



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:

C-14J

**VIA POUCH MAIL**

Hon. Susan L. Biro  
Chief Administrative Law Judge  
U.S. Environmental Protection Agency  
Ariel Rios Building (Mail Code 1900 L)  
1200 Pennsylvania Ave., NW  
Washington, D.C. 20460

Re: In the Matter of John Strong,  
Docket No. TSCA-05-2008-0001

Dear Judge Brio:

Enclosed please find a Motion to Withdraw Complaint in the above-captioned matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Reginald A. Pallesen", with a long horizontal flourish extending to the right.

Reginald A. Pallesen  
Associate Regional Counsel

Enclosure

cc: John Strong  
Pam Grace, U.S. EPA

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5

\_\_\_\_\_  
IN THE MATTER OF: )

John Strong )  
Grand Rapids, Michigan )

\_\_\_\_\_  
Respondent )

Docket No. TSCA-05-2008-0001

Proceeding to Assess a Civil Penalty Under  
Section 16(a) of the Toxic Substances  
Control Act, 15 U.S.C. § 2615(a)

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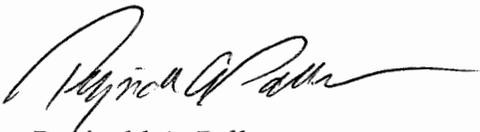
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U.S. ENVIRONMENTAL PROTECTION AGENCY

**Motion to Withdraw Complaint**

1. On October 17, 2007, the Chief of the Pesticides and Toxics Branch, Waste, Pesticides and Toxics Division, United States Environmental Protection Agency (U.S. EPA), Region 5, filed a Complaint commencing an administrative proceeding to assess a civil penalty under Section 16 (a) of the Toxic Substances Control Act (TSCA), 15 U.S.C. § 2615(a), against Respondent John Strong.
2. On November 16, 2007, Respondent Strong filed a pro se Response to the Complaint.
3. Along with the Response, Respondent submitted new information regarding compliance with the regulations at issue.
4. Based on the new information, Complainant believes that the Complaint in this matter is not warranted and should be withdrawn.
5. 40 C.F.R. § 22.14(d)(Withdrawal of the complaint) provides that, after the filing of an answer, the Complaint may be withdrawn without prejudice only upon motion granted by the Presiding Officer.

THEREFORE, Complainant, by the undersigned counsel of record, hereby requests that the Presiding Officer grant the Complainant's motion to withdraw without prejudice the Complaint filed in the above-captioned matter on October 17, 2007.

Respectfully submitted,



Reginald A. Pallesen  
Associate Regional Counsel  
Office of Regional Counsel (C-14J)  
U.S. Environmental Protection Agency,  
Region 5  
77 W. Jackson Blvd.  
Chicago, IL 60604-3590

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Motion to Withdraw Complaint was filed with the Regional Hearing Clerk on January 17, 2008, and mailed in the following manner to the addresses listed below:

Copy by Pouch Mail to:                   Hon. Susan L. Biro  
  Chief Administrative Law Judge  
  U.S. Environmental Protection Agency  
  Ariel Rios Building (Mail Code 1900 L)  
  1200 Pennsylvania Ave., NW  
  Washington, D.C. 20460

Copy by First Class Mail to:           John Strong  
  1523 Eastern Avenue, SE  
  Grand Rapids, Michigan 49507

By:   
\_\_\_\_\_  
Leslie Payne  
U.S. EPA

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