



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 1
5 POST OFFICE SQUARE, SUITE 100
BOSTON, MA 02109-3912

December 14, 2018

VIA HAND DELIVERY

Wanda I. Santiago
Regional Hearing Clerk
U.S. EPA, Region 1
5 Post Office Square, Suite 100
Boston, Massachusetts 02109-3912

Re: In the Matter of: Bedoukian Research, Inc., Docket No. RCRA-01-2018-0063

Dear Ms. Santiago:

Please find attached a copy of a Notice of Withdrawal of Complaint Without Prejudice ("Notice of Withdrawal") in the above-captioned case, which had been filed by EPA Region 1 on September 28, 2018.

Sincerely,

A handwritten signature in blue ink, appearing to read "S. Viggiani", with a horizontal line extending to the right.

Steven J. Viggiani
Senior Enforcement Counsel
EPA Region 1

Attachment

cc: Aaron H. Goldberg
Counsel for Respondent

Toll Free • 1-888-372-7341

Internet Address (URL) • <http://www.epa.gov/region1>

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**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 1**

In the Matter of:)	
)	
Bedoukian Research, Inc.)	Docket No. RCRA-01-2018-0063
21 Finance Drive)	
Danbury, Connecticut 06810)	
)	NOTICE OF WITHDRAWAL OF
Proceeding under Section 3008(a))	COMPLAINT WITHOUT PREJUDICE
of the Resource Conservation and)	
Recovery Act, 42 U.S.C. § 6928(a))	

NOTICE OF WITHDRAWAL OF COMPLAINT WITHOUT PREJUDICE


1. On September 28, 2018, the United States Environmental Protection Agency (“EPA”), Region 1 (“Complainant”) filed a Complaint, Compliance Order, and Notice of Opportunity for Hearing (“Complaint”) in the above-captioned action, pursuant to Section 3008(a) of the Resource Conservation and Recovery Act (“RCRA”), 42 U.S.C. §6928(a), and the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation or Suspension of Permits (“Consolidated Rules”), 40 C.F.R. Part 22.
2. The Complaint alleged that Bedoukian Research, Inc. (“Bedoukian” or “Respondent”) had violated RCRA, 42 U.S.C. §§ 6921-6939e, and federal and state hazardous waste regulations promulgated or authorized pursuant to RCRA.
3. The Notice of Opportunity for Hearing section of this Complaint described Respondent’s option to file an Answer to this Complaint and to request a formal hearing.
4. Complainant and Respondent held a settlement conference to discuss this enforcement action on October 31, 2018.

5. On October 26, 2018, and November 28, 2018, Respondent made unopposed motions for an extension of time to file Respondent's Answer to the Complaint. These motions were granted by the Regional Judicial Officer on October 31, 2018, and November 29, 2018, respectively. As a result, Respondent has until January 31, 2019 to file an Answer to the Complaint.

6. To date, Respondent has not filed an Answer to the Complaint.

7. As provided by the Consolidated Rules at 40 C.F.R § 22.14(d), Complainant may withdraw the Complaint, or any part thereof, without prejudice before the Answer is filed.

8. Complainant hereby gives notice that it is withdrawing the Complaint in this case without prejudice.



Steven J. Viggiani
Senior Enforcement Counsel
U.S. EPA, Region 1

12/14/18
Date

In the Matter of Bedoukian Research, Inc., Docket No. RCRA-01-2018-0063
Certificate of Service

CERTIFICATE OF SERVICE


I certify that I hand-delivered to the office of the Regional Hearing Clerk of EPA Region 1 the original and one copy of the Notice of Withdrawal of Complaint Without Prejudice (“Notice of Withdrawal”) in the above-captioned case, together with a cover letter, and arranged to send a copy of the Notice of Withdrawal and letter via email and certified mail to Respondent’s counsel at the address set forth below:

VIA HAND-DELIVERY
(ORIGINAL AND ONE COPY):

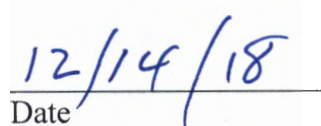
Wanda I. Santiago
Regional Hearing Clerk
U.S. EPA, Region 1
5 Post Office Square, Suite 100
Boston, Massachusetts 02109-3912

VIA EMAIL AND CERTIFIED MAIL,
RETURN RECEIPT REQUESTED:

Aaron H. Goldberg
Beveridge & Diamond, P.C.
1350 I Street, NW, Suite 700
Washington, DC 20005
AGoldberg@bdlaw.com



Steven J. Viggiani
Senior Enforcement Counsel
U.S. EPA, Region 1



Date