

WALLACE LAW OFFICES L.C., INC.

LAWYERS

POST OFFICE BOX 7

ELKINS, WEST VIRGINIA 26241

(304) 637-3800

FAX (304) 637-3800

JOSEPH A. WALLACE *
jawlawyer@hotmail.com

www.wallacelawwv.com

JOHN J. WALLACE, IV
jjwlawyer@hotmail.com

COURIER ADDRESS ONLY:
14 SOUTH RANDOLPH AVENUE
*Also licensed in Virginia

August 16, 2011

Ms. Maria Whiting-Beale
U.S. EPA
Office of the Administrative Law Judges
1200 Pennsylvania Ave., N.W. Mail Code 1900L
Washington, DC 20460

VIA FACIMILE ONLY: (202)-565-0044

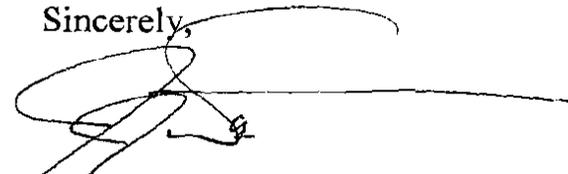
RE: Andrea Simmons,
Executrix of the Estate of Roger G. Fussell
Docket No.: RCRA-03-2011-0197

2011 AUG 19 PM 3:09
RECEIVED
FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D.C. 20535

Dear Ms. Whiting-Beale,

Please allow this letter to inform you that Andrea Simmons, Executrix of the Estate of Roger G. Fussell and Respondent in the above referenced action, elects to participate in ADR, as outlined in Chief Judge Biro's August 8, 2011 letter. I represent Mrs. Simmons and the Estate. My name and phone number are above. Thank you in advance for your attention to this matter.

Sincerely,



John J. Wallace, IV

cc: Louis F. Ramalho, Esq. (via mail)
Lydia A. Gu, Regional Hearing Clerk (via mail)