



August 13, 2024 @ 11:34 am
USEPA – Region II
Regional Hearing Clerk

REGION 2

NEW YORK, N.Y. 10007

VIA OVERNIGHT MAIL, SIGNATURE REQUESTED

Edgar Muñoz
Luna Builders, LLC
607 Sayre Street
Neptune, NJ 07753

and

Edgar Muñoz
Luna Builders, LLC
1509 Rustic Drive, Apt 7
Ocean, NJ 07712

RE: In the Matter of Luna Builders
Docket No. TSCA-02-2024-9173

Dear Mr. Muñoz:

Enclosed is a Complaint and Notice of Opportunity for Hearing (the "Complaint") and related documents in the above-referenced proceeding. This Complaint alleges violations of the Toxic Substances Control Act (TSCA), Section 402, and regulations promulgated pursuant to TSCA set forth at 40 C.F.R. Part 745, Subparts E and L.

You have the right to a formal hearing to contest any of the allegations in the Complaint.

If you wish to contest the allegations in the Complaint and/or contest the assessment of a penalty for the alleged violations, you must file an Answer within thirty (30) days of your receipt of the enclosed Complaint to the Environmental Protection Agency's (EPA's) Regional Hearing Clerk at the following address:

Regional Hearing Clerk
U.S. Environmental Protection Agency, Region 2
290 Broadway, 17th Floor
New York, New York 10007-1866
Maples.Karen@epa.gov

If you do not file an Answer within thirty (30) days of receipt of this Complaint and have not obtained a formal extension for filing an Answer from the Regional Judicial Officer, a default order may be entered against you.

Whether or not you request a formal hearing, you may request an informal conference with EPA to discuss any issue relating to the alleged violations. EPA encourages all parties against whom it files a Complaint to pursue the possibility of settlement and to have an informal conference with EPA. However, a request for an informal conference does not substitute for a written Answer, affect what you may choose to say in an Answer, or extend the thirty (30) days by which you must file an Answer requesting a hearing.

Enclosed is a copy of the "Consolidated Rules of Practice" (CROP), which govern this proceeding and are codified at 40 C.F.R. Part 22 (Amended May 22, 2017). CROP can also be found at <https://www.ecfr.gov/current/title-40/chapter-I/subchapter-A/part-22?toc=1>. Also enclosed is a copy of a standing order from the EPA Region 2 Regional Judicial Officer authorizing an electronic system for filing and serving documents electronically in proceedings governed by CROP.

If you have any questions or wish to schedule an informal settlement conference, please contact Assistant Regional Counsel Lauren Charney at Charney.Lauren@epa.gov or 212-637-3181.

Sincerely yours,

Kathleen Anderson, Director
Enforcement and Compliance Assurance Division

Enclosures
cc: Karen Maples, Regional Hearing Clerk (w/o enclosures)