

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY

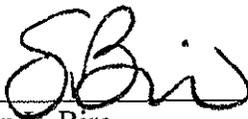
BEFORE THE ADMINISTRATOR

In the Matter of )  
)  
Carbon Injection Systems LLC, ) Docket No. RCRA-05-2011-0009  
Scott Forster, )  
and Eric Lofquist, )  
)  
Respondents. )  
)

**ORDER GRANTING COMPLAINANT'S MOTION TO REPLACE  
COMPLAINANT'S EXHIBIT 115**

On October 27, 2011, Complainant filed a Motion to Replace Complainant's Exhibit 115 ("Motion"). In its Motion, Complainant explains that subsequent to the filing of Complainant's Initial Prehearing Exchange on October 14, 2011, Respondents brought to Complainant's attention a clerical error in Exhibit 115. Complainant asserts that as a result of the error a portion of the exhibit was unintentionally omitted. The omitted portion provides information from EPA's BEN computer program which Complainant used to calculate the "economic benefit of noncompliance" part of the penalty assessment. Complainant therefore requests leave to replace Exhibit 115 of the Initial Prehearing Exchange. In its Motion, Complainant states that Respondents have indicated they do not oppose the Motion.

For good cause shown, Complainant's Motion is **GRANTED**. Exhibit 115 of Complainant's Initial Prehearing Exchange shall be replaced with the version attached to Complainant's Motion.

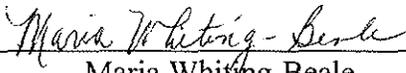
  
\_\_\_\_\_  
Susan L. Biro  
Chief Administrative Law Judge

Dated: November 4, 2011  
Washington, D.C.

In the Matter of Carbon Injection Systems LLC, Scott Forster and Eric Lofquist, Respondents  
Docket No. RCRA-05-2011-0009

CERTIFICATE OF SERVICE

I certify that the foregoing **Order Granting Complainant's Motion To Replace Complainant's Exhibit 115**, dated November 4, 2011, was sent this day in the following manner to the addressees listed below.

  
\_\_\_\_\_  
Maria Whiting-Beale  
Staff Assistant

Dated: November 4, 2011

Original And One Copy By Regular To:

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