



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.

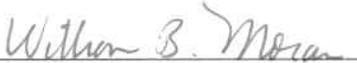
6. Each party shall submit its views on the place for the hearing pursuant to §§ 22.21(d) and 22.19(d) of the Rules. Each party should also indicate when they would be available for the hearing, and give an estimate of the time needed to present its direct case.

The Parties must simultaneously make their initial prehearing exchanges by **Monday, August 4, 2008**. 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. **Please be sure that copies are legible with printing on one side only. 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.

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.

  
\_\_\_\_\_  
William B. Moran  
United States Administrative Law Judge

Dated: June 6, 2008  
Washington, DC

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 14<sup>th</sup> Street N.W. Suite 350  
Washington, DC 20460

If sending by:

**Regular U.S. mail**

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 Cherry Hill Apartments Business Trust, Respondent  
Docket No. TSCA-08-2007-0010

**CERTIFICATE OF SERVICE**

I certify that the foregoing **Prehearing Order**, dated June 6, 2008, was sent this day in the following manner to the addressees listed below:

**Original and copy by pouch mail to:**

Tina Artemis  
Regional Hearing Clerk  
U.S. EPA  
1595 Wynkoop Street  
Denver, CO 80202

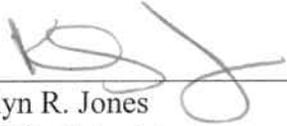
**Copy by regular mail to:**

Attorney for Complainant:

Eduardo Quintana., Esq.  
Assistant Regional Counsel  
U.S. EPA  
1595 Wynkoop Street  
Denver, CO 80202

Respondent:

D. Kendall Perkins, Esq.  
2417 E. 9110 South  
Sandy, UT 84093

  
\_\_\_\_\_  
Knolyn R. Jones  
Legal Staff Assistant

Dated: June 6, 2008  
Washington, DC