



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 9
75 Hawthorne Street
San Francisco, CA 94105

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

April 16, 2009

Re: AbTech Industries, Inc.
Docket Number: FIFRA-09-2008-0025

Dear Judge Biro:

Pursuant to Section 22.21(a) of the Consolidated Rules of practice (40 C.F.R. Part 22), the above captioned matter is hereby referred to you for assignment of an Administrative Law Judge. In accordance therewith, a copy of EPA's Complaint, subsequent documents, and a copy of Respondent's Answer, are enclosed.

Respondent is represented by:

Dalva L. Moellenberg, Esq.
Jerald C. Thompson, Esq.
Gallagher & Kennedy
2575 East Camelback Road
Phoenix, Arizona 85016

Complainant is represented by:

Edgar P. Coral, Esq.
Assistant Regional Counsel
Office of Regional Counsel
US EPA, Region 9
75 Hawthorne Street
San Francisco, California 94105

Very truly yours,

Danielle E. Carr
Regional Hearing Clerk

cc: D. Moellenberg; E. Coral