

U. S. ENVIRONMENTAL PROTECTION AGENCY
REGION 7
11201 RENNER BOULEVARD
LENEXA, KANSAS 66219

2016 OCT 17 PM 12:46

BEFORE THE ADMINISTRATOR

In the Matter of:)	
)	
Noah's Ark Home Improvement, LLC)	Docket No.: TSCA-07-2014-0011
408 Front Street)	
Grain Valley, Missouri 64029)	
)	
<u>Respondent</u>)	

NOTICE OF WITHDRAWAL OF COMPLAINT WITHOUT PREJUDICE

1. Complainant, the Chief of the Toxics and Pesticides Branch at EPA, Region 7, provides notice of withdrawal without prejudice of the Complaint and Notice of Opportunity for Hearing ("Complaint") in this matter, as follows:
2. Pursuant to the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits, 40 C.F.R. § 22.14(d), the complainant may withdraw the complaint, or any part thereof, without prejudice one time before the answer has been filed.
3. On May 16, 2014, Complainant filed its Complaint in this matter.
4. Complainant was unable to serve said Complaint. The USPS tracking system indicates the certified complaint package was unclaimed, and the certified package was returned to EPA's Region 7 office.
5. Respondent has to date not filed an answer to the Complaint.
6. Complainant has not previously filed any withdrawal of the Complaint, or any part thereof, in this matter.

7. Pursuant to 40 C.F.R. § 22.14(d), Complainant hereby withdraws its Complaint without prejudice.

Date: 10/4/2016



Jamie Green
Chief
Toxics and Pesticides Branch
Water, Wetlands and Pesticides Division

Date: 10/17/16



Jennifer Trotter
Attorney
Office of Regional Counsel

CERTIFICATE OF SERVICE

I hereby certify that on this 17th day of October, 2016, the original and one true and correct copy of the foregoing Notice of Withdrawal of Complaint Without Prejudice were hand delivered to the Regional Hearing Clerk, U.S. Environmental Protection Agency, Region 7, 11201 Renner Boulevard, Lenexa, Kansas 66219; and that a true and correct copy of the foregoing Notice of Withdrawal of Complaint Without Prejudice was sent by certified mail, return receipt requested, to:

Noah's Ark Home Improvement, LLC
408 Front Street
Grain Valley, Missouri 64029


Name _____