

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5

RECEIVED

JUN 10 2009

REGIONAL HEARING CLERK
U.S. ENVIRONMENTAL
PROTECTION AGENCY

Docket No. TSCA-05-2008-0019

)
)
)
)
Mardaph II, LLC; Mardaph III, LLC;
and Vinnie Wilson;
Cincinnati, Ohio
Respondents.
)
)

STATUS REPORT

Pursuant to the Regional Judicial Officer's Order of May 28, 2009, Complainant United States Environmental Protection Agency (Complainant or U.S. EPA) herein files this status report.

1. On July 31, 2008, U.S. EPA filed an administrative complaint against the Respondents alleging 47 violations of the Toxic Substances Control Act (TSCA).
2. The Respondents did not answer the complaint and on January 22, 2009, U.S. EPA moved for a default judgment against Respondent Vinnie Wilson.
3. Respondent Wilson filed a response to U.S. EPA's default motion. The default motion was denied and Respondent Wilson filed an answer to the complaint.
4. To date, Respondents Mardaph II and Mardaph III have not filed a response to the complaint.
5. The Regional Judicial Officer issued the May 28th order requiring U.S. EPA to state how it intends to proceed against Respondents Mardaph II and Mardaph III.
6. U.S. EPA intends to file a motion for default judgment against Respondents Mardaph II and Mardaph III by no later than June 17, 2009.

Submitted this 10th day of June 2009.

A handwritten signature in black ink, appearing to read "Peter Felitti", is written over a solid horizontal line.

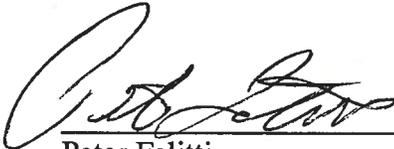
Peter Felitti
Assistant Regional Counsel
U.S. Environmental Protection Agency

CERTIFICATE OF SERVICE

I hereby certify that the original of the foregoing was served on the Regional Hearing Clerk, U.S. EPA, Region 5, and that true and correct copies were served on the Regional Hearing Officer and Respondent Vinnie Wilson Steel with delivery by first class mail on June 10, 2009 to:

Vinnie Wilson
7923 Rambler Place
Cincinnati, Ohio 45231
and
P.O. Box 317639
Cincinnati, Ohio 45231

Dated this 10th day of June 2009.



Peter Felitti
Assistant Regional Counsel
U.S. EPA, Region 5

RECEIVED
JUN 10 2009

REGIONAL HEARING CLERK
USEPA
REGION 5