

5. The Complainant shall submit a statement on the applicability of the Paperwork Reduction Act ("PRA"), 44 U.S.C. § 3501 *et seq.*, to this proceeding, including whether there is a current Office of Management and Budget control number involved and whether the provisions of Section 3512 of the PRA may apply to this case.

6. Each party shall submit its views on the place for the hearing pursuant to § 22.21(d) and 22.19(d) of the Rules. Each party should also indicate when they would be available for the hearing, and give an estimate of the time needed to present its direct case.

The Parties must simultaneously make their initial prehearing exchanges by **Friday, September 4, 2009**. If Respondent does not intend to present a direct case, but does wish to cross-examine Complainant's witnesses, it must submit a statement to that effect instead of a prehearing exchange. After the initial exchanges, the parties may file supplements to their prehearing exchanges (including any reply or rebuttal material), without motion, until 30 days before the date scheduled for the hearing. **In addition to the paper filings required under the Rules for motions and post-hearing briefs, the parties are also to submit such filings on a CD so that the court may efficiently copy relevant portions from those documents into any orders and decisions it may issue.**

Upon completion of the prehearing exchanges, the parties are directed to confer with one another in order to determine those issues which remain genuinely in dispute, so that the hearing may be focused on such matters. The parties shall then submit a statement to me identifying those issues.

The original and one copy of all filings, with attachments, shall be sent to the Regional Hearing Clerk, and copies sent to the opposing party and the Administrative Law Judge.

William B. Moran

William B. Moran
U.S. Administrative Law Judge

Dated: July 6, 2009
Washington, D.C.

If sending by:
Fed Ex, UPS or any type of Courier service

Judge William B. Moran
U.S. Environmental Protection Agency
Office of Administrative Law Judges
Franklin Court Building
1099 14th Street N.W. Suite 350
Washington, DC 20460

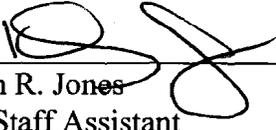
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Judge William B. Moran
U.S. Environmental Protection Agency
Office of Administrative Law Judges
1200 Pennsylvania Ave., N.W.
Mail Code 1900L
Washington, DC 20005

In the Matter of Wyeth Pharmaceuticals Co., Inc.
Docket No. CWA-02-2009-3460

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Prehearing Order**, dated July 6, 2009 was sent in the following manner to the addressees listed below.



Knolyn R. Jones
Legal Staff Assistant

Dated: July 6, 2009

Original and One Copy by Pouch Mail to:

Karen Maples
Regional Hearing Clerk
U.S. EPA
290 Broadway, 17th Floor
New York, NY 10007

Copy by Regular Mail to:

Roberto Durango, Esq.
Assistant Regional Counsel
U.S. EPA
1492 Ponce de Leon Avenue, Suite 417
San Juan, PR 00907-1417

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