

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

IN THE MATTER OF:

CHARLES D. SHARP & ASSOCIATES, INC.,

Respondent.

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Docket No. CWA-05-2009-0006

ORDER GRANTING MOTION TO WITHDRAW
COMPLAINT WITHOUT PREJUDICE

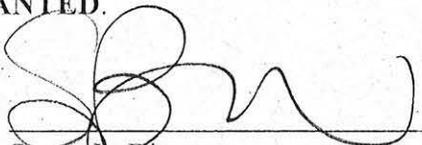
This matter was initiated by an Administrative Complaint filed on May 15, 2009. On June 16, 2009, Respondent filed its Answer. With the consent of the parties, this matter was referred to Alternative Dispute Resolution by Order dated June 30, 2009 where it pended until October 28, 2009. By Motion dated October 26, 2008, Complainant moves to withdraw the Complaint in its entirety without prejudice. The reason given by Complainant for the withdrawal is that the parties have reached an agreement in principle to settle this matter. The Motion indicates that the Respondent consents to the relief sought.

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 in Complainant's unopposed Motion, the Motion to Withdraw Complaint Without Prejudice is hereby **GRANTED**.



Susan L. Biro

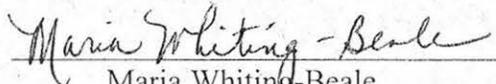
Chief Administrative Law Judge

Dated: November 3, 2009
Washington, D.C.

In the Matter of Charles D. Sharp & Associates, Inc., d/b/a Sharp Homes, Hunter's Ridge
Development, Respondent
Docket No. CWA-058-2009-0006

CERTIFICATE OF SERVICE

I certify that the foregoing **Order Granting Motion To Withdraw Complaint Without Prejudice**, dated November 3, 2009, was sent this day in the following manner to the addressees listed below:



Maria Whiting-Beale
Staff Assistant

Dated: November 3, 2009

Original And One Copy By Pouch Mail To:

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