

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY

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BEFORE THE ADMINISTRATOR ENVIRONMENTAL PROTECTION
AGENCY-REGION VII
REGIONAL HEARING CLERK

In the Matter of)
)
American Railcar Industries, Inc.,) **Docket No. RCRA-07-2006-0282**
)
Respondent.)

ORDER SETTING PREHEARING PROCEDURES

In accordance with 40 C.F.R. 22.19, the parties shall comply with the prehearing filing schedule set forth below.

I. Opening Prehearing Exchanges are due January 3, 2007.

1. List fact witnesses intended to be called at the hearing, along with a narrative summary of their expected testimony.
2. List expert witnesses intended to be called at the hearing, along with a narrative summary of their expected testimony.
3. Submit copies of exhibits intended to be introduced into evidence.
4. Provide an estimate of time needed to present case.
5. Submit view as to location of hearing.

II. Replies to Opening Prehearing Exchanges are due January 24, 2007.

(Replies to Opening Prehearing Exchanges are optional.)

III. Filing Procedure

The original and one copy of all pleadings required or permitted to be filed in this proceeding shall be sent to the Regional Hearing Clerk and copies shall be sent to the opposing party and to the Presiding Judge. 40 C.F.R. 22.5.

IV. Mailing Address

The undersigned's mailing address is as follows:

U.S Environmental Protection Agency
Office of Administrative Law Judges
Mail Code 1900L
Ariel Rios Building
1200 Pennsylvania Avenue, N.W.
Washington, D.C. 20460
(202) 564-6281 or 564-6255

V. Commercial Delivery Service

The undersigned's address for commercial delivery (e.g., Federal Express) is as follows:

U.S. Environmental Protection Agency
Office of Administrative Law Judges
1099 14th Street, N.W.
Suite 350
Washington, D.C. 20005
(202) 564-6281 or 564-6255



Carl C. Charneski
Administrative Law Judge

Issued: November 30, 2006
Washington, D.C.

In the Matter of *American Railcar Industries, Inc.*, Respondent
Docket No. RCRA-07-2006-0282

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **ORDER SETTING PREHEARING PROCEDURES**, dated November 30, 2006, was sent in the following manner to the addressees listed below.



Mary Angeles
Legal Staff Assistant

Original and One Copy by Pouch Mail to:

Kathy Robinson
Regional Hearing Clerk
U.S. EPA / Region VII
901 North 5th Street
Kansas City, KS 66101

Copy by Pouch Mail to:

Belinda Holmes, Esq.
Assistant Regional Counsel
U.S. EPA/ Region VII
901 North 5th Street
Kansas City, KS 66101

Copy by Regular Mail to:

Julie O'Keefe, Esq.
Armstrong Teasdale, LLP
One Metropolitan Square, Ste. 2600
St. Louis, MO 63102-2740

Dated: November 30, 2006
Washington, D.C.