



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 1
5 Post Office Square, Suite 100
Boston, MA 02109-3912

February 28, 2012

Wanda Santiago
Regional Hearing Clerk
U.S. Environmental Protection Agency - Region 1
5 Post Office Square, Suite 100
Boston, MA 02109-3912

BY HAND

Re: In the Matter of Munce's Superior Petroleum Products, Inc. and Munce's Superior, Inc.
Docket No. CWA-01-2010-0040

Dear Ms. Santiago:

Enclosed for filing in the above-referenced case is the original and one copy of two attachments (a June 21, 2010 email message and a June 21, 2010 letter from EPA to Robert Daniel, at the NH DES) that were inadvertently omitted from the *Complainant's Response To Presiding Officer's Order To Clarify And Supplement The Record* and *Complainant's Response To Respondents' Suggestion Of Bankruptcy And Response To The Order To Clarify And Supplement The Record* filed on February 23, 2012.

Sincerely,

A handwritten signature in black ink, appearing to read "Tonia Bandrowicz".

Tonia Bandrowicz
Senior Enforcement Counsel

Enclosure

cc:

LeAnn Jensen, Acting Regional Judicial Officer
Robert J. Keach, Esq.
Jessica A. Lewis, Esq.

**In the Matter of Munce's Superior Petroleum Products, Inc.,
and Munce's Superior, Inc.
CWA-01-2010-0040**

CERTIFICATE OF SERVICE

I certify that the foregoing letter and two attachments to *Complainant's Response To Presiding Officer's Order To Clarify And Supplement The Record* and *Complainant's Response To Respondents' Suggestion Of Bankruptcy And Response To The Order To Clarify And Supplement The Record* was sent to the following persons:

Original and one copy
hand-delivered:

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

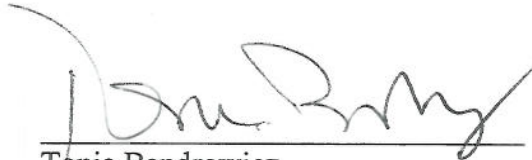
Copy hand-delivered:

LeAnn Jensen,
Acting Regional Judicial Officer
U.S. EPA - Region I
5 Post Office Square, Suite 100
Boston, MA 02109-3912

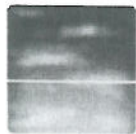
Copy by certified mail,
return receipt requested:

Robert J. Keach, Esq.
Jessica A. Lewis, Esq.
Bernstein Shur Swayer & Nelson, P.A.
100 Middle Street, P.O. Box 9729
Portland, Maine 04104-5029

Dated: 2/28/12



Tonia Bandrowicz
U.S. EPA - Region I
5 Post Office Square, Suite 100
Boston, MA 02109-3912



Notification of EPA Penalty Action against Munces Superior , Inc., Gorham,
NH

Toni Bandrowicz to: robert.daniel, leslie.w.clayborne

06/21/2010 02:32 PM

FYI



Munces Joint state CG letter.doc

Tonia Bandrowicz
Senior Enforcement Counsel
Office of Environmental Stewardship
U.S. Environmental Protection Agency
5 Post Office Sq. Suite 100
Mail Code OES 04-3
Boston, MA 02109-3912
617-918-1734
617-918-1809 (FAX)
bandrowicz.toni@epa.gov

Please Save Paper - Print Only If Necessary!



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 1
5 Post Office Square, Suite 100
Boston, MA 02109-3912

June 21, 2010

Robert Daniel
New Hampshire Department of Environmental Protection
P.O. Box 95,
29 Hazen Drive
Concord, New Hampshire 03302-0095
robert.daniel@des.nh.gov

Via email

CDR Wayne Clayborne
First Coast Guard District
Captain John Foster Williams Building
408 Atlantic Avenue
Boston, MA 02210-2209
leslie.w.clayborne@uscg.mil

Via email

Re: Notice of Issuance of Clean Water Act Administrative Penalty Complaint to
Munce's Superior, Inc. and Munce's Superior Petroleum Products, Inc., 620 Main
Street, Gorham, New Hampshire 03581
EPA Docket No. CWA-01-2010-0040

Dear Mr. Daniel and Commander Clayborne:

This is to inform you that the U.S. Environmental Protection Agency, Region I, has initiated today an administrative civil penalty action against Munce's Superior, Inc. and Munce's Superior Petroleum Products, Inc., of 620 Main Street, Gorham, New Hampshire for having failed to prepare and fully implement Spill Prevention Control and Countermeasure ("SPCC") plans in violation of Section 311(j) of the Clean Water Act ("CWA"), 33 U.S.C. § 1321(j), and 40 C.F.R. part 112.

If you have any questions regarding this action, please contact Alex Sherrin, On-Scene Coordinator, at (617) 918-1252 or legal questions may be directed to me at (617) 918-1734.

Sincerely,

Tonia Bandrowicz
Senior Enforcement Counsel

cc: Alex Sherrin, OSC, EPA, Region 1 (via email)
Mark Juranty, NH DEP (via email)
LTJG Moser, USCG (via email)