UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

Mr. Alexander Mesmer
Beveridge & Diamond
1350 I Street, NW
Suite 700
Washington, DC 20005

AUG 29 2019

OFFICE OF
ENFORCEMENT AND
COMPLIANCE ASSURANCE

RE: Freedom of Information Act Request: EPA-HQ-2019-007072

Dear Mr. Mesmer,

Your Freedom of Information Act (FOIA) request dated July 3, 2019, requested,

1) September 17, 2009 subpoena EPA issued to Dover Chemical requesting information concerning Dover Chemical's manufacture of chlorinated paraffins at its plants in Dover, Ohio and Hammond, Indiana. This subpoena is mentioned in a complaint EPA filed in U.S. District Court for the Northern District of Ohio, Eastern Division, on February 7, 2012, Case No. 5:12-cv-00292-SL.

2) Dover Chemical's September 30, 2009 and October 16, 2009 responses to the above-mentioned subpoena. These subpoena responses are also mentioned in the above-mentioned complaint.

3) December 15, 2009 notice of violation EPA issued to Dover Chemical alleging that Dover Chemical manufactured "new chemical substances" at its plants in Dover, Ohio and Hammond, Indiana, while failing to comply with the premanufacturing notice requirements under TSCA Section 5, 15 U.S.C. §2604. This notice of violation is mentioned in a consent decree filed in the above-mentioned federal litigation.

Enclosed are the records responsive to your request. This letter concludes our response to your request. You may appeal this response by email at hq.foia@epa.gov, or by mail to the National Freedom of Information Office, U.S. EPA, 1200 Pennsylvania Avenue, N.W. (2822T), Washington, DC 20460. Only items mailed through the United States Postal Service may be delivered to 1200 Pennsylvania Avenue.

If you are submitting your appeal by hand delivery, courier service, or overnight delivery, you must address your correspondence to 1301 Constitution Avenue, N.W., Room 6416J, Washington, DC 20001. Your appeal must be in writing, and it must be received no later than 90 calendar days from the date of this letter. The Agency will not consider appeals *received* after the 90-calendar-day limit. Appeals received after 5:00 pm EST will be considered received the next business day. The appeal letter should include the FOIA tracking number listed above. For quickest possible handling, the subject line of your email, the appeal letter, and its envelope, if applicable, should be marked "Freedom of Information Act Appeal." Additionally, you may seek assistance from EPA's FOIA Public Liaison at hq.foia@epa.gov or (202) 566-1667, or from the Office of

Government Information Services (OGIS). You may contact OGIS in any of the following ways: by mail, Office of Government Information Services, National Archives and Records Administration, Room 2510, 8610 Adelphi Road, College Park, MD 20740-6001; email, ogis@nara.gov; telephone, (301) 837-1996 or (877) 684-6448; or fax, (301) 837-0348.

Sincerely,

Gregory Sullivan, Director
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Office of Civil Enforcement
U.S. Environmental Protection Agency, OECA
1200 Pennsylvania Ave, NW (MC2249A)
Washington, DC 20460

Enclosures