

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

07 JAN 26 AM 10:28
ENVIRONMENTAL PROTECTION
AGENCY-REGION VII
REGIONAL HEARING CLERK

In the Matter of)

Able Manufacturing &)
Assembly, LLC)

Respondent)

) Docket No. CAA-07-2006-0165
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)

REVISED NOTICE OF HEARING¹

The Parties have confirmed availability for a hearing commencing at 9:30 a.m. on Tuesday, February 27, 2007 and continuing, as necessary, through Wednesday, February 28, 2007 in Carthage, Missouri.

The regional hearing clerk is directed to determine the availability of a courtroom for the date above and to advise the Court as to the arrangements. If the courtroom is not available in the city stated above, the regional hearing clerk is directed to a courtroom as close to Carthage as possible.

No dispositive motions may be filed after December 15, 2006. In addition to complying with the procedural rules requirements regarding filing, motions are also to be filed by facsimile with the Court.

In addition to the paper filing requirements for post-hearing briefs, as set forth at 40 C.F.R § 22.26, the parties are to submit, *to the court only*, a floppy disc version of the post-hearing briefs and replies thereto, in "Word Perfect" format. The parties are advised that the purpose behind requiring that a floppy disk in Word Perfect format, be included with all motions and briefs is to make it possible for the Court to quote liberally from those documents in creating its orders and decisions. The Court's orders and decisions are created using Word Perfect software. Therefore, please do not have the disk version of the document encoded or otherwise adorned with boxes which make it difficult or impossible to cut and paste from those submissions, as that defeats the purpose of the requirement.

¹ This "Revised Notice of Hearing" is the same as the original notice, except that it adds the floppy disk requirement to the post-hearing brief submissions.

The parties are directed to confer and acting in good faith, stipulate to those facts which are not genuinely in dispute, so that the hearing may be more efficiently conducted.

The parties are reminded that, pursuant to the Consolidated Rules of Practice, at the hearing an original and one copy of each exhibit shall be filed with the undersigned Presiding Judge for the record (an exhibit notebook binder is appreciated) and a copy furnished to each party. A true copy of any exhibit may be substituted for the original. **Please be sure that copies are legible with printing on one side only.**

William B. Moran

William B. Moran

United States Administrative Law Judge

Dated: January 24, 2007
Washington, D.C.

In the matter of Able Manufacturing & Assembly, LLC
Docket No. CAA-07-2006-0165

CERTIFICATE OF SERVICE

I certify that a true copy of **Revised Notice of Hearing Location**, dated, January 24, 2007 was sent this day in the following manner to the addressees listed below:

Original and one Copy by mail to:

Kathy Robinson
Regional Hearing Clerk- Region 7
U.S. EPA
901 North 5th Street
Kansas City, KS 66101

Copy by Regular Mail and faxed to:

Kristi J. Denny, Esq.
Assistant Regional Counsel- Region 7
U.S. EPA
901 North 5th Street
Kansas City, KS 66101

Copy by Regular Mail to:

Michael Comodeca
Spencer Fane Britt & Browne LLP
9401 Indian Creek Parkway, Suite 700
Building 40
Overland Park. KS 66210



Knolyn R. Jones
Legal Staff Assistant

Dated: January 24, 2007