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CINCINNATI, OHIO 45202

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2013 JUL 31 AM 10:54

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:

Fax Number: 912022330121
Voice Number:

Name: Frost Brown Todd, LLC
Fax Number:
Voice Number:

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

ENVIR. APPEALS BOARD

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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:

Fax Number: 912022330121
Voice Number:

Name: Philip J. Schworer
Fax Number:
Voice Number: (859) 817-5918

COMMENTS

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FLORENCE FAX NUMBER: (859) 283-5902

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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 Eureka 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,

A handwritten signature in black ink, appearing to be 'PJS', written over a horizontal line.

Philip J. Schworer

PJS:mdl

Cc: Robert Kaplan

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