

**UNITED STATES
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.**

In the matter of:	:	U.S. EPA Docket No.
	:	CAA-HQ-2024-8443
	:	
USA Wholesale Lubricant, Inc.	:	
Respondent	:	
	:	
	:	
	:	

NOTICE OF WITHDRAWAL OF COMPLAINT WITHOUT PREJUDICE

1. The Director, Mary E. Greene, of the Air Enforcement Division, Office of Civil Enforcement, Office of Enforcement and Compliance Assurance, the United States Environmental Protection Agency (“Complainant”), provides notice of withdrawal without prejudice of the Amended Complaint and Notice of Opportunity for Hearing (“Amended Complaint”) in this matter, as follows:
 - a. Pursuant to the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits, 40 C.F.R. § 22.14(d), the complainant may withdraw the complaint, or any part thereof, without prejudice one time before the answer has been filed.
 - b. On April 15, 2024, Complainant filed its Amended Complaint and Proof of Service in this matter.
 - c. Respondent has to date not filed an answer to the Amended Complaint.
 - d. Complainant has not previously filed any withdrawal of the Amended Complaint, or any part thereof, in this matter.
2. Pursuant to 40 C.F.R. § 22.14(d), Complainant hereby withdraws its Amended Complaint without prejudice.

Respectfully Submitted,

[digitally signed and dated]
Conner Kingsley, Attorney Adviser
Air Enforcement Division
Office of Civil Enforcement
Office of Enforcement and
Compliance Assurance
1200 Pennsylvania Ave., N.W.
William J. Clinton Federal Building
Washington, D.C. 20460
202-564-9033
kingsley.conner@epa.gov

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing **NOTICE OF WITHDRAWAL OF COMPLAINT WITHOUT PREJUDICE** in the matter of USA Wholesale Lubricant, Inc., Docket No. **CAA-HQ-2024-8443** was filed with the Hearing Clerk via the Office of Administrative Law Judge's Electronic Filing System. I further certify that on the date set forth below, that a true and correct copy of the foregoing **NOTICE OF WITHDRAWAL OF COMPLAINT WITHOUT PREJUDICE** was sent by certified mail, return receipt requested, to:

Maher Fateh, CEO
USA Wholesale Lubricant, Inc.
339 Educational Park Dr.
San Jose, CA 95133
Courtesy Email Sent to: maherfateh73@gmail.com

[digitally signed and dated]
Conner Kingsley, Attorney Adviser
Air Enforcement Division
Office of Civil Enforcement
Office of Enforcement and Compliance Assurance
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Washington, D.C. 20460
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