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EPA ORC
Office of Regional Hearing Clerk
May 1, 2019

Via Certified Mail
(Article 7017 2400 0000 0924 1496)
and E-Mail (santiago.wanda@epa.gov)

Wanda Santiago
Regional Hearing Clerk
U.S. EPA, Region I
5 Post Office Square, Suite 100 (ORA 04-6)
Boston, MA 02109-3912

Re: Ahmad Alijabbari
EPA Docket No. TSCA-01-2018-0061

Dear Ms. Santiago:

Enclosed herewith for filing please find an Answer to Complaint in connection with the above-referenced matter.

Please contact me if you have any questions. Thank you for your attention to this matter.

Very truly yours,

Shane T. Wright

STW/cms

Enclosures

cc: Peter DeCambre, Esq. (Via E-Mail and Certified Mail, w/ enclosures)
Ahmad Alijabbari

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION I**

IN THE MATTER OF:

Ahmad Alijabbari
5 Saint Tekakwitha Drive
Lewiston, ME 04240

Respondent

Answer to Complaint

EPA Docket No.
TSCA-01-2018-0061

Now comes Respondent, Ahmad Alijabbari ("Respondent"), by and through undersigned counsel, and Answers the Complaint, as follows:

1. Respondent Admits that the United States Environmental Protection Agency, Region 1 ("EPA"), issued an administrative Complaint and Notice of Opportunity for Hearing. The content of the cited statutes and regulations in Paragraph 1 of the Complaint speak for themselves.
2. Respondent Admits receipt of the Complaint filed and served by EPA. The allegations of EPA as set forth in the Complaint speak for themselves.
3. Admit
4. Admit
5. Admit
6. Admit
7. Admit
8. Respondent Admits that the content of the cited statute and regulation in Paragraph 8 of the Complaint speak for themselves.
9. Respondent Admits that the content of the cited statute and regulation in Paragraph 9 of the Complaint speak for themselves.
10. Respondent Admits that the content of the cited statutes and regulations in Paragraph 10 of the Complaint speak for themselves.
11. Respondent Denies that he owns and manages fourteen residential buildings in Lewiston, Maine containing a total of approximately 78 housing units, rather he owns eleven residential buildings containing approximately 56 housing units in Lewiston, Maine.

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12. Respondent Admits he owned and offered for lease apartments in the residential buildings referenced in Paragraph 12 of the Complaint, but is without knowledge or information sufficient to form a belief as to the truth of the allegations relative to the ages of the children or pregnancy status of any of the women who were residents.

13. Admit

14. Admit

15. Respondent is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 15 of the Complaint.

16. Respondent is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 16 of the Complaint.

17. Respondent is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 17 of the Complaint.

18. Respondent is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 18 of the Complaint.

19. Respondent is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 19 of the Complaint.

20. Respondent is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 20 of the Complaint.

21. Respondent repeats and re-alleges the Answers to Paragraphs 1 through 20 of the Complaint.

22. Admit

23. Respondent Denies the allegation that he did not provide an EPA-approved pamphlet to the lessees identified in Paragraph 23 of the Complaint before they were obligated under a contract to lease target housing. Respondent is without knowledge or information sufficient to form a belief as to the truth of the allegations relative to the ages of the children or pregnancy status of any of the women who were resident. Respondent's timely provision of an EPA-approved pamphlet constitutes grounds for a defense against the allegations set forth in the Complaint.

24. Respondent is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 24 of the Complaint.

25. Respondent Denies the allegation that he did not provide an EPA-approved pamphlet to the lessees identified in Paragraph 23 of the Complaint before they were obligated under a

contract to lease target housing and, therefore, Denies the alleged violation of the cited statute and regulation in Paragraph 25 of the Complaint.

26. Respondent repeats and re-alleges the Answers to Paragraphs 1 through 25 of the Complaint.

27. Admit

28. Respondent Denies the allegations in Paragraph 28 of the Complaint.

29. Respondent Denies the allegations in Paragraph 29 of the Complaint.

30. Respondent Denies the allegations in Paragraphs 28 and 29 of the Complaint and, therefore, Denies the alleged violation of the cited statute and regulation in Paragraph 30 of the Complaint.

31. Respondent is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 31 of the Complaint.

32. Respondent is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 32 of the Complaint.

33. Respondent is without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 33 of the Complaint.

34. Respondent Denies the alleged violations, but Admits that the proposed penalties as set forth in Paragraph 34 of the Complaint speak for themselves.

35. Respondent Denies the alleged violation, but Admits that the proposed penalty as set forth in Paragraph 35 of the Complaint speak for itself.

36. Admit


37. Admit

38. Admit

39. Admit

40. Admit

Dated: May 1, 2019


Shane T. Wright (Maine Bar No. 10014)
Counsel for Respondent
NORMAN, HANSON & DeTROY, LLC
217 Main Street, Suite 100/P.O. Box 7230
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(207) 553-4751

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION I

IN THE MATTER OF:

Ahmad Alijabbari
5 Saint Tekakwitha Drive
Lewiston, ME 04240

Respondent

Certificate of Service

EPA Docket No.
TSCA-01-2018-0061

I hereby certify that the foregoing Answer to Complaint has been sent to the following persons on the date noted below:

Original and One Copy
(By email and Certified Mail):

Wanda Santiago
Regional Hearing Clerk
U.S. EPA, Region I
5 Post Office Square, Suite 100 (ORA 04-6)
Boston, MA 02109-3912
Santiago.Wanda@epa.gov

Copy
(By email and Certified Mail):

Peter DeCambre
Senior Enforcement Counsel
U.S. EPA, Region I
5 Post Office Square, Suite 100 (OES 4-2)
Boston, MA 02109-3912

Dated: May 1, 2019


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