

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

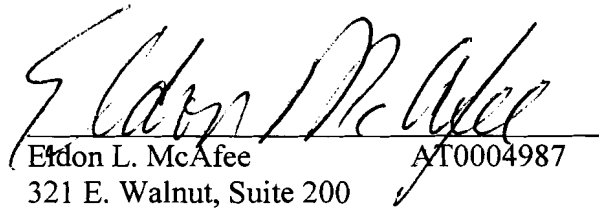
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ENVIRONMENTAL PROTECTION
AGENCY REGION VII
REGIONAL HEARING CLERK

IN THE MATTER OF LOWELL VOS d/b/a LOWELL VOS FEEDLOT WOODBURY COUNTY, IOWA Respondent.	Docket No. CWA-07-2007-0078 RESPONDENT'S REPLY TO COMPLAINANT'S MOTION TO WITHDRAW PORTION OF THE COMPLAINT
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COMES NOW the Respondent, Lowell Vos d/b/a Lowell Vos Feedlot, by and through his attorney, Eldon L. McAfee, and for his Reply to Complainant's Motion to Withdraw Portion of the Complaint states that Respondent does not oppose Complainant's motion to withdraw Count I of the Complaint subject to Respondent's reservation of all of his rights and defenses available to him, including his rights to utilize all evidence before the Court in this case, including but not limited to evidence from the APEX or SWAT models, to argue in his post-hearing briefs his defense of the remaining portion of the Complaint.

Dated this 10th day of November, 2008.

BEVING, SWANSON & FORREST, P.C.


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