

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Region 2

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG. II

2008 JUN 13 AM 7:13

REGIONAL HEARING
CLERK

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In the Matter of :
 :
Niagara Ceramics Corporation, :
 :
Respondent. :
 :
Proceeding under Section 3008 of the :
Solid Waste Disposal Act, as amended. :
-----X

**NOTICE OF FILING OF CONSENT
AGREEMENT AND FINAL ORDER**

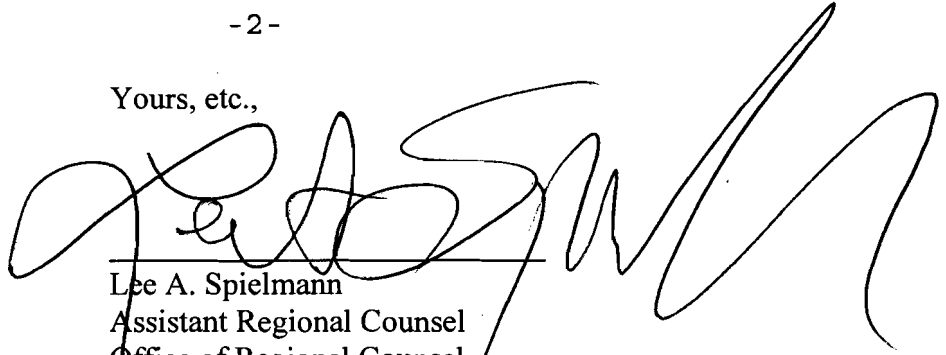
Docket Number RCRA-02-2007-7114

COUNSEL:

PLEASE TAKE NOTICE that the original and one copy of the fully executed Consent Agreement and accompanying Final Order (“CA/FO”) in the above-referenced matter has been today filed with the Regional Hearing Clerk of the United States Environmental Protection Agency, Region 2, at 290 Broadway, 16th floor, New York, New York 10007-1866. The filing of this CA/FO has been effected pursuant to 40 C.F.R. §§ 22.5(a)(1) and 22.6, and said CA/FO constitutes a final order within the meaning of 40 C.F.R. § 22.31. A true and correct copy of the filed CA/FO has been attached to this notice.

Dated: June 12, 2008
New York, New York

Yours, etc.,



Lee A. Spielmann
Assistant Regional Counsel
Office of Regional Counsel
Environmental Protection Agency
-- Region 2
290 Broadway, 16th floor
New York, New York 10007-1866
212-637-3222
FAX:212-637-3199

TO: Office of Regional Hearing Clerk
U.S. Environmental Protection Agency, Region 2
290 Broadway, 16th floor
New York, New York 10007-1866

Honorable William B. Moran
Administrative Law Judge
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
Mail Code 1900 L
Washington, DC 20460

Michael C. Murphy, Esq.
Phillips Lytle LLP
3400 HSBC Center
Buffalo, New York 14203-2887

Thomas Killeen, Chief
Hazardous Waste Compliance Section
Bureau of Hazardous Waste Management
625 Broadway
Albany, New York 12233-7251

In re Niagara Ceramics Corporation
Docket No. RCRA-02-2007-7114

CERTIFICATE OF SERVICE

I certify that I have this day caused to be sent the foregoing Notice of Filing of Consent Agreement and Final Order, dated June 12, 2008, together with a copy of said Consent Agreement and Final Order, in the following manner to the respective addressees listed below:

Original and One Copy
By Inter-Office Mail:

Office of Regional Hearing Clerk
U.S. Environmental Protection
Agency - Region 2
290 Broadway, 16th floor
New York, New York 10007-1866

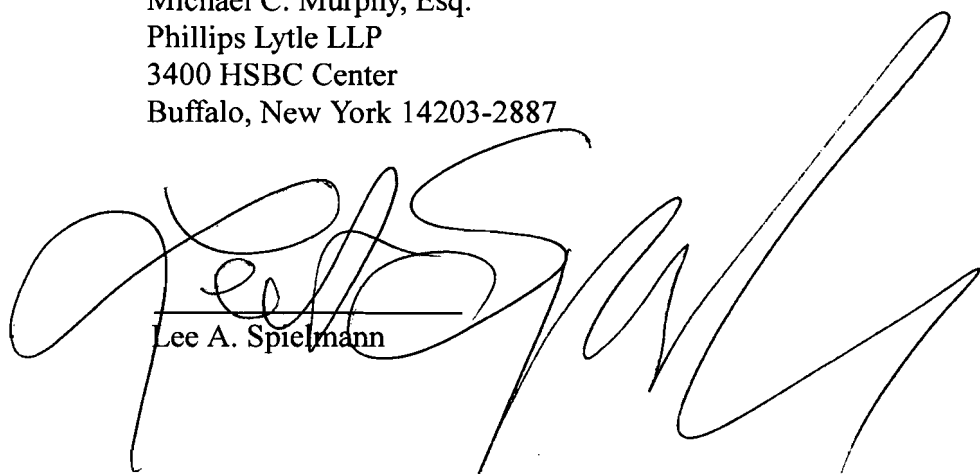
Copy by Certified Mail,
Return Receipt Requested:

Honorable William B. Moran
Administrative Law Judge
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
Mail Code 1900 L
Washington, DC 20005

Copy by Certified Mail,
Return Receipt Requested:

Michael C. Murphy, Esq.
Phillips Lytle LLP
3400 HSBC Center
Buffalo, New York 14203-2887

Dated: June 12, 2008
New York, New York



Lee A. Spielmann