

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 7

Tony L. Brown and)
Joshua A. Brown) Docket No. CWA-07-2016-0053
d/b/a Riverview Cattle)
Armstrong, Iowa)
)
Respondents) JOINT NOTICE OF AVAILABILITY FOR
) HEARING AND MOTION FOR
) EXTENSION OF TIME
_____)

Complainant and Respondents jointly file this Notice of Availability for Hearing and Motion for Extension of Time in response to the Presiding Officer's Order dated March 13, 2018. In summary, the month of July 2018 is not available to Complainant's counsel(s) and/or necessary witnesses, and the month of September and the first week of June (June 4-8, 2018) is not available to Respondent's counsel and/or necessary witnesses. Further, counsel for Respondent also has a speaking engagement during the third week of June (June 18-22, 2018). Based on the above, the parties recommend the second week of June (June 11-15, 2018) as the preferred week for the required hearing.

However, both parties have listed Ms. Lois Benson of the Iowa Department of Natural Resources (IDNR) as a potential witness in their respective prehearing exchanges. Ms. Benson is out of the office until April 2, 2018, and accordingly, the parties respectfully request one (1)

additional week (until April 6, 2018) to confirm Ms. Benson's availability and to provide the Presiding Officer a final notice of availability for the hearing.

RESPECTFULLY SUBMITTED this 29^h day of March, 2018.

/s/

Howard Bunch
Counsel for Complainant
Sr. Assistant Regional Counsel
U.S. Environmental Protection Agency
Region 7

/s/

Eldon McAfee
Counsel for Respondent
Brick and Gentry, PC

CERTIFICATE OF SERVICE

I hereby certify that on this 29 day of March, 2018, I filed via the E-filing system the original of this Notice of Availability for Hearing and Motion for Extension of Time to the Office of Administrative Law Judges Hearing Clerk, and sent by email to Mr. Eldon McAfee, Esq, counsel for Respondents.

Eldon McAfee (counsel for Tony L. Brown and Joshua A. Brown, d/b/a Riverview Cattle)
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/s/

Signature of Sender

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