THINTED STATES TO A PROTECTION AGENCY AGENCY

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2 290 BROADWAY NEW YORK, NY 10007-1866

February 3, 2017

Honorable Susan L. Biro Chief, Administrative Law Judge (1900) U.S. Environmental Protection Agency 1200 Pennsylvania Avenue, N.W. Washington, D.C. 20460

Re:

In the Matter of New York State Department of Transportation

Docket No. CWA-02-2016-3403

Dear Judge Biro:

Pursuant to 40 C.F.R. 22.21(a) of the Consolidated Rules of Practice, I am transmitting a copy of the Complaint and Notice of Opportunity for Hearing in the above captioned matter along with Respondent's Answer and Request for Hearing. Please assign an Administrative Law Judge to serve as Presiding Officer.

Sincerely,

Karen Maples

Regional Hearing Clerk

Enclosure

cc: Respondent(s)

Alicia McNally, Esq. Assistant Counsel Division of Legal Affairs NYSDOT 50 Wolf Road, 6th Floor Albany, New York 12232 (518) 457-2411

Counsel for Complainant:

Timothy Murphy, Esq. Assistant Regional Counsel USEPA - Region II (212) 637-3236