



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

In the Matter of:
C.I. THORNBURG COMPANY, INC.,
Respondent.
Docket No. CAA-03-2007-0260

INITIAL PREHEARING ORDER

As you have been previously notified, I am designated to preside over this proceeding. This proceeding will be governed by the applicable statute(s) as well as the Consolidated Rules of Practice Governing Administrative Assessment of Civil Penalties and the Revocation or Suspension of Permits (the "Rules of Practice") (40 C.F.R. Part 22). The parties are advised to familiarize themselves with both the applicable statute(s) and the Rules.

The record indicates that on February 1, 2008, the Neutral Judge terminated the Alternative Dispute Resolution Process in this case and reported that the parties had reached a settlement and were circulating for approval their Consent Agreement and Final Order. Therefore, the parties are hereby ORDERED to file their fully executed Consent Agreement and Final Order memorializing their settlement no later than March 14, 2008, with a copy contemporaneously sent to the undersigned by facsimile and mail.

FAILURE TO SUBMIT THE CONSENT AGREEMENT IN A TIMELY MANNER MAY RESULT IN ENTRY OF AN ORDER OF DISMISSAL WITH PREJUDICE OR DEFAULT, AS APPROPRIATE, WITHOUT FURTHER NOTICE.

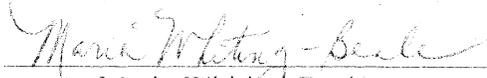
[Handwritten signature]
Susan L. Biro
Chief Administrative Law Judge

Dated: February 14, 2008
Washington, D.C.

In the Matter of C.I. Thornburg Company, Inc., Respondent  
Docket No. CAA-03-2007-0260

CERTIFICATE OF SERVICE

I certify that the foregoing **Initial Prehearing Order**, dated February 14, 2008, was sent this day in the following manner to the addressees listed below.



Maria Whiting-Beale  
Legal Staff Assistant

Dated: February 14, 2008

Original And One Copy By Pouch Mail To:

Lydia A. Guy  
Regional Hearing Clerk (3RC00)  
U.S. EPA  
1650 Arch Street  
Philadelphia, PA 19103-2029

Copy By Pouch Mail To:

Cynthia T. Weiss, Esquire  
Assistant Regional Counsel (3RC42)  
U.S. EPA  
1650 Arch Street  
Philadelphia, PA 19103-2029

Copy By Regular Mail To:

Barbara D. Little, Esquire  
Jackson & Kelly, PLLC  
1600 Laidley Tower  
500 Lee Street, East  
P.O. Box 553  
Charleston, WV 25322