

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5

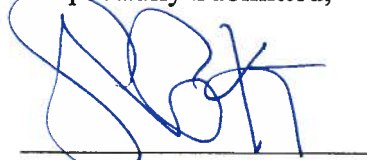
In the Matter of:) Docket No. TSCA-05-2008-0009
)
KANARIO OKOROAFU)
GRAND RAPIDS, MICHIGAN) Proceeding to Assess a Civil Penalty
) Under Section 16(a) of the Toxic
) Substances Control Act,
) 15 U.S.C. 2615(a)
Respondent.)

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NOTICE OF WITHDRAWAL OF COMPLAINT WITHOUT PREJUDICE

Section 22.14(d) of the “Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and Revocation/Termination or Suspension of Permits” (Consolidated Rules), 40 C.F.R. § 22.14(d) provides that “the complainant may withdraw the complaint, or any part thereof, without prejudice one time before the answer has been filed.” EPA filed its Complaint against Kanario Okoroafo on April 7, 2008. Respondent has not filed an Answer. Pursuant to 40 C.F.R. § 22.14(d), Complainant is withdrawing the Complaint filed in the above-captioned matter without prejudice.

Respectfully Submitted,



Steven P. Kaiser
Associate Regional Counsel
U.S. EPA Region 5
77 West Jackson Blvd. (C-14J)
Chicago, Illinois 60604
(312) 353-3804

Date: 03.03.11

CERTIFICATE OF SERVICE

I certify that on March 3, 2011, I hand-delivered the original and one copy of Complainant's Notice of Withdrawal of Complaint without Prejudice to:

Regional Hearing Clerk
U.S. EPA Region 5
77 West Jackson Boulevard (E-13J)
Chicago, Illinois 60604

I further certify that on that date, I arranged for a file-stamped copy of Complainant's Notice of Withdrawal of Complaint without Prejudice to be sent via certified mail, return receipt requested, to the Respondent by placement of it in the custody of the United States Postal Service, addressed to:

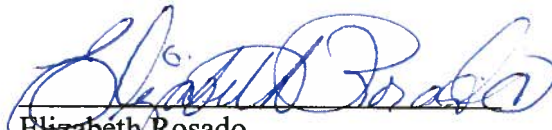
Mr. Kanario Okoroafo
632 Pleasant Street SE
Grand Rapids, MI 49503

I further certify that I hand-delivered a file-stamped copy of the same to:

Marcy Toney
Regional Judicial Officer
U.S. EPA Region 5 (C-14J)
77 West Jackson Boulevard
Chicago, Illinois 60604

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Dated: March 3, 2011


Elizabeth Rosado
Administrative Assistant