

Dear Hearing Officer Slater:

I am in receipt of the copy of the letter from Vijyalakshmi Patel, moving to dismiss our appeal due to being untimely, by one day. The notice we received of the civil penalty was dated December 20, 2018. The time frame defined in the notice indicates "In the event that an appeal is not filed within thirty (30) days upon receipt of this order, the action shall become final." Attached is a scan of the civil penalty notice along with a scan of the envelope. The post mark on the envelope is Dec 24 2018, 4 days after the date of the notice, not counting the number of days in possession of the US Postal service. I am therefore requesting the appeal not be dismissed. I have also include a copy of our appeal documentation.

Thank you for your consideration.

Respectfully,

John Howley

Attachments

JOHN HOWLEY

Director of Finance

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