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UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

In the Matter of )  
 )  
EDWARD L. MURRAY, JR. ) Docket No. TSCA-05-2007-0013  
 )  
Respondent )

**COMPLAINANT, U.S. EPA'S WITHDRAWAL OF ITS MOTION FOR DEFAULT  
JUDGMENT**

The United States Environmental Protection Agency, Region 5 (U.S. EPA or Complainant) respectfully submits the following Withdrawal of its Motion for Default Judgment as requested in Complainant's response to Respondent's Motion for a Second Enlargement of Time to File a Consent Agreement and Final Order:

1. On July 1, 2008, Respondent filed comments on the draft Consent Order and Final Agreement (CAFO).
2. On July 10, 2008, Complainant responded to the draft comments.
3. On July 10, 2008, Complainant received Respondent's Prehearing Exchange.
4. U.S. EPA expects that the parties in this matter will be able to reach a settlement and to finalize the CAFO.
5. For these reasons, Complainant requests that the Presiding Judge withdraw U.S.

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EPA's Motion for Default Judgment as set forth in U.S. EPA's response to Respondent's Motion for a Second Enlargement of Time to File a Consent Agreement and Final Order.

Respectfully submitted,

U.S. Environmental Protection Agency

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In the Matter of Edward L. Murray, Jr.  
Docket No. TSCA-05-2007-0013

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CERTIFICATE OF SERVICE

I hereby certify that on the 10th day of July, 2008, I filed the original and one copy of U.S. EPA's Withdrawal of its Motion for Default Judgment with Sonja Brooks-Woodard, Regional Hearing Clerk, U.S. EPA Region 5, 77 West Jackson Blvd., Chicago, Illinois 60604, and placed a copy for pickup to be mailed by Pouch Mail and facsimile to:

Chief Judge Susan L. Biro  
Office of the Administrative Law Judges  
U.S. Environmental Protection Agency  
Mail Code 1900L  
1200 Pennsylvania Avenue, N.W.  
Washington, D.C. 20460-2001

and placed a copy for pickup to be mailed by certified mail, certified receipt number \_\_\_\_\_, and facsimile to:

Robert W. Hash, Esquire  
Duffin & Hash, LLP  
251 E. Ohio Street  
Suite 900  
Indianapolis, IN 46204

  
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Cynthia A. King  
Associate Regional Counsel