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February 5, 2020

**VIA ELECTRONIC MAIL & FIRST CLASS MAIL**

Ms. Sascha Mohammed  
Administrative Assistant  
Environmental Appeals Board  
89 Kings Highway  
Dover, Delaware 19901

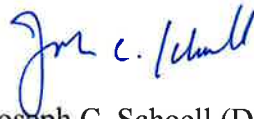
**Re: EAB Appeal No. 2019-08 – Notice of Withdrawal of Appeal**

Dear Ms. Mohammed:

Enclosed for filing with the Environmental Appeals Board on behalf of Appellant Delaware City Refining Company LLC is a Notice of Withdrawal of Appeal concerning the above-referenced appeal.

Thank you for your attention to this matter. Please feel free to contact me if you have any questions or concerns.

Very truly yours,



Joseph C. Schoell (Del. Bar No. 3133)

Enclosure

cc: Valerie Satterfield Edge, Esquire (via email)  
Kevin P. Maloney, Esquire (via email)  
Bart E. Cassidy, Esquire (via email)  
Katherine L. Vaccaro, Esquire (via email)

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**BEFORE THE ENVIRONMENTAL APPEALS BOARD  
OF THE STATE OF DELAWARE**

**IN THE MATTER OF**

**SECRETARY'S ORDER NO.  
2019-A-0043**

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**EAB Appeal No. 2019-08**

**NOTICE OF WITHDRAWAL OF APPEAL**

Appellant, Delaware City Refinery Company LLC ("DCRC"), hereby provides notice of its withdrawal of the above-captioned appeal.

1. DCRC owns and operates the petroleum refinery located in Delaware City, Delaware.
2. On November 5, 2019, the Delaware Department of Natural Resources and Environmental Control issued to DCRC Administrative Penalty Assessment and Secretary's Order No. 2019-A-0043 (the "Order").
3. DCRC filed a timely appeal of the Order with the Board, which was docketed as EAB Appeal No. 2019-08 (the "Appeal"). The Appeal remains pending before the Board.
4. DCRC hereby withdraws the Appeal.

Respectfully Submitted,



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*Attorney for Delaware City Refining Company LLC*

Date: February 5, 2020