

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029**

In the Matter of:)	
)	Notice of Withdrawal
The Cigar Boss, LLC)	
4260 Tilghman Street)	U.S. EPA Docket Number
Allentown, Pennsylvania 18104)	RCRA-03-2012-0188
)	
Jeffrey Cramsey)	
4260 Tilghman Street)	
Allentown, PA 18104)	
)	
RESPONDENTS,)	
)	

REGIONAL HEARING CLERK
EPA REGION III, PHILA. PA

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NOTICE OF WITHDRAWAL WITHOUT PREJUDICE

Complainant hereby serves notice of that EPA is withdrawing the Complaint in the above-captioned matter under the authority of 40 C.F.R. § 22.14(d). The Complaint in this matter sought a Compliance Order requiring The Cigar Boss, LLC and Jeffrey Cramsey ("Respondents") to provide certain information to the United States Environmental Protection Agency, Region III ("EPA"). However, the property located at 4260 Tilghman Street, Allentown, PA 18104 is currently owned and operated by J-Land Company, LLC, not The Cigar Boss, LLC. There is no affiliation between J-Land, LLC and Respondents, The Cigar Boss, LLC, and Jeffrey Cramsey, and thus the matter is ripe for withdrawal.

On March 15, 2012, EPA sent to Respondent an Information Request Letter requiring Respondent to provide information regarding certain underground storage tanks ("USTs") currently and/or formerly owned and operated by Respondent. This Information Request Letter relied on EPA's information gathering authority provided in Section 9005(a) of the Solid Waste Disposal Act,

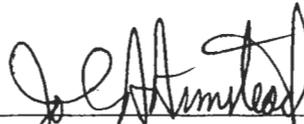
commonly referred to as the Resource Conservation and Recovery Act of 1976, as amended by the Hazardous and Solid Waste Amendments of 1984 (collectively referred to hereafter as "RCRA"), 42 U.S.C. § 6991d(a). Respondent did not provide a response to EPA's March 15, 2012 Information Request Letter, despite the mandatory nature of such a Request. On June 27, 2012, Complainant filed the Complaint in this matter, seeking a Compliance Order requiring Respondents to provide the information sought in the March 15, 2012 Information Request Letter. The Complaint did not seek a civil penalty.

Respondents did not file an Answer to the Complaint, but upon further investigation the property located at 4620 Tilghman Street, Allentown, PA 18104 is currently owned by J-Land Company, LLC and not The Cigar Boss, LLC. J-Land Company, LLC's registered address is also listed as 4620 Tilghman Street, Allentown, PA 18104 and its President is listed as Dino A. Daddona. There is no affiliation between either J-Land Company, LLC or Dino A. Daddona, and Respondents, The Cigar Boss, LLC and Jeffrey Cramsey. For the above reason, Complainant hereby withdraws without prejudice the above-captioned matter.

Respectfully submitted,

3.31.16

Date



John A. Armstead

Division Director, Land and Chemicals Division

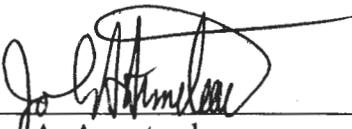
CERTIFICATE OF SERVICE

I hereby certify that on the date below I hand-delivered the original and one copy of the attached Notice of Withdrawal to the Regional Hearing Clerk, and caused true and correct copies to be sent via certified mail, return receipt requested to the persons listed below:

The Cigar Boss, LLC
4260 Tilghman Street
Allentown, Pennsylvania 20904

Jeffrey Cramsey
4260 Tilghman Street
Allentown, PA 18104

3.31.16
Date



John A. Armstead
Division Director, Land and Chemicals
Division

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