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U.S. ENVIRONMENTAL  
PROTECTION AGENCY-REG-31  
2009 SEP 30 PM 2:51  
REGIONAL HEARING  
CLERK  
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September 25, 2009

***VIA REGULAR MAIL AND EMAIL/PDF***

Helen Ferrara  
Regional Judicial Officer  
US EPA, 290 Broadway, 16th Floor  
New York, NY 10007-1866

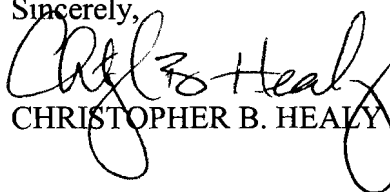
**RE: Supreme Asset Management & Recovery  
Docket Number RCRA-02-2009-71**

Dear Ms. Ferrara:

Enclosed please find the Answer of Supreme Asset Management & Recovery ("SAMR") to the Complaint, Compliance Order and Notice of Opportunity For Hearing (the "Complaint") issued by the United States Environmental Protection Agency ("EPA") under Section 3008 of the Solid Waste Disposal Act, as amended.

Thank you and feel free to call with any questions.

Sincerely,

  
CHRISTOPHER B. HEALY

cc: Karen Maples, Regional Hearing Clerk (via regular mail)  
Lee Spielmann (via email)  
Abdool Jabar (via email)  
Mitchell Runko (via email)

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U.S. ENVIRONMENTAL  
PROTECTION AGENCY-REG. IIC  
2009 SEP 30 PH 2: 51  
REGIONAL HEARING  
CLERK

IN THE MATTER OF:

SUPREME ASSET MANAGEMENT &  
RECOVERY INC.

Respondents.

Proceeding under Section 3008 of the Solid  
Waste Disposal Act, as amended.

DOCKET NO. RCRA-02-2009-7106

**ANSWER OF SUPREME ASSET  
MANAGEMENT & RECOVERY, INC. TO  
COMPLAINT, COMPLIANCE ORDER,  
AND NOTICE OF OPPORTUNITY FOR  
HEARING**

Supreme Asset Management & Recovery, Inc. ("SAMR" or "Respondent") by way of response to the Complaint, Compliance Order and Notice of Opportunity For Hearing issued by the United States Environmental Protection Agency ("EPA") under Section 3008 of the Solid Waste Disposal Act, as amended, states as follows:

**JURISDICTIONAL AND BACKGROUND LEGAL ALLEGATIONS**

1. Not contested that the administrative proceeding commenced pursuant to Section 3008(a) of RCRA, 42 U.S.C. 6928(a). SAMR contests that it has violated the requirements of Subchapter III of RCRA, 42 U.S.C. 6921-6939(e).

2. Not contested.

3. Not contested.

4. Not contested.

5. Not contested.

6. Not contested.

**RESPONDENT'S AND FACILITIES BACKGROUND**

7. Not Contested.

8. Not Contested.

9. Not Contested.

10. Not Contested.

11. Not contested.

12. Not Contested.

13. Not Contested.

14. Not Contested.

15. Not Contested.

16. Not Contested.

17. Not Contested.

18. Not Contested.

19. Contested. SAMR transfers title to CRTs at its facility in Lakewood, New Jersey

to customers for reuse. All arrangements thereafter are the responsibility of the customer.

20. Contested. SAMR does not operate and never has operated a hazardous waste facility.

**COUNT I: ILLEGAL EXPORT OF HAZARDOUS WASTE**

21. This paragraph does not call for a response.

22. Not contested.

23. Not contested.

24. Not contested.

25. Contested. SAMR transfers title to CRTs at its facility in Lakewood, New Jersey to customers for reuse. All arrangements thereafter are the responsibility of the customer.

26. Contested. As set forth in SAMR's 3007 Response of November 21, 2008, all CRT monitors were sold for reuse.

27. Contested. SAMR transfers title to CRTs at its facility in Lakewood, New Jersey to customers for reuse. All arrangements thereafter are the responsibility of the customer.

28. Contested. Supreme transfers title to CRTs at its facility in Lakewood, New Jersey to customers for reuse.

29. Contested. The CRT monitors are universal waste.

30. Contested. SAMR transfers title to CRTs at its facility in Lakewood, New Jersey to customers for reuse. All arrangements thereafter are the responsibility of the customer.

31. (a) Contested. SAMR transfers title to CRTs at its facility in Lakewood, New Jersey to customers for reuse. All arrangements thereafter are the responsibility of the customer.

(b) Contested. SAMR transfers title to CRTs at its facility in Lakewood, New Jersey to customers for reuse. All arrangements thereafter are the responsibility of the customer.

32. (a) Contested. SAMR transfers title to CRTs at its facility in Lakewood, New Jersey to customers for reuse. All arrangements thereafter are the responsibility of the customer.

(b) Contested. SAMR transfers title to CRTs at its facility in Lakewood, New Jersey to customers for reuse. All arrangements thereafter are the responsibility of the customer.

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33. Contested. SAMR transfers title to CRTs at its facility in Lakewood, New Jersey to customers for reuse. All arrangements thereafter are the responsibility of the customer.

34. Contested. SAMR transfers title to CRTs at its facility in Lakewood, New Jersey to customers for reuse. All arrangements thereafter are the responsibility of the customer.

35. Contested. SAMR transfers title to CRTs at its facility in Lakewood, New Jersey to customers for reuse. All arrangements thereafter are the responsibility of the customer.

36. Not contested.

**COUNT II: ILLEGAL EXPORT OF HAZARDOUS WASTE**

37. This paragraph does not call for a response.

38. Not contested.

39. Contested. SAMR transfers title to CRTs at its facility in Lakewood, New Jersey to customers for reuse. All arrangements thereafter are the responsibility of the customer.

40. Contested. SAMR does not contest that the CRTs were intended for reuse; however, it does contest the characterization that such CRTs were “exported.”

41. Contested. SAMR transfers title to CRTs at its facility in Lakewood, New Jersey to customers for reuse. All arrangements thereafter are the responsibility of the customer.

42. Contested. SAMR transfers title to CRTs at its facility in Lakewood, New Jersey to customers for reuse. All arrangements thereafter are the responsibility of the customer.

43. Not contested that SAMR never notified EPA. SAMR contests the characterization that CRTs were exported. SAMR transfers title to CRTs at its facility in Lakewood, New Jersey to customers for reuse. All arrangements thereafter are the responsibility of the customer.

- 59. Not contested.
- 60. Contested. See response to Paragraph 57.
- 61. Not contested.

**COMPLIANCE ORDER**

SAMR does not export CRTs for recycling or reuse. If SAMR exports CRTs for recycling or reuse it will comply with all necessary State of New Jersey and EPA regulations. Further, SAMR does generate or transport hazardous waste. If SAMR does generate or transport hazardous waste it will comply with all necessary State of New Jersey and EPA regulations.

**REQUEST FOR HEARING**

SAMR has been provided an extension of time to provide this answer and request for a hearing. Pursuant to 40 C.F.R. 22.15(c), SAMR hereby requests a formal hearing on all issues raised in the complaint and this answer.

**INFORMAL SETTLEMENT CONFERENCE**

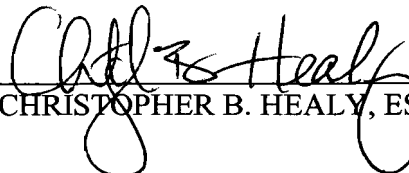
SAMR hereby requests an informal settlement conference to address all issues raised in the complaint and this answer.

Respectfully Submitted,

BATHGATE, WEGENER & WOLF, P.C.  
Attorneys for Respondents Supreme Asset  
Management & Recovery, Inc.

Dated: September 25, 2009

By:

  
CHRISTOPHER B. HEALY, ESQ.