

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

In the matter of )  
 )  
Multistar Industries, Inc., ) Docket No. EPCRA-10-2004-0058  
 )  
Respondent )

ORDER DENYING REQUEST FOR INTERLOCUTORY REVIEW  
AND MOTION FOR RECONSIDERATION

On June 13, 2005, an order was issued granting the Environmental Protection Agency's ("EPA") motion for summary judgment. Multistar Industries, Inc. ("Multistar"), was found in violation of Section 112(r) of the Clean Air Act, 42 U.S.C. § 7412(r), as alleged in Count 1 of the complaint, and Section 312(a) of the Emergency Planning and Community Right-to-Know Act, 42 U.S.C. § 11022(a), as alleged in Counts 2 through 7 of the complaint. The order further provided that a hearing in this matter would be held in order to determine the appropriate civil penalty. 42 U.S.C. §§ 7413(d) & 11045.

Thereafter, Multistar filed a pleading styled, "Request For Interlocutory Appeal - Motion For Reconsideration." *See* 40 C.F.R. 22.29(b). Respondent's request and motion are opposed by EPA. Inasmuch as Multistar has failed to provide any persuasive argument for reconsideration of the June 13 order, or otherwise show that this ruling "involves an important question of law or policy concerning which there is substantial grounds for difference of opinion," its motion is **denied**.

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Carl C. Charneski  
Administrative Law Judge

Issued: July 11, 2005  
Washington, D.C.