

# Mika Meyers Beckett & Jones PLC

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<sup>3</sup>Illinois  
<sup>4</sup>New York  
<sup>5</sup>Ohio  
<sup>6</sup>Wisconsin

August 27, 2008

Regional Hearing Clerk (E-13J)  
United States Environmental Protection Agency  
Region 5  
77 West Jackson Blvd.  
Chicago, IL 60604-3590

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Re: John A. Biewer Company of Toledo, Inc.  
RCRA-05-2008-0006

Dear Clerk:

Enclosed are the original and one copy of Respondent's Witness Disclosure and Certificate of Service to be filed in the above-referenced matter.

Very truly yours,



Douglas A. Donnell

jeb

Enclosures

cc: Hon. William B. Moran  
Richard R. Wagner  
Douglas S. Touma, Sr.

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5**

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IN THE MATTER OF:

John A. Biewer Company of Toledo, Inc.  
300 Oak Street  
St. Clair, Michigan 48079-0497  
(Perrysburg Facility)

DOCKET NO: RCRA-05-2008-0006

**RESPONDENT'S WITNESS  
DISCLOSURE**

U.S. EPA ID #: OHD 106 483 522

RESPONDENT  
\_\_\_\_\_ /

Pursuant to the Administrative Law Judge's Prehearing Order, Respondent John A. Biewer Company of Toledo, Inc. identifies the following witnesses who may be called at a hearing in this matter:

1. Brian Biewer. Mr. Biewer may testify regarding efforts undertaken by John A. Biewer Company of Toledo, Inc. to comply with U.S. EPA and Ohio EPA regulatory requirements, efforts to lease and/or sell the premises formerly operated by John A. Biewer Company of Toledo, Inc., discussions and communications with Ohio EPA regarding compliance with state requirements, cessation of operations of John A. Biewer Company of Toledo, Inc., and other rebuttal testimony as needed.

2. A representative of Mannik & Smith Group, Inc., 1800 Indian Wood Circle, Maumee, Ohio 43537. This individual may be called to testify regarding actions undertaken at


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the Toledo site to comply with federal and state regulatory requirements, the budgetary restraints for such actions, and communications with Ohio EPA regarding same.

Respectfully submitted,

MIKA MEYERS BECKETT & JONES PLC  
Attorneys for Respondent

Dated: August 27, 2008

By:   
\_\_\_\_\_  
Douglas A. Donnell (P33187)  
908 Monroe Avenue, NW  
Grand Rapids, MI 49503  
(616) 632-8000

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5

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John A. Biewer Company of Toledo, Inc.  
300 Oak Street  
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(Perrysburg Facility)

DOCKET NO: RCRA-05-2008-0006

**CERTIFICATE OF SERVICE**

U.S. EPA ID #: OHD 106 483 522

RESPONDENT  
\_\_\_\_\_ /

I, Jane E. Blakemore, hereby state that I am the secretary for Douglas A. Donnell, and that on August 27, 2008, I served a copy of:

Respondent's Witness Disclosure

upon the following individuals by placing the same in the U. S. Mail, first-class postage prepaid:

Hon. William B. Moran  
Office of Administrative Law Judges  
U.S. Environmental Protection Agency  
Ariel Rios Building, Mailcode: 1900L  
1200 Pennsylvania Avenue, N.W.  
Washington, DC 20460

Richard R. Wagner, Senior Attorney  
Office of Regional Counsel (C-14J)  
U. S. Environmental Protection Agency  
77 West Jackson Blvd.  
Chicago, IL 60604-3590

I declare that the statements above are true to the best of my information, knowledge and belief.

Dated: August 27, 2008

  
\_\_\_\_\_  
Jane E. Blakemore

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