

UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY


BEFORE THE ADMINISTRATOR

|                            |   |                               |
|----------------------------|---|-------------------------------|
| In the matter of           | ) |                               |
|                            | ) |                               |
| Raceway Petroleum, Inc.,   | ) |                               |
| Ellada Petroleum, Inc.,    | ) | Docket Nos. RCRA-02-2000-7504 |
| Atlantis Petroleum, Inc.,  | ) | RCRA-02-2000-7505             |
| Nicholas Kambitsis,        | ) |                               |
| Hilltop Service, Inc., and | ) |                               |
| Poseidon Petroleum, Inc.   | ) |                               |
|                            | ) |                               |
| Respondents                | ) |                               |

ORDER

A hearing in this matter was held on May 15, 16, and 17, 2001, in New Brunswick, New Jersey. The hearing is scheduled to reconvene on May 30, 2001. At the conclusion of the proceedings on May 17, Nicholas Kambitsis was on the stand undergoing direct examination.<sup>1</sup> Mr. Kambitsis will retake the stand on May 30 as direct examination continues. The extent to which Mr. Kambitsis may communicate with his counsel during this interim period is the subject of dispute between the parties.

Pursuant to Rule 615 of the Federal Rules of Evidence and 40 C.F.R. 22.4(c), it is ordered that no restrictions shall be placed upon any communications that Mr. Kambitsis has with his counsel. Mr. Kambitsis, however, shall not discuss his testimony with any witnesses who have testified, or who will testify, in this proceeding.

  
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Carl C. Charneski  
Administrative Law Judge

Issued: May 21, 2001  
Washington, D.C.

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<sup>1</sup> Nicholas Kambitsis is the president of each of the named respondents: as well as being individually named as a party.