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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY PM 3: 16 REGION 5

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IN THE MATTER OF:

John A. Biewer Company of Ohio 300 Oak Street St. Clair, Michigan 48079-0497

U.S. EPA ID # OHD 081 281 412

Docket No. RCRA-05-2008-0007

Respondent.

NOTICE OF APPEARANCE OF TRIAL COUNSEL

In accordance with 40 C.F.R. § 22.10, the undersigned attorney hereby files the instant Notice of Appearance of Trial Counsel, as co-counsel for Complainant in the above-captioned matter.

Complainant's current lead counsel in this matter is Richard Wagner, Senior Counsel. Mr. Wagner will remain lead counsel for Complainant, and the undersigned Luis Oviedo, Associate Regional Counsel will act as co-counsel for Complainant in the above-captioned matter.

Respectfully submitted

Associate Regional Counsel U.S. Environmental Protection Agency, Region 5 77 W. Jackson Boulevard (C-14J) Chicago, IL 60604 Tel. 312-353-9538 Fax 312-886-0747

Dated: January 14, 2010

In the Matter of John A. Biewer Company of Ohio Docket No. RCRA 05-2008-0007

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CERTIFICATE OF SERVICE

I hereby certify that true copies of the Notice of Appearance, dated January 14, 2010, were sent this day in the following manner to the address listed below:

Ladawn Whitehead Regional Hearing Clerk U.S. EPA- Region 5 77 W. Jackson Boulevard (E-13J) Chicago, IL 60604-3590

Copy by U.S. First Class Mail and fax to:

Douglas A. Donnell, Esq. Mika Meyers Beckett & Jones, PLC 900 Monroe Ave., NW Grand Rapids, MI 49503-1423 Fax 616-632-8002

Copy by Pouch-mail and fax to:

Hon. William Moran Administrative Law Judge United States Environmental Protection Agency Office of Administrative Law Judges Mail Code 1900L 1200 Pennsylvania Ave., N.W. Washington, DC 20460-2001 Fax 202-565-0044

Date: 1/14/10