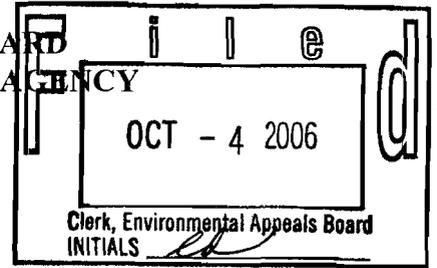


BEFORE THE ENVIRONMENTAL APPEALS BOARD  
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C.



\_\_\_\_\_  
In re: )  
 )  
Environmental Protection )  
Services, Inc. )  
 )  
Docket No. TSCA-03-2001-0331 )  
\_\_\_\_\_ )

TSCA Appeal No. 06-01

**ORDER SCHEDULING ORAL ARGUMENT**

Upon review of the file and the briefs in the above-captioned matter, the Board has decided that oral argument will assist it in its deliberations. Accordingly, the parties are hereby requested to participate in oral argument beginning at 10:30 a.m. on December 13, 2006, in the Administrative Courtroom, U.S. Environmental Protection Agency, EPA East Building, Room 1152, 1201 Constitution Avenue, N.W., Washington, D.C. The Board has allocated sixty (60) minutes total for this oral argument, divided as follows: (1) thirty minutes for Environmental Protection Services, Inc. (EPS) and (2) thirty minutes for U.S. EPA Region 3. At the outset of the proceedings, EPS may reserve five minutes of its thirty-minute allocation for rebuttal.

The parties shall notify the Clerk of the Board in writing by December 6, 2006, of the names of counsel who will present argument. Counsel for either of the parties who wish to participate in this oral argument via the EPA video-conferencing equipment in the

Administrative Courtroom shall contact the Clerk of the Board, at 202-233-0122, no later than November 15, 2006, to make arrangements for use of such equipment.

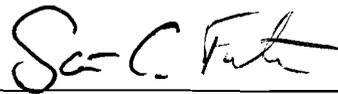
So ordered.

ENVIRONMENTAL APPEALS BOARD

Dated:

10/4/2006

By: \_\_\_\_\_



Scott C. Fulton  
Environmental Appeals Judge

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Order Scheduling Oral Argument in the matter of Environmental Protection Services, Inc., TSCA Appeal No. 06-01, were sent to the following persons in the manner indicated:

By First Class Mail  
and Facsimile:

Marian C. Hwang  
Miles & Stockbridge, P.C.  
10 Light Street  
Baltimore, MD 21202  
Fax No.: (410) 385-3700

Edward L. Kropp  
Jackson Kelly PLLC  
1600 Laidley Tower  
P.O. Box 553  
Charleston, West Virginia 25322  
Fax No.: (304) 340-1272

By Pouch Mail  
and Facsimile:

Cheryl Lynn Jamieson  
Senior Assistant Regional Counsel  
U.S. EPA, Region III  
1650 Arch Street  
Philadelphia, PA 19103  
Fax No: (215) 814-2603

Date: OCT - 4 2006



\_\_\_\_\_  
Annette Duncan  
Secretary