

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

UPS

January 16, 2020

The Honorable Susan L. Biro
Chief Administrative Law Judge
U.S. Environmental Protection Agency
Office of Administrative Law Judges
Mail Code 1900R
1200 Pennsylvania Ave., N.W.
Washington, DC 20460

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Re: Status Report
In the Matter of Top Gas and Mini Mart, LLC., and Ezra Reuven
Docket No.: RCRA-03-2019-0103

Dear Chief Judge Biro:

Enclosed please find a true and correct copy of the Complainant's original Status Report submitted in accordance with the instructions in your Prehearing Order dated December 19, 2019.

Should you have any questions or require additional information, please contact me at (215) 814-2681.

Respectfully,



Louis E. Ramalho
Sr. Assistant Regional Counsel

Enclosures

cc: Headquarters Hearing Clerk
Washington, D.C.

Kenneth L. Mirsky, Esq.
(Counsel for Ezra Reuven)

Farzana Amin
Sadiq Amin
(Representatives of Top Gas and Mini Mart, LLC.)

Marie Owens-Powell (3ED22)
U.S. EPA, Region 3

**BEFORE THE UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION III**

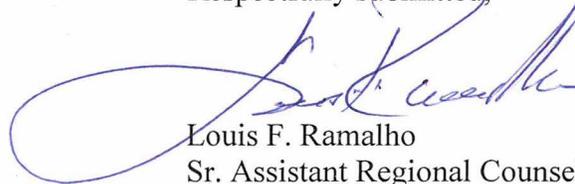
In the Matter of:)	
)	
Top Gas and Mini Mart, LLC.)	U.S. EPA Docket Number
4548 Baltimore Avenue)	RCRA-03-2019-0103
Philadelphia, PA 19143)	
)	Proceeding Under Section 9006 of the
Ezra Reuven, individually)	Resource Conservation and Recovery
301 South 48 th Street)	Act, as amended, 42 U.S.C. Section
Philadelphia, PA 19139)	6991e
)	
RESPONDENTS,)	
)	
Gas Auto Repair and Mini Mart)	
4548 Baltimore Avenue)	
Philadelphia, PA 19143)	
)	
)	
FACILITY.)	

STATUS REPORT

Per your request and instructions as stated in the Prehearing Order dated December 19, 2019, Complainant hereby reports on the status of this case.

On January 3, 2020, Complainant held a settlement conference call with Sadiq Amin, the sole member of Top Gas and Mini Mart. LLC., concerning the alleged violations in the Administrative Complaint, Compliance Order and Notice of Opportunity for Hearing filed on September 17, 2019. On January 6, 2020, Complainant held a settlement conference call with Kenneth L. Mirsky, Esq. and his client Ezra Reuven concerning the alleged violations in the Administrative Complaint, Compliance Order and Notice of Opportunity for Hearing filed on September 17, 2019. As of the date of this Status Report, the parties have not reached a settlement in this matter. In addition, Complainant prefers the hearing to be held in Philadelphia, Pennsylvania where the Complainant and both Respondents are located.

Respectfully submitted,


Louis F. Ramalho
Sr. Assistant Regional Counsel

1/16/2020
Date

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on the date listed below, the original of the foregoing Status Report *In the Matter of Top Gas and Mini Mart, LLC. and Ezra Reuven*, **EPA Docket No. RCRA-03-2019-0103**, was filed with the U.S. EPA – Headquarters Hearing Clerk, 1300 Pennsylvania Avenue, N.W., Washington, D.C. 20004, and that a true and correct copy was sent to the following:

Original sent via UPS to:

Headquarters Hearing Clerk
Office of Administrative Law Judges
U.S. Environmental Protection Agency
Ronald Regan Building, Room M1200
1300 Pennsylvania Avenue, N.W.
Washington, D.C. 20004

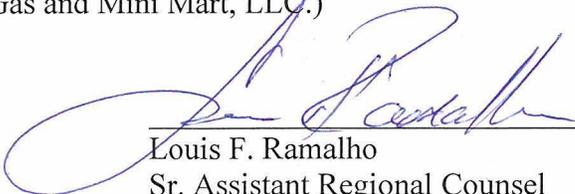
True and correct copies sent via UPS to:

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

Kenneth L. Mirsky, Esq.
2033 Walnut Street
Philadelphia, PA 19103-4403
(Counsel for Ezra Reuven)

Farzana Amin
Sadiq Amin
Gas Auto Repair and Mini Mart
4548 Baltimore Avenue
Philadelphia, PA 19143
(Representatives of Top Gas and Mini Mart, LLC.)

1/16/2020
Date



Louis F. Ramalho
Sr. Assistant Regional Counsel
U.S. EPA - Region III
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Philadelphia, PA 19103-2029