

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5

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JUN 03 2009

\_\_\_\_\_  
In the Matter of: )  
 )  
MEHRAN NICHOLAS VALIYI )  
INDIANAPOLIS, INDIANA )  
 )  
Respondent )  
\_\_\_\_\_ )

Docket No. TSCA-05-2009-0003  
Honorable Susan L. Biro  
Chief Administrative Law Judge

REGIONAL HEARING CLERK  
U.S. ENVIRONMENTAL  
PROTECTION AGENCY

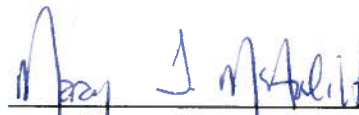
**Motion to Withdraw Complaint Without Prejudice**

Since the filing of the administrative complaint in this matter, the United States Environmental Protection Agency, Region 5 (Complainant), has received documentation that Mehran Nicholas Valiyi (Respondent) filed for Chapter 7 bankruptcy protection. Based upon the information currently available to Complainant, Complainant respectfully requests that the Chief Administrative Law Judge allow the Complainant to withdraw the complaint filed in this matter, without prejudice, and to dismiss this matter at this time.

Complainant understands that Respondent is not opposed to Complainant's motion seeking permission to withdraw the complaint without prejudice.

Respectfully submitted,

U.S. Environmental Protection Agency



\_\_\_\_\_  
Mary T. McAuliffe  
Associate Regional Counsel  
U.S. Environmental Protection Agency  
Region 5 (C-14J)  
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In the Matter of Mehran Nicholas Valiyi, Docket No. TSCA-05-2009-0093

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CERTIFICATE OF SERVICE

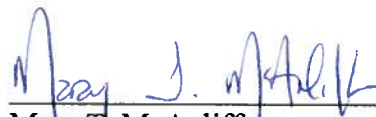
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U.S. ENVIRONMENTAL  
PROTECTION AGENCY

I hereby certify that on the 3<sup>rd</sup> of June, 2009, I filed the original and one copy of Complainant's Motion to Withdraw Complaint Without Prejudice with the Regional Hearing Clerk, U.S. EPA Region 5, 77 West Jackson Blvd., Chicago, Illinois 60604, and placed for pickup to be mailed a copy of Complainant's Motion to Withdraw Complaint Without Prejudice, by Pouch Mail to:

The Honorable Susan L. Biro  
Administrative Law Judge  
Office of the Administrative Law Judges  
U.S. Environmental Protection Agency  
Mail Code 1900L  
1200 Pennsylvania Avenue, N.W.  
Washington, D.C. 20460-2001

and placed for pickup to be mailed a copy of Complainant's Motion to Withdraw Complaint Without Prejudice to:

Bruce D. Brattain, Esquire  
Mario Garcia, Esquire  
Brattain & Minnix,  
151 N. Delaware Street, #760  
Indianapolis, Indiana 48204



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