

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5

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In the Matter of:)
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) Docket No. EPCRA-05-2011-0002
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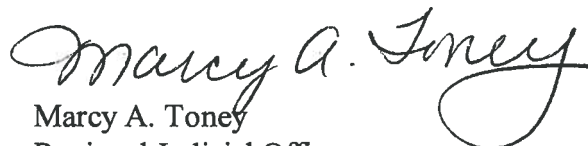
REPORT OF TELEPHONE CONFERENCE

A telephone conference was held in this matter on January 4, 2011, and continued to January 10, 2011. At issue was Respondent's motion for extension of time to file its answer as well as the proper identity of the respondent named in this matter.

On today's call, Counsel for Complainant reported that "AAF-McQuay Inc." is in fact the corporate entity who should have been named as the Respondent in this matter. "McQuay International" is, according to counsel, not a separate legal entity but a division of "AAF-McQuay Inc." Counsel for Complainant stated that she intends to withdraw the Complaint in this matter pursuant to 40 C.F.R. 22.14(c). Given that the parties have reached a resolution of this case, counsel for Complainant further represented that she expects to file a combined complaint and consent agreement and final order pursuant to 40 C.F.R. 22.18(b)(2).

Counsel for Respondent concurred in this report and withdrew Respondent's motion for extension of time to file its answer.

Dated: January 10, 2011


Marcy A. Toney
Regional Judicial Officer

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In the Matter of McQuay International
Docket No. EPCRA-05-2011-0002

CERTIFICATE OF SERVICE

I certify that the foregoing Report of Telephone Conference, dated January 10, 2011, was sent this day in the following manner:

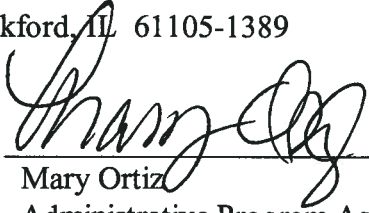
Original hand delivered to: Regional Hearing Clerk
U.S. Environmental Protection
Agency, Region 5
77 West Jackson Boulevard
Chicago, IL 60604-3590

Copy hand delivered to Attorney for Complainant: Tamara Carnovsky
U. S. Environmental Protection
Agency, Region 5
Office of Regional Counsel
77 West Jackson Boulevard
Chicago, IL 60604-3590

Copy by U.S. Mail First Class to: Daniel W. McGrath
Hinshaw & Culbertson, LLP
222 North La Salle St., Ste. 300
Chicago, IL 60601-1081

Charles F. Helsten
Nicola A. Nelson
Hinshaw & Culbertson LLP
100 Park Avenue
P.O. Box 1389
Rockford, IL 61105-1389

Dated: 1/10/2011

By: 
Mary Ortiz
Administrative Program Assistant