

C/O - REGIONAL CLERK:
U.S. E.P.A. REGION (5) E-19J
47 WEST JACKSON BOULEVARD
CHICAGO, ILLINOIS, 60604-~~8~~

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FEB 09 2010

REGIONAL HEARING CLERK
USEPA
REGION 5

RE:

DOCKET NO. 7. S. C. A
05-2008-0019

DATE: 2/5/2010.

GENTLEMEN

UPON RECEIPT OF THE ENCLOSED PACKAGE, YOU FIND AN ORIGINAL COPY (ONE) COMPLETE MOTION FOR AN ADDITIONAL EXTENSION OF TIME FOR (60) DAYS, AND A SECOND COPY FOR DOCUMENT FILING IN THE ABOVE CASE NUMBER.

PLEASE FILE STAMP, DATE & TIME AND RETURN A COPY OF THE SECOND COPY TO ME, FOR MY RECORDS,

ENCLOSING, I WISH TO THANK YOU VERY MUCH FOR YOUR TIME, CONSIDERATION AND FULL COOPERATION CONCERNING THIS SUBJECT MATTER IN ADVANCE. THUS FAR, I SHALL REMAIN,

MOST RESPECTFULLY YOURS
MRS WINNIE WILSON
7923 RAMBLER PLACE
CINCINNATI, OHIO 45231
PHONE 513 616 2510

C/O FILES
V.W.

IN THE UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR
OFFICE OF ADMINISTRATIVE LAW JUDGES
WASHINGTON D.C.

IN THE MATTERS OF
MARDAPH II. L.L.C.
MARDAPH III. L.L.C.;
AND/OR VINNIE WILSON
RESPONDENTS ET. AL;

DOCKET CASE NO.
T.S.C.A 05-2008-
0019.

MOTION FOR AN
ADDITIONAL EXTENSION
OF TIME.

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NOW COMES THE SAID UNDERSIGNED
RESPONDENT VINNIE WILSON HEREIN "PROSE
CAPACITY, WHO HEREBY RESPECTFULLY MOVES
FOR AN ORDER OF ENTRY, GRANTING SAID
RESPONDENT'S AN ADDITIONAL SIXTY (60) DAYS,
EXTENSION OF TIME, IN WHICH TO RESPOND
TO RESPONDENT'S PRE HEARING EXCHANGE,
RE-SCHEDULED OF DECEMBER 11TH 2009,
CONTINUED UNTIL FEBRUARY 8TH 2010,
IN THE ABOVE CITED DOCKET CASE NUMBER.
BASED RESPONDENT'S REQUEST FOR MOTION FOR
AN EXTENSION OF TIME, WHICH WAS FILED
ON DECEMBER 8TH 2009, SUBMITTED BY
WRITTEN MOTION.

AN ACCOMPANIED MEMORANDUM IN SUPPORT

OF THE SAID MOTION IN THIS SUBJECT MATTER FOR AN ADDITIONAL EXTENSION OF TIME FOR (60) DAYS IN WHICH TO RESPOND TO THE DECEMBER PRE HEARING EXCHANGE ON THE DATE OF 11th 2009, WERE CONTINUED BY MOTION UNTIL FEBRUARY 8th 2010.

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RESPECTFULLY SUBMITTED
VW

VENNIE WILSON

MEMORANDUM

ON THE DATE OF NOVEMBER 20th 2009, THE COMPLAINANT U.S. E.P.A. FILED ITS PRE-HEARING EXCHANGE WITH EXHIBITS ATTACHMENTS

ON NOVEMBER 3rd 2009, COMPLAINANT U.S. E.P.A UPON REVIEW OF INFORMATION AS TO THE RESPONDENT'S VENNIE WILSON REGARDING HER INABILITY TO PAY, AND AGAIN ON DECEMBER 15th 2009.

RESPONDENT HAD FILED A WRITTEN MOTION FOR AN EXTENSION OF TIME ON DECEMBER 8th 2009, IN WHICH TO RESPOND TO THE COMPLAINANT U.S. E.P.A'S REQUESTED SEVERAL QUESTIONS BY LETTER CLARIFICATION, REGARDING RESPONDENT'S LAST (6) MONTHS OF ALL BANK STATEMENTS AND NEW MORTGAGE STATEMENTS AND/OR RETIREMENT PENSION FUNDS.

INCLUDING DOCUMENTATIONS IN SUPPORT OF THE RESPONDENT'S RESPONSES ~~XXXX~~ ~~XXXXXX~~

SHE CURRENTLY RECEIVES FOR EACH RENTAL PROPERTY.

FURTHER RESPONDENT'S HAS BEEN UNNECESSARY DELAYED BY THE DIRECTOR ISHAM OF THE CINCINNATI METROPOLITAN HOUSING AUTHORITY DIVISION OF SECTION (8) TO MAKE AN INSPECTION, AND TAKE PHOTOGRAPHIC COPIES PERTAINING TO THE FORMER LEASE/TENANTS RECORD OF DOCUMENTS FILES IN POSSESSION AND CUSTODY CONTROL OF (C.M.H.A) DEPARTMENT.

IN THE INSTANT CASE, THE RESPONDENT VINNIE WILSON HAS ATTEMPTED UN-SUCCESSFULLY ON THREE (3) OCCASIONS REQUESTED THE CINCINNATI METROPOLITAN HOUSING AUTHORITY SECTION (8) OFFICE DIRECTOR LISA ISHAM TO AFFORD (HER) AN OPPORTUNITY APPOINTMENT DATE TO MAKE A COPY OF PHOTOGRAPHIC OF (1) CONTRACT LEASE AGREEMENTS, (2) COPY OF DOCUMENT STATEMENTS SIGNED BY THE EXPERT HOUSING SPECIALIST APPROVEMENT, AND/OR ATTACHED WARNING STATEMENTS FOR LEAD BASED PAINT DOCUMENT SERVED ON THE FOLLOWING NAMED PERSONS FORMER TENANTS.

SEE: ATTACHED LIST OF FORMER LEASEE WHO RESIDED AT THE RESPONDENT'S TEN (10) RESIDENTIAL UNIT HOUSING DWELLING PROPERTIES LOCATIONS AT CINCINNATI OHIO.

SEE: ALSO: ATTACHED REQUEST DOCUMENT MESSAGE FORM TO LISA ISHAM, DIRECTOR OF THE CINCINNATI METROPOLITAN HOUSING AUTHORITY SECTION (8) DIVISION

(4.)

ENQUIRING A THIRD TIME TO INSPECT AND MAKE PHOTOGRAPHIC COPIES OF THE SPECIFIED DOCUMENTS BEHIND LIMITS OF SAID RESPONDENTS POSSESSION, CONTROL AND CUSTODY.

SEE: ATTACHED LIST OF FORMER NAMED TENANTS REQUEST FOR DISCOVERY OF DOCUMENTS, (TANGIBLE EVIDENCE) WHICH RESPONDENTS ~~WENT~~ TO FILE A MOTION FOR SUPPLEMENTAL RESPONSES BEFORE SUBMITTING THE RESPONDENTS PRE HEARING EXCHANGE, INCLUDING ANY DIRECT AND/OR REBUTTAL EVIDENCE.

WHEREFORE, FOR THE FOREGOING SUBSTANTIAL REASONS INVOLVED HEREIN THE SAID RESPONDENTS RESPECTFULLY REQUESTS THAT THE HONORABLE SUSAN L. BIRD, CHIEF ADMINISTRATIVE LAW JUDGE FOR AN ORDER OF ENTRY, GRANTING SAID RESPONDENTS VENNIE WILSON AN ADDITIONAL SIXTY (60) DAYS, IN WHICH TO SUBMIT RESPONDENTS RESPONSE TO THE PRE-HEARING EXCHANGE WHICH DUE ON THE DATE OF FEBRUARY 8th 2016.

ALTERNATIVELY, RESPONDENTS PRAY UPON HER PLEA OF INSTANTER FOR AN ADDITIONAL (60) DAYS, IN WHICH TO OBTAIN FAVORABLE EVIDENCE TO FULLY PRESENT HER DEFENSE CLAIM OF CONTRIBUTORY NEGLIGENCE AND LACK OF KNOWLEDGE THE NAME OF EXPERT WITNESS AND DOCUMENTS SIGNED BY C. M. H, A SECTION (8) HOUSING SPECIALIST ACCORDING TO THE LAW.

Page (8)

PLEASE KEEP THE TOP COPY AS YOUR RECEIPT

2009 OCT 27 PM 2:42



No 234671

Customers,
To drop off documents,
Please...

- 1. Answer the questions below. Please print.
- 2. Attach copies of each document to this form.
- 3. Sign, date and hand this form to the receptionist to date stamp.
- 4. **TAKE THE TOP COPY AS YOUR RECEIPT.**

Name: Vinnie Wilson
 Address: P.O. Box 317639 Cinti., OH 45231
 Social Security Number: _____
 Telephone Number: 931-9369
 Director
 Specialist Name: Ms. ISHAM

Area of the agency these documents should go to:

- Housing Choice Voucher Program (HCV)
- Leasing Department
- My Management Office _____
- Other: _____

Today's Date 10/27/09

(If you do not know whom your Specialist is, leave blank.)

THE DOCUMENTS YOU ARE DROPPING OFF CONCERN:

- You and your family:**
- Social Security Cards(s) How many? _____
 - Photo Identification(s) How many? _____
 - Birth Certificate(s) How many? _____
 - Passport(s) How many? _____
 - Police Report(s) How many? _____
 - Fingerprints w/Money Order _____
 - Immigration Documents How many? _____

- Income Information:**
- Employment Verification Form
 - Income Verification Form
 - Paycheck Stub(s) How many? _____
 - Award Letter from Social Security, Veterans, TANF or Insurance
 - Bank statement How many? _____
 - Employment Termination Letter from your employer.
It should state why your job ended, date your job ended, and amount of your last paycheck.

- Residency:**
- Household verification
 - Landlord statement
 - Rent receipt
 - Mortgage statement
 - Change of Address
 - Lease Agreement

- You and your family's health:**
- Physician's statement
 - Pregnancy statement
 - Statement of disability
 - Pharmacy printout
 - Spend down printout
- Child Support:**
- Child support printout

- Childcare:**
- School schedule or letter from school
 - Work schedule or letter from your employer
 - Childcare Form

- Miscellaneous:**
- Divorce Decree
 - Marriage License
 - Report of Change Form/Interim Form

Other (please list): _____

*See Attach
 ment*
*Document
 Request
 For Present +
 Former
 Tenant's NAMES*

PLEASE KEEP THE TOP COPY AS YOUR RECEIPT



HOUSING CHOICE VOUCHER (HCV) PROGRAM

YOU HAVE A MESSAGE

For CMHA
 Staff Member: MS ISHAM (LISA) SEC. 8 DIRECTOR
 Client Name: MS WINNIE WILSON
 Social Security #: _____
 Telephone: 513 931 9369 OR 616 2510

2010 FEB - 4 PM 2:52

Message: I RESPECTFULLY REQUEST AN APPOINTMENT TO MAKE COPIES OF FILED RECORDS CONCERNING THE FOLLOWING ATTEST NAMED PERSON TENANTS. I HAVE A CASE PENDING BEFORE THE CHIEF ADMINISTRATOR LAW JUDGE WASHINGTON D.C. I MADE SEVERAL ATTEMPTS TO OBTAIN THESE DOCUMENTS FROM YOUR OFFICE. I HAVE (30) TO FILE A MOTION FOR AN EXTENSION OF TIME IN WHICH TO MAKE A RESPONSIVE ANSWER FOR A PRE HEARING EXCHANGE CASE DOCKET NO. T.S.C.A 05-2008-2019-
 Signature: _____ Date: _____

I REQUEST TO SEE YOU AS SOON POSSIBLE, (IMMEDIATELY) BEFORE 2-6-2010 SEE: ATTESTED NAME PERSONS AND DOCUMENT INSPECTION REQUESTED ON OCTOBER 27, 2009. NO. 234871

Winnie Wilson 2/4/2010
 WINNIE WILSON

(1) TABITHA DORNAL
2636 FENTON AVE.
CINCINNATI, OHIO 45211
DATE: 6-08-06.

(2) DONYA JACKSON
2639 FENTON AVE.
CINCINNATI, OHIO 45211
DATE: 2/6/06

(3) HELEN JORDAN
2605 FENTON AVE.
CINCINNATI, OHIO 45211
DATE: 3/3/06

(4) KENDRA FRENCH Pg 9
2637 FENTON AVE.
CINCINNATI, OHIO 45211
DATE: 2/27/07

(5) BAINES JACKSON
1530 KENNEY AVE.
CINCINNATI, OHIO 45211
DATE: 8/1/05

(6) ANTOINETTE C. McCRARY
3341 MCHENRY AVE.
CINCINNATI, OHIO 45211
DATE: 11/1/06

(7) SHONNA WASHINGTON
8750 VENUS DRIVE.
CINCINNATI, OHIO 45211
DATE: 1/1/07

(CASE NO.) DOCKET: T.S. CA 05-
2008-0019 AND (CMT 4) 234671 DOCUMENTS
ENVIRONMENT PROTECTION AGENCY WASHINGTON DC IMAGE TYPE QUAS

CONTINUED

(8) JAMES AND EVA FARMER
4537 LUCERNE AVENUE (APT 2)
CINCINNATI, OHIO
DATE: 9/1/05

(9) STEPHANIE HARRIS
1815 CLARION AVENUE
CINCINNATI, OHIO
DATE: 11/3/07

(10) BRENDA BEARD
711 MARION RD
CINCINNATI, OHIO 45215
DATE: 2/1/06.

Vinnie Wilson
931-9369

SEE EXHIBITS

(8)



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

NOV 03 2009

Ms. Vinnie Wilson
7923 Rambler Place
Cincinnati, Ohio 45231

P.O. Box 317639
Cincinnati, Ohio 45231

REPLY TO THE ATTENTION OF:

Re: In the Matter of Vinnie Wilson
Docket No. TSCA-05-2008-0019

Dear Ms. Wilson:

Thank you for the documents you have provided regarding your ability to pay. In reviewing them, we had a few questions. You stated to have just under \$6000 per month of rental income, with a notation that it fluctuates. However, on your 2008 tax returns you reported an average of \$8350 per month of rental income. You also had approximately \$13,500 in deposits between 2 accounts in June 2009. You did not report having mortgages on the rental properties, but you deducted interest for them on your 1040s. Conversely, you claimed to have a \$70,000 mortgage on your principal residence but did not itemize deductions in 2008. Lastly, you claim to be receiving a pension income, but you do not identify the source of the funds. In order to answer these questions and complete our review of your finances, we would request the following additional documents.

* the last 6 months of all bank statements and an itemized listing of monthly rents that you currently receives for each rental property, noting which ones are vacant.

* the most recent mortgage statements for all of the rental properties plus your principal residence, if you have mortgage statement for your residence.

* documentation on any retirement/pension funds that you hold or an explanation of the source of the monthly pension income that you stated you receive.

If you have any questions, please call Estrella Calvo at (312) 353-8931 or myself at (312) 886-5114. Thank you for your prompt attention to this matter.

Sincerely,

Peter Felitti
Assistant Regional Counsel

cc. Estrella Calvo, LC-8J

(9)

IN THE UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.

IN THE MATTERS OF
MARDAPH II L.L.C.
MARDAPH III L.L.C.
AND/OR VINNIE WILSON
RESPONDENT'S, ET. AL.

STATE OF OHIO
HAMILTON COUNTY

DOCKET CASE NUMBER
T.S.C.A. D5-2005-0019
SWORN AFFIDAVIT
STATEMENTS PROOF OF
VERIFICATION AND/OR
DOCUMENTS OF GENUINNESS
MATERIAL EVIDENCE
ATTACHED APPENDIX EXHIBITS

SSB

"IN REPORT"
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REGIONAL HEARING CLERK
REGION 5

I, VINNIE WILSON, SAID UNDER SIGNED
AFFIANT AFTER BEING FIRST DULY SWORN TO AND
CAUTIONED ACCORDING TO THE LAW, DEPOSES, AND
STATES, THAT I AM THE RESPONDENT NAMED IN THE
ABOVE CITED CASE NUMBER, INCLUDING THE MOTION
FOR AN ADDITIONAL EXTENSION OF TIME, I FURTHER
RESPECTFULLY STATES THAT UNDER SAID PENALTIES OF
PERJURY, SAYS THAT ALL OF THE STATEMENTS, INFORM-
ATION, AND FACTS, AND/OR MATERIAL DOCUMENTS EXHIBITS
ATTACHED SWORN AFFIDAVIT OF VERIFICATION, PROOF WHICH
ARE GENUINNESS OF DOCUMENTS AND TRUE AUTHENTIC
AND/OR ACCURATE TO THE VERY BEST OF MY KNOWLEDGE,
OR BELIEF, AS I TRULY BELIEVES THEM TO BE,
AS I VERIFY ACCORDING TO THE LAW.
AFFIANT FURTHER SAYS THAT NAUGH?

X / s / JS
VINNIE WILSON
UNDER SIGNED AFFIANT

SWORN TO AND SUBSCRIBED BEFORE ME, A NOTARY PUBLIC,
IN MY PRESENCE ON THIS 5th DAY OF February 2010.



Brenda D. Sturdivant
Notary Public, State of Ohio
My Commission Expires
September 3, 2012
Brenda D Sturdivant

CERTIFICATE OF SERVICE

I, VINNIE WILSON SAID UNDER SIGNED RESPONDENT HEREBY CERTIFY THAT THE ORIGINAL COPY OF THE FORE GOING MOTION FOR ADDITIONAL EXTENSION OF TIME WAS SERVED ON THE REGIONAL HEARING CLERK, U.S. E.P.A. REGION (5) AND THAT ALL ATTACHMENT ARE TRUE AND CORRECT OR ACCURATE COPY ~~OF~~ SAME WAS SERVED ON THE ADMINISTRATIVE LAW JUDGE BY FIRST CLASS U.S. CERTIFIED MAIL SERVICE ON THE DATE OF 2/5/ 2010 AND SAID COPIES WAS SENT TO THE FOLLOWING U.S. EPA OFFICIALS BY DELIVERY BY FIRST CLASS MAIL POSTAGES.

(1) THE HONORABLE SUSAN L. BIRD CHIEF ADMINISTRATIVE LAW JUDGES (CHIEF) U.S. E.P.A. MAIL CODE 1900 L. 1200 PENNSYLVANIA AVE, N.W. WASHINGTON, D.C. 20460-2001.

(2) TWO (2) COPIES WAS SENT TO THE REGIONAL CLERK U.S. E.P.A. REGION (5) E 19-0) 77 WEST JACKSON BOULEVARD, CHICAGO, ILLINOIS 60604-3590.

(3) C10- PETER FELITTI U.S. E.P.A. REGION 5 (E) 14-5 ASSISTANT REGIONAL COUNSEL OFFICE, 77 WEST JACKSON BOULEVARD, CHICAGO, ILLINOIS, 60604 3590.

RECEIVED

FEB 09 2010

REGIONAL HEARING CLERK
USEPA
REGION 5

Dated 2/5/2010 Vinnie Wilson
BY VINNIE WILSON
7923 RAMBLER PLACE
CINCINNATI, OHIO 45231
PHONE 513 616 2510