



STATE OF DELAWARE
DEPARTMENT OF NATURAL RESOURCES
AND ENVIRONMENTAL CONTROL
89 KINGS HIGHWAY
DOVER, DELAWARE 19901

Environmental Appeals
Board

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December 13, 2018

VIA ELECTRONIC and US MAIL

Lars Recycling, LLC
C/O William Clark White
PO BOX 9559
Wilmington, DE 19809

RE: EAB Appeal No. 2017-15 Lars Recycling, LLC

Dear Sir or Madam:

On December 8, 2017, Lars Recycling filed an appeal of DNREC's Division of Waste & Hazardous Substances' decision to modify the Beneficial Use Determination #42 to a Permit for Closure Activities with the Environmental Appeals Board. On April 24, 2018, counsel for the Environmental Appeals Board informed Lars Recycling that it must retain legal counsel to pursue this appeal. A prehearing conference was convened July 23, 2018. Despite being properly noticed of the prehearing conference, no representative from Lars Recycling participated in the prehearing. On July 30, 2018, DNREC filed a motion to dismiss Lars Recycling's appeal. By email dated August 6, 2018, Lars Recycling was directed to respond to the Motion to Dismiss on or before August 20, 2018. No response was ever provided.

Counsel for Lars Recycling must enter an appearance in this matter on or before **December 31, 2018**, or this appeal will be dismissed for failure to prosecute.

Thank you for your attention to this matter.

Sincerely,
[s/Dean Holden](#)
Dean Holden
Environmental Appeals Board, Chair

cc: Patricia Davis, DAG
Will Kassab, DAG