UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION III

IN THE MATTER OF: Eagle Brass Company,		: : Docket No :	. EPCRA-II	II-2015-0127
Respondent,				
Eagle Brass Company 1243 Old Bernville Road Leesport, PA 19533-9115,	*			
Facility.				

REPLY AFFIDAVIT OF CRAIG YUSSEN IN SUPPORT OF COMPLAINANT'S MOTION FOR ACCELRATED DECISION AS TO LIABILITY AND TO STRIKE AFFIRMATIVE DEFENSES

Craig Yussen hereby declares, pursuant to 28 U.S.C. § 1746, and under penalty of perjury, that the following is true and correct:

- 1. I have had primarily responsibility for the investigation of Respondent Eagle Brass Company for EPCRA Section 313 compliance since assignment of the case in 2014. As such, I am personally familiar with the facts set forth herein.
- 2. I reviewed the EPA Region III Land and Chemicals Division Records Center data base to find a record of a previous EPA EPCRA inspection of the Eagle Brass Company facility. No such record is contained in this database.
- 3. In past years, when Form R reports were submitted in written form, if an error was detected, EPA issued a "Notice of Technical Error", later called a "Notice of Significant Error." The Form R reporter was then given an opportunity to correct the error detected.
- 4. Under the Electronic Filing Rule, the electronic filing system alerts the reporter to an invalid entry and directs the reporter re-input the data.

5. The Commonwealth of Pennsylvania charges a fee of \$250 for each Form R submitted. EPA does not assess such a fee.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Signed:

Name:

Craig Yussen

Title:

Chemical Engineer, USEPA Region 3 September 1, 2015

Dated: