



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

October 18, 2019

VIA UPS OVERNIGHT MAIL AND EMAIL

Bradley Pollack, Esq.
753 South Main Street
Woodstock, VA 22664

VIA HAND DELIVERY

Andrew S. Goldman, Esq.
Senior Assistant Regional Counsel
U.S. ENVIRONMENTAL PROTECTION AGENCY – REGION III
1650 Arch Street
Philadelphia, PA 19103

Re: Site: Magnate LLC Site, Edinburg, Virginia
Docket No.: CERCLA-03-2019-0120LL

Scheduling Letter

Dear Mr. Pollack and Mr. Goldman:

With respect to our telephone conference call of October 17, 2019, this letter memorializes the schedule agreed to by the parties for the filing of briefs and the tentative date set for a meeting concerning the afore-captioned lien hearing matter.

Thursday, November 14, 2019 – Magnate LLC will file with EPA’s Regional Hearing Clerk by November 14, 2019 a written brief setting forth the company’s objections to the proposed perfection of a CERCLA lien on its property located in Edinburg, Virginia. The brief will include, *inter alia*, a discussion of applicable caselaw and will provide any documents Magnate would like to have considered as part of this lien hearing process.

Tuesday, December 3, 2019 – At its discretion, EPA will have until December 3, 2019 to file with EPA’s Regional Hearing Clerk a written reply brief addressing any matter raised by Magnate in its aforesaid brief.

The parties are reminded to ensure that any document filed with the EPA Regional Hearing Clerk in connection with this matter is also served upon the opposing party.

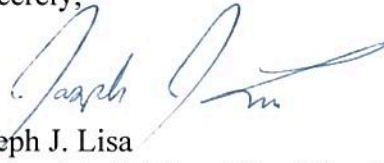
Thursday, December 12, 2019 - A tentative date of Thursday, December 12, 2019 has been set for a meeting between the parties to be held in accordance with the Agency's *Supplemental Guidance on Federal Superfund Liens*, OSWER Directive No. 9832.12-1a (July 29, 1993).

Magnate, through its counsel, initially indicated that it would like to participate in the December 12, 2019 meeting via video-conference. It is requested that, by Friday, October 25, 2019, Magnate contact Ms. Bevin Esposito, EPA Region III Regional Hearing Clerk, to confirm the method by which Magnate will be participating in the meeting. Ms. Esposito can be contacted at (215) 814-2637.

If the parties have any questions concerning the matters addressed herein or if the parties would like to request a change in the schedule, please contact Ms. Esposito.

Thank you for your participation in the October 17, 2019 telephone conference call and your attention to the matters addressed in this letter.

Sincerely,

A handwritten signature in blue ink, appearing to read "Joseph J. Lisa", with a long horizontal flourish extending to the right.

Joseph J. Lisa
Regional Judicial and Presiding Officer
U.S. Environmental Protection Agency – Region III
1650 Arch Street
Mailcode (3RC00)
Philadelphia, Pennsylvania 19103
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cc: Bevin Esposito (Regional Hearing Clerk)