach Melissa Toffel at 215-814-2060.

Sincerely,



Philip Yeany
Senior Assistant
Regional Counsel

Enclosures

cc: Melissa Toffel

**BEFORE THE UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION III**

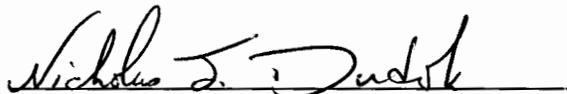
In the matter of: :
:
Facility: :
Bishop's Convenience Store :
27354 George Washington Highway :
Aurora, WV 26705, : **AFFIDAVIT**
:
Respondents: :
Ernest and Joey Martin :
4906 Garrett Highway :
Oakland, Maryland 21550. :

AFFIDAVIT OF NICHOLAS J. DUDOK

I, **Nicholas J. Dudok**, hereby declare as follows:

1. I am employed by the Garratt County Sheriff's Department as a Deputy Sheriff. As part of my duties, I deliver and serve documents that parties issue as part of legal proceedings.
2. On September 25, 2015, I received two copies of the Complaint issued by the United States Environmental Protection Agency in the above captioned matter. One copy was for service to Ernest Martin and the other was for service to Joey Martin.
3. On the same day I received copies of the Complaint, I served one copy of the Complaint to Ernest Martin at his residence at 4906 Garrett Highway on 9/25/2015
4. On the same day I received copies of the Complaint, I served one copy of the Complaint to Joey Martin at his residence at 4906 Garrett Highway on 9/25/2015

DATE: 10/5/2015


Deputy Nicholas J. Dudok
Garrett County Sheriff's Office

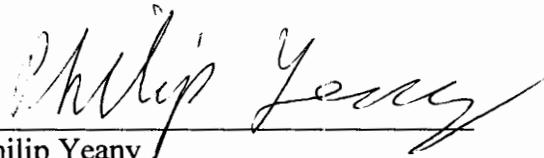
**BEFORE THE UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION III**

In the matter of:	:	
	:	
Ernest and Joey Martin	:	
	:	U.S. EPA Docket No.
Respondents,	:	RCRA-03-2015-0174
	:	
Bishop's Convenience Store	:	Proceeding under Section 9006 of the
27354 George Washington Highway	:	Resource Conservation and Recovery Act,
Aurora, WV 26705,	:	as amended, 42 U.S.C. § 6991e
	:	
Facility.	:	

PROOF OF SERVICE OF COMPLAINT

In compliance with 40 C.F.R. § 22.5(b)(1)(iii), on behalf of the Complainant in this matter, I am filing the attached affidavit that on September 25, 2105, a deputy sheriff from the Garrett County Sheriff's Office delivered copies of the Complaint to the Respondents, Ernest and Joey Martin.

10/22/15
Date


Philip Yeany
Senior Assistant
Regional Counsel

CERTIFICATE OF SERVICE

I hereby certify that on this day, I filed with the Regional Hearing Clerk, EPA Region III, the original Proof of Delivery of the Complaint and the accompanying affidavit plus copies of each document. I also sent a copy of these documents to the following individuals in the manner described below:

By first class mail:

Joey Martin
4906 Garret Highway
Oakland, MD 21550

and

Ernest Martin
4906 Garret Highway
Oakland, MD 21550

Date:

10/22/15



Philip Yeany
Senior Assistant Regional Counsel
US EPA Region III