



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

In the Matter of:)
)
VSS International, Inc.,) Docket No. OPA-09-2018-0002
)
Respondent.)

ORDER SCHEDULING POST-HEARING SUBMISSIONS

The hearing in this matter was conducted May 16-20, 2019, in San Francisco, California. The Headquarters Hearing Clerk subsequently received the official transcript of testimony taken at the hearing, and electronic copies of this transcript were provided by email to counsel for the parties on June 18, 2019. Accordingly, the post-hearing submissions are scheduled as follows.

Any motion to conform the transcript to the actual testimony shall be filed on or before **August 2, 2019**. See 40 C.F.R. § 22.25.¹ As discussed at the hearing, the parties shall convene to discuss any necessary corrections to the transcript, and shall submit a joint agreement addressing corrections agreed upon by the parties. The parties shall convene to discuss such corrections to the transcript no later than **July 19, 2019**, and shall submit a joint agreement regarding such corrections in conjunction with any motion to conform the transcript to the actual testimony no later than **August 2, 2019**.

As provided for in the rules governing this proceeding, the parties “may file proposed findings of fact, conclusions of law, and a proposed order, together with briefs in support thereof.” 40 C.F.R. § 22.26. The parties shall file any post-hearing briefs in accordance with the following schedule:

Complainant’s Initial Post-Hearing Brief	Friday, August 16, 2019
Respondent’s Initial Post-Hearing Brief	Friday, September 13, 2019
Complainant’s Reply Post-Hearing Brief	Friday, September 27, 2019
Respondent’s Reply Post-Hearing Brief	Friday, October 11, 2019

¹ Notably, the filing deadline for motions to conform the transcript to actual testimony has been extended beyond the 30 days provided for in 40 C.F.R. § 22.25, for purposes of providing time for the parties to convene to discuss necessary corrections to the transcript, and in consideration of the duration of the hearing and number of anticipated corrections to the transcript.

All briefs shall contain specific citations to the record and to any legal authority the party wishes for this Tribunal to consider. *See* 40 C.F.R. § 22.26 (requiring all post-hearing submissions to contain adequate references to the record and authorities upon which the filing party relied). If a party does not intend to file a post-hearing brief or reply brief as permitted above, it shall notify Andrea Priest, Attorney Advisor, at (202) 564-4914 or priest.andrea@epa.gov.

SO ORDERED.



Susan L. Biro
Chief Administrative Law Judge

Dated: June 19, 2019
Washington, D.C.

In the Matter of *VSS International, Inc.*, Respondent.
Docket No. OPA-09-2018-0002

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Order Scheduling Post-Hearing Submissions**, dated June 19, 2019, and issued by Chief Administrative Law Judge Susan L. Biro, was sent this day to the following parties in the manner indicated below.



Andrea Priest
Attorney Advisor

Original and One Copy by Personal Delivery to:

Mary Angeles, Headquarters Hearing Clerk
U.S. Environmental Protection Agency
Office of Administrative Law Judges
Ronald Reagan Building, Room M1200
1300 Pennsylvania Ave., NW
Washington, DC 20004

Copy by Electronic Mail to:

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For Respondent

Dated: June 19, 2019
Washington, D.C.