

From: [Lisa, Joseph](#)
To: ronclever@aol.com
Cc: [Goldman, Andrew](#); [Esposito, Bevin](#)
Subject: RE: CERCLA-03-2019-0111LL, Revised Order on Status Conference Call
Date: Thursday, July 23, 2020 9:56:17 AM

Mr Goldman and Mr. Clever:

I am in receipt of Mr. Clever's letter request of July 22, 2020 for a 30 day extension of time for the filing of Turog's letter brief concerning the aforementioned lien hearing. I am also in receipt of Mr. Goldman's email response concerning the proposed extension of time and his request for a week one extension of time concerning my status conference call so that he can consult with EPA management about the Agency's position on the requested extension and discuss with Mr. Clever the issues raised in his letter.

I hereby **grant** EPA's request for a one week extension of time and reschedule the status conference call concerning this case to next **Thursday, July 30, 2020 at 10:00 AM EST**. Ms. Bevin Esposito, the Regional Hearing Clerk will send out a scheduler to the parties concerning this call.

Currently, Turog's brief in the aforementioned matter is due Friday, July 24, 2020. Accordingly, in order to take into consideration both parties' positions concerning Turog's request for a 30 day extension of time, at this time I am extending the due date for Turog's brief to **4:00 pm EST Friday, July 31, 2020**.

For the record, it is important to note that:

- This matter is now more than one year old. EPA's lien filing notice was filed in July of 2019.
- To date, I have granted Turog two extensions of time – Feb. 27, 2020 (an extension of time to review PADEP records concerning the Site) and June 5, 2020 (an extension in order to retain legal counsel). As part of my June 5, 2020 Order granting Turog's request for an extension of time I noted that lien hearings are time sensitive matters. I requested that my office be contacted immediately by Turog when legal counsel had been secured. Whereas I appreciate that Mr. Clever was only recently retained as legal counsel and that he did immediately file his Notice of Appearance with my office upon being retained, in effect the Notice was filed two days before the due date for Turog to submit its pre-hearing brief
- Additionally, I sua sponte provided the parties with a 30 day extension of time on May 6, 2020, in light of difficulties arising from the COVID situation.
- Turog's letter of July 22, 2020 was the first I was made aware that Turog has a question concerning a previous document production that was made by the Agency months ago.

As a result, I am requesting that counsel for the parties immediately confer to address any outstanding issues concerning document production.

During the call on July 30, 2020, we will address the parties' positions concerning Turog's request for an extension of time, any remaining issues re document production, and the need to move forward in a timely manner to hearing.

I am requesting that Ms. Esposito, RHC, please include in the administrative record for this matter: Mr. Clever's letter of July 22, 2020, Mr. Goldman's email response of July 23, 2020 and this email/Order.

Additionally, I am requesting that the parties please make certain that all documents submitted to my office are copied to Ms. Esposito, RHC, and that all parties to this matter are included on all communications (e.g., emails, letters, phone calls) to my office.

Thank you.

Joseph J. Lisa

Joseph J. Lisa
Regional Judicial Officer/Presiding Officer
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From: ronclever@aol.com <ronclever@aol.com>
Sent: Wednesday, July 22, 2020 4:53 PM
To: Lisa, Joseph <Lisa.Joseph@epa.gov>
Cc: Goldman, Andrew <Goldman.Andrew@epa.gov>
Subject: CERCLA-03-2019-0111LL, entry of appearance

To: Joseph J. Lisa, Esq. - - Regional Judicial and Presiding Officer
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Dear Hearing Officer Lisa,

Please *see* the ATTACHED letter.
THANK YOU.

---Ron Clever

---*Ronald L. Clever*
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