



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

November 6, 2019

VIA UPS (No Signature Required) 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

Confirmation of Mailing Procedure

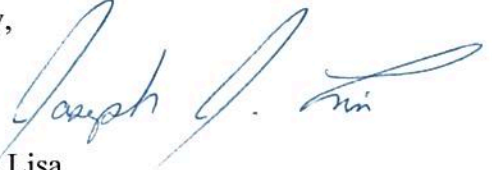
Dear Mr. Pollack:

This letter is to confirm a telephone conversation you had this morning, Wednesday, November 6, 2019, with Bevin Esposito, EPA Region III Regional Hearing Clerk, concerning the process by which you want to receive documents from EPA on behalf of your client, Magnate LLC, in the above-captioned lien hearing matter. **You indicated to Ms. Esposito that you want documents to be served upon you in the future only via UPS, no signature required, or regular mail.** Please be advised that EPA's practice generally is to serve documents via a method that provides proof of receipt (i.e., Certified Mail/RRR or commercial delivery service with signature confirmation). This lien hearing is an informal process and not subject to either the Federal Rules of Civil Procedure or the Consolidated Rules of Practice governing administrative enforcement actions, 40 C.F.R. Part 22. As a result and based upon your stated preference for service, my office will in the future serve all documents, including correspondence, upon you via UPS, no signature required. Furthermore, my office will assume, that your office has received any and all documents mailed to it via UPS, no signature required, including, any and all documents sent to you via this method by either counsel for EPA or the EPA program offices.

If this letter is not accurate in terms of your preferred method of service, please contact Ms. Esposito as soon as possible.

Thank you for your attention to this matter.

Sincerely,

A handwritten signature in blue ink, appearing to read "Joseph J. Lisa". The signature is fluid and cursive, with a long horizontal stroke at the end.

Joseph J. Lisa
Regional Judicial and Presiding Officer
U.S. Environmental Protection Agency – Region III
1650 Arch Street
Mailcode (3RC00)
Philadelphia, Pennsylvania 19103
Tel: (215) 814-2479
Email: lisa.joseph@epa.gov

cc: Bevin Esposito (Regional Hearing Clerk)