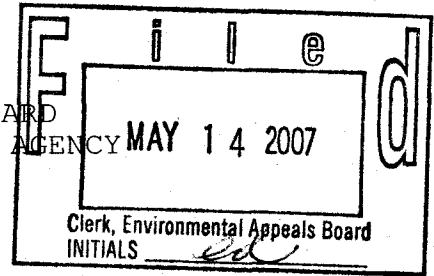


BEFORE THE ENVIRONMENTAL APPEALS BOARD
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.



In re:)
)
Euclid of Virginia, Inc.) RCRA (3008) Appeal Nos. 06-05
) & 06-06
Docket No. RCRA-3-2002-0303)
)

ORDER RESCHEDULING ORAL ARGUMENT

By order dated May 4, 2007, the Environmental Appeals Board scheduled oral argument in the above-captioned matter. The argument was originally scheduled to begin at 11:00 a.m. EST on Thursday, July 19, 2007, in EPA's Administrative Courtroom, and each party was allocated thirty minutes for their presentations.

U.S. EPA Region 3 (the "Region") has requested that oral argument be held on a different date due to prior conflicting commitments. In addition, counsel for Respondent, Euclid of Virginia, Inc., has requested additional time for the parties to present their case.

Because several issues are raised in the appeal and cross-appeal, the Board hereby grants these requests. Therefore, oral argument is rescheduled to begin at 10:30 a.m. EST on Thursday, August 9, 2007, in the Administrative Courtroom, U.S. Environmental Protection Agency, EPA East Building, Room 1152, 1201 Constitution Avenue, N.W., Washington, D.C. The Board has allocated ninety (90) minutes total for this oral argument, divided as follows:

(1) forty-five minutes for Euclid and (2) forty-five minutes for the Region. At the outset of the proceedings, Euclid may reserve five minutes of its forty five-minute allocation for rebuttal.¹

The parties shall notify the Clerk of the Board in writing by August 2, 2007, of the names of counsel who will present argument. Counsel for either of the parties who wish to participate in this oral argument via the EPA video-conferencing equipment in the Administrative Courtroom shall contact the Clerk of the Board, at 202-233-0122, no later than July 9, 2007, to make arrangements for use of such equipment.

So ordered.

ENVIRONMENTAL APPEALS BOARD

By: 

Kathie A. Stein

Environmental Appeals Judge

Dated: 5/14/07

¹ Considering the number of issues raised by the parties, it is likely that the Board will issue another order narrowing the scope of the issues to be presented at oral argument or asking the parties to focus their presentation on certain aspects of their appeals.

CERTIFICATE OF SERVICE

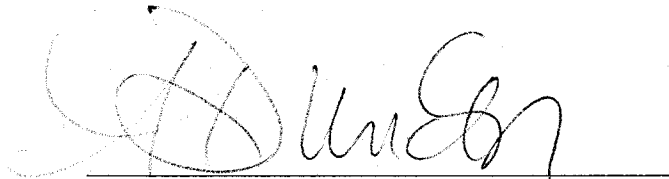
I hereby certify that copies of the foregoing Order Rescheduling Oral Argument in the matter of Euclid of Virginia, Inc., RCRA (3008) Appeal No. 06-05, were sent to the following persons in the manner indicated:

First Class Mail: Thomas F. DeCaro, Jr., Esq.
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Pouch Mail: Benjamin D. Fields
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1650 Arch St.
Philadelphia, PA 19103-2029

Lydia Guy
Regional Hearing Clerk
U.S. EPA Region 3
1650 Arch St.
Philadelphia, PA 19103-2029

Dated: **MAY 14 2007**



Annette Duncan
Secretary