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FAX COVER SHEET

ENVIR. APPEALS BOARD

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Date and time of transmission: Wednesday, July 31, 2013 10:13:24 AM Number of pages: 01 (Including this cover page.)

Name:

US Enviornmental Board

Company: Location:

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912022330121

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COMMENTS

This is a test. We were having trouble sending to this number earlier.

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FROST BROWN TODD LLC 7310 TURFWAY ROAD SUITE 210 FLORENCE, KENTUCKY 41042

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FAX COVER SHEET

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Date and time of transmission: Wednesday, July 31, 2013 10:33:02 AM Number of pages: 02 (Including this cover page.)

Name:

Eurika Durr, Clerk of the Board

Company: Location:

912022330121

Fax Number: Voice Number:

Name:

Philip J. Schworer

Fax Number:

Voice Number: (859) 817-5918

COMMENTS

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Received 07-31-2013 09:38

From-Frost Brown Todd LLC

TO-USEPA ENVIRONMENTAL

Page 001



Philip J. Schworer

Member
859.817.5903 (t)
859.283.5902 (f)
pschworer@fbtlaw.com

July 30, 2013

VIA REGULAR MAIL AND FAX (202) 233-0121

United States Environmental Appeals Board c/o Eurika Durr, Clerk of the Board 1200 Pennsylvania Avenue, NW Mail Code 1103M Washington, DC 20460-0001

Re: Essroc Cement Corporation

Permit No.: IND 005 081 542 Appeal No.: RCRA 13-3-03

Dear Board:

This letter responds to the Board's letter dated July 17, 2013 regarding the opportunity to participate in alternative dispute resolution (ADR). Essroc Cement Corporation (Essroc) hereby notifies the Board that it wishes to participate in ADR. The undersigned communicated Essroc's desire to participate in ADR to EPA's counsel by email dated July 26, 2013. We have not received a response from EPA.

We will await word from the Board regarding the request to participate in ADR and the next steps for ADR.

Very truly yours,

Philip J. Schworer

PJS:mdl

Cc: Robert Kaplan

7310 Turiway Road | Sulte 210 | Florence, Kentucky 41042-1374 | 859.817.5900 | frostbrowntodd.com Offices in Indiana, Kentucky, Ohio, Tennessee and West Virginia

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FROST BROWN TODD LLC

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	ATTENTION OF:		COMPA	ANY/FIRM:	FAX NUMBER:	
TO:	Eurika Durr, Clerk of the Board		United States Environmental Appeals Board		202-233-0121	
	Client/Mat	ter:		Date:	July 30, 2013	
FROM:	Philip J. Sch	hworer		Phone:	859-817-5903	
Number of pages (including cover sheet):			2			
Message:	Please call me with any questions or comments you may have.					
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