



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

BEFORE THE ADMINISTRATOR

In the Matter of:)
SPIRIT AEROSYSTEMS, INC.,) Docket No. RCRA -07-2009-0012
Respondent.)

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 June 9, 2010, the Neutral Judge terminated the Alternative Dispute Resolution Process in this case, reported that the parties had reached a settlement, and that they were in the process of preparing their Consent Agreement and Final Order (CAFO). Therefore, the Complainant is hereby ORDERED to file the fully executed Consent Agreement and Final Order memorializing the settlement no later than July 12, 2010, 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.

Susan L. Biro
Chief Administrative Law Judge

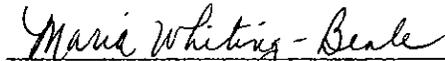
Dated: June 10, 2010
Washington, D.C.

1 Pursuant to an Intra-Agency Agreement, the Headquarters' Hearing Clerk is currently serving as the Regional Hearing Clerk for Region 7. Therefore, all filing in this matter shall be addressed to her as follows: Ms. Sybil Anderson, Headquarters' Hearing Clerk, Office of Administrative Law Judges, U.S. Environmental Protection Agency, Mail Code 1900L, 1200 Pennsylvania Ave. N.W., Washington, D.C. 20460.

In the Matter of Spirit AeroSystems, Inc., Respondent
Docket No. RCRA-07-2009-0012

CERTIFICATE OF SERVICE

I certify that the foregoing **Initial Prehearing Order**, dated June 10, 2010, was sent this day in the following manner to the addressees listed below.



Maria Whiting-Beale
Staff Assistant

Dated: June 10, 2010

Original And One Copy To:

Sybil Anderson
Headquarters Hearing Clerk
Office of Administrative Law Judges
U.S. EPA
Mail Code 1900L
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Copy By Pouch Mail To:

Kristen Nazar, Esquire
Assistant Regional Counsel
U.S. EPA
901 North 5th Street
Kansas City, KS 66101

Copy By Regular Mail To:

Charles P. Efflandt, Esquire
Foulston Siefkin LLP
Commerce Bank Center
1551 N. Waterfront Parkway, Ste. 100
Wichita, KS 67206-4466