

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 4

IN THE MATTER OF:

Bluestone Coke, LLC
3500 35th Avenue North
Birmingham, Alabama 35207

Respondent.

Proceeding under Section 3008(a) and (h) of the
Solid Waste Disposal Act, as amended by, inter
alia, the Resource Conservation and Recovery
Act, 42 U.S.C. § 6928(a) and (h)

Docket No. RCRA-04-2023-2106

COMPLAINANT'S NOTICE OF
FILING UNREDACTED EXHIBITS

Complainant, the Deputy Director of the Enforcement and Compliance Assurance
Division of Region 4 of the United States Environmental Protection Agency (the EPA), by and
through the undersigned, files this Notice of Filing Unredacted Exhibits in the above referenced
matter.

1.

In accordance with the procedures specified via electronic mail by the EPA's Office of
Administrative Law Judges (OALJ), Complainant has this day submitted unredacted copies of
three of the exhibits to its forthcoming Prehearing Exchange via the OneDrive link supplied to
the undersigned by the OALJ. The exhibits so submitted contain information that was claimed
by Respondent to be Confidential Business Information (CBI) when the documents were
originally submitted to the EPA. All CBI shall be redacted in the copies that are submitted as
exhibits to Complainant's Prehearing Exchange to be filed in the OALJ's E-Filing System, but it
appears in its entirety in the copies submitted via the OneDrive.

2.

The exhibits so submitted are as follows:

- **CX26** — Letter from Hunter Naff to Brooke York Re: Financial Test and Corporate Guarantee Review with enclosures
- **CX31** — Letter from Stephen Ball to Joan Redleaf Durbin Re: SMA 4 and SMA 5 Financial Assurance Mechanism with enclosures (Financial Test Submittal)
- **CX67** — Letter from Steven Ball to Corey Hendrix Re: Financial Test and Corporate Guarantee Response

The Cover Page accompanying the exhibits is titled “**COMPLAINANT’S PREHEARING EXCHANGE: Unredacted Exhibits CX26, CX31, CX67.**”

Dated: August 21, 2024

Respectfully Submitted,

Joan Redleaf Durbin
Senior Attorney
RCRA/FIFRA/TSCA Law Office
U.S. Environmental Protection Agency, Region 4

CERTIFICATE OF SERVICE

The undersigned certifies that on August 21, 2024, I electronically filed the foregoing **COMPLAINANT'S NOTICE OF FILING UNREDACTED EHIBITS** with the Clerk of the Office of Administrative Law Judges using the OALJ E-Filing System, and sent the same by electronic mail to James V. Seal and Ronald H. Hatfield, Jr., attorneys for Respondent, at James.Seal@bluestone-coal.com and Ron.Hatfield@bluestone-coal.com.

Date: August 21, 2024

Joan Redleaf Durbin
Senior Attorney
RCRA/FIFRA/TSCA Law Office
U.S. Environmental Protection Agency, Region 4