



**UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR**

In the Matter of:)
)
Compañía de la Central Roig, Inc.) **Docket No. CAA-02-2012-1210**
)
Respondent.)

ORDER GRANTING MOTION TO WITHDRAW COMPLAINT

This matter was initiated on October 2, 2012 by the filing of an Administrative Complaint. With the consent of the parties, the matter was referred to Alternative Dispute Resolution by Order dated December 10, 2012 where it has been pending ever since. By Motion dated February 11, 2013, Complainant moves to withdraw the Complaint in its entirety, *without prejudice*. The reason given by Complainant is that the Agency has determined not to pursue the claims any further at this time based upon evidence provided to it by the Respondent and the former and current owner of Respondent’s facility after the filing of the Complaint. The Motion indicates that the Respondent does not oppose the withdrawal without prejudice.

Rule 22.14(d) of the Consolidated Rules of Practice provides as follows:

(d) Withdrawal of the complaint. . . . after the filing of an answer, the complainant may withdraw the complaint, or any part thereof, without prejudice only upon motion granted by the Presiding Officer.

40 C.F.R. § 22.14(d).

For the reasons set forth therein, Complainant's unopposed Motion is hereby **GRANTED** and the Complaint initiating this matter is hereby deemed withdrawn *without prejudice*.

Susan L. Biro
Chief Administrative Law Judge

Dated: February 14, 2013
Washington, D.C.

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In the Matter of Compania de la Central Roig, Inc., Respondent
Docket No.CAA-02-2012-1210

CERTIFICATE OF SERVICE

I certify that the foregoing **Order Granting Motion To Withdraw Complaint**, dated February 14, 2013, was sent this day in the following manner to the addressees listed below.



Maria Whiting-Beale
Staff Assistant

Dated: February 14, 2013

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