

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

Via electronic filing

September 30, 2014

Sybil Anderson, Headquarters Hearing Clerk
Office of Administrative Law Judges
U.S. Environmental Protection Agency
Mail Code 1900R
William Jefferson Clinton Building
1200 Pennsylvania Ave. NW
Washington, DC 20460

Re: In the Matter of: Aylin, Inc., et al (Docket No. RCRA-03-2013-0039)

Dear Ms. Anderson:

Please find enclosed a copy of a Status Report, Docket No. RCRA-03-2013-0039, in the above-referenced matter, filed electronically via the Office of Administrative Law Judge's new electronic filing system.

Sincerely,



Janet E. Sharke
Senior Assistant Regional Counsel (3RC50)
sharke.janet@epa.gov
215-814-289

cc: Jeffrey Leiter, Esq., Counsel for Respondents

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

In the Matter of:)
)
Aylin, Inc., Rt. 58 Food Mart, Inc.,) Docket No. RCRA-03-2013-0039
Franklin Eagle Mart Corp., and)
Adnan Kiriscioglu d/b/a New Jersey)
Petroleum Organization a/k/a NJPO)
)
) Respondents.) Status Report
)
)
)

STATUS REPORT

In accordance with the *Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties, Issuance of Compliance or Corrective Action Orders, and the Revocation/Termination or Suspension of Permits*, 40 C.F.R. Part 22, Complainant, the Director of the Land and Chemicals Division of the United States Environmental Protection Agency, Region III, hereby submits this Status Report, advising the court of events that will occur during the remainder of 2014.

In an effort to narrow the issues and hopefully promote settlement, the parties have scheduled depositions of Adnan Kiriscioglu and his accountant, Ismael G. Izuturk, and EPA employees, Andrew Ma and Marie Owens Powell, for November 17, 18, and 19, 2014, at EPA's regional office in Philadelphia. In addition, counsel for Complainant advises the Court that its chief fact witness will be unavailable to testify due to parental leave scheduled to occur in December and January due to the impending birth of his child.

Respectfully submitted,



Janet E. Sharke
Louis F. Ramalho
Senior Assistant Regional Counsel (3RC50)
U.S. EPA, Region III
1650 Arch Street
Philadelphia, PA 19103-2029
COUNSEL FOR COMPLAINANT

CERTIFICATE OF SERVICE

I hereby certify that on the date set forth below, in accordance with the Office of Administrative Law Judge's new electronic filing system, effective August 11, 2014, I filed electronically one copy of the attached Status Report, Docket No. RCRA-03-2013-0039, for service to:


Sybil Anderson, Headquarters Hearing Clerk
Office of Administrative Law Judges
U.S. Environmental Protection Agency
Mail Code 1900R
William Jefferson Clinton Building
1200 Pennsylvania Ave., NW
Washington, DC 20460

The Hon. Christine D. Coughlin
Administrative Law Judge
Office of Administrative Law Judges
U.S. Environmental Protection Agency
Mail Code 1900R
William Jefferson Clinton Building
1200 Pennsylvania Ave., NW
Washington, DC 20460

I further certify that on the date set forth below, I served via email and certified mail, return receipt requested, a copy of the attached Status Report, Docket No. RCRA-03-2013-0039, to:

Jeffrey Leiter, Esq.
Counsel for Respondents
Leiter & Cramer, PLLC
1707 L Street, NW, Ste. 560
Washington, DC 20036

9/30/2014
Date



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