

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

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BEFORE THE ADMINISTRATOR

OFFICE OF REGIONAL COUNSEL
EPA - REGION X

In the Matter of)
)
Landsing Development Group, Inc.,) Docket No. CWA-10-2005-0081
Respondent)

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ORDER SETTING PREHEARING PROCEDURES

In accordance with 40 C.F.R. 22.19, the parties shall comply with the prehearing filing schedule set forth below.

I. **Opening Prehearing Exchanges** are due October 28, 2005.

(OPENING PREHEARING EXCHANGES ARE MANDATORY).

1. List fact witnesses intended to be called at the hearing, along with a narrative summary of their expected testimony.
2. List expert witnesses intended to be called at the hearing, along with a narrative summary of their expected testimony.
3. Submit copies of exhibits intended to be introduced into evidence.
4. Provide an estimate of time needed to present case.
5. Submit view as to location of hearing.

II. **Replies to Opening Prehearing Exchanges** are due November 14, 2005.

(Replies to Opening Prehearing Exchanges are optional.)

III. Filing Procedure

The original and one copy of all pleadings required or permitted to be filed in this proceeding shall be sent to the Regional Hearing Clerk and copies shall be sent to the opposing party and to the Presiding Judge. 40 C.F.R. 22.5.

IV. Mailing Address

The undersigned's mailing address is as follows:

U.S Environmental Protection Agency
Office of Administrative Law Judges
Mail Code 1900L
Ariel Rios Building
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460
(202) 564-6281 or 564-6255

V. Commercial Delivery Service

The undersigned's address for commercial delivery (e.g., Federal Express) is as follows:

U.S. Environmental Protection Agency
Office of Administrative Law Judges
1099 14th Street, N.W.
Franklin Court, Suite 350
Washington, D.C. 20005
(202) 564-6281 or 564-6255



Carl C. Charneski
Carl C. Charneski
Administrative Law Judge

Issued: October 3, 2005
Washington, D.C.

In the Matter of *Landsing Development Group, Inc.* Respondent.
Docket No. RCRA-03-2005-0191

Certificate of Service

I certify that the foregoing **Order Setting Prehearing Procedures**, dated October 3, 2005, was sent this day in the following manner to the addressees below.



Mary Angeles
Legal Staff Assistant

Original and Copy by Facsimile and Pouch Mail to:

Carol D. Kennedy
Regional Hearing Clerk
U.S. EPA - Region X
1200 Sixth Avenue
Seattle, WA 98101
Fx: 206.553.0163

Copy by Facsimile and Pouch Mail to:

Courtney J. Hamamoto, Esq.
Associate Regional Counsel
U.S. EPA - Region X
1200 Sixth Avenue
Seattle, WA 98101
Fx: 206.553.0163

Copy by Facsimile and Regular Mail to:

Bruce Hessing
Landsing Development Group, LLC
5800 Douth Cole Road
Boise, ID 83709
Fx: 208.890.6980

Dated: October 3, 2005
Washington, D.C.