



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY BEFORE THE ADMINISTRATOR

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REGIONAL HEARING CLERK U.S. ENVIRONMENTAL PROTECTION AGENCY

In the Matter of: )
SUPERCLEAN BRANDS, INC., ) Docket No. EPCRA-05-2009-0016
Respondent. )

ORDER SCHEDULING HEARING

A review of the file reflects that the prehearing exchange process in this case has been completed and all pending motions have been ruled upon. Therefore, the case is ripe for scheduling for hearing.

Agency policy strongly supports settlement. Therefore, the parties are directed to hold another settlement conference on or before August 14, 2009 and attempt to reach an amicable resolution of this matter. The Complainant shall file a status report regarding such conference and the status of settlement on or before August 17, 2009.

In the event the parties have failed to reach a settlement by that date, they shall strictly comply with the requirements of this Order and prepare for a hearing. In connection therewith, on or before August 31, 2009, the parties shall file a Joint Set of Stipulated Facts, Exhibits, and Testimony. The time allotted for the hearing is limited. Therefore, the parties must make a good faith effort to stipulate, as much as possible, to matters which cannot reasonably be contested so that the hearing can be concise and focused solely on those matters which can only be resolved after a hearing.

All pre-hearing motions, such as motions to amend and motions in limine, must be filed on or before September 11, 2009.

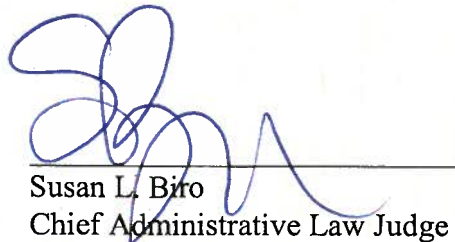
The parties may, if they wish, file prehearing briefs. The deadline for filing such briefs is Friday, November 6, 2009. A copy of the briefs should be faxed and/or hand-delivered to the undersigned by that date. The Complainant's brief should specifically state each count of the Complaint, and each claim therein, which are to be tried at the hearing and indicate which counts/claims are not. Each Respondent's brief should identify each of the defenses that Respondent intends to pursue at the hearing.

The Hearing in this matter will be held beginning promptly at 9:30 a.m. on Tuesday, November 17, 2009 in St. Paul, Minnesota, continuing if necessary, on November 18-20, 2009. The Regional Hearing Clerk will make appropriate arrangements for a Courtroom. The parties will be notified of the exact location and of other procedures pertinent to the hearing when those arrangements are complete.

Individuals requiring special accommodations at the hearing, including wheelchair access, should contact the Regional Hearing Clerk, as soon as possible so that appropriate arrangements can be made.

**RESPONDENTS ARE HEREBY ADVISED THAT FAILURE TO APPEAR AT THE HEARING, WITHOUT GOOD CAUSE BEING SHOWN THEREFOR, MAY RESULT IN A DEFAULT JUDGMENT BEING ENTERED AGAINST IT.**

IF ANY PARTY DOES NOT INTEND TO ATTEND THE HEARING OR HAS GOOD CAUSE FOR NOT BEING ABLE TO ATTEND THE HEARING AS SCHEDULED, IT SHALL NOTIFY THE UNDERSIGNED AT THE EARLIEST POSSIBLE MOMENT.



Susan L. Biro  
Chief Administrative Law Judge

Dated: August 4, 2009  
Washington, D.C.

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PROTECTION AGENCY**

**In the Matter of *SuperClean Brands, Inc.*, Respondent.  
Docket No. EPCRA-05-2009-0016**

CERTIFICATE OF SERVICE

I certify that the foregoing **Order Scheduling Hearing**, dated August 4, 2008, was sent this day in the following manner to the addressees listed below.



Mary Angeles  
Legal Staff Assistant

Original and One Copy by Facsimile and Pouch Mail to:

LaDawn Whitehead  
Regional Hearing Clerk  
U.S. EPA, Region V, MC-E-13J  
77 West Jackson Blvd., 13<sup>th</sup> Floor  
Chicago, IL 60604-3590  
Fx: 312.886.3713

Copy by Facsimile and Pouch Mail to:

Terence Stanuch, Esq.  
Associate Regional Counsel  
U.S. EPA / Region V  
77 West Jackson Blvd., C14-J  
Seattle, WA 98101  
Fx: 312.886.3713

Copy by Facsimile and Regular Mail to:

Sherry L. Stenerson, Esq.  
General Counsel  
SuperClean Brands, Inc.  
1380 Corporate Center Curve, Suite 200  
Fx: 651.405.7776

Dated: August 4, 2009

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
OFFICE OF ADMINISTRATIVE LAW JUDGES

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FAX TRANSMITTAL PAGE

Date: Tues., 8/4/09

From the office of: Chief Judge Susan Biro   
Judge William Moran

Judge Barbara Gunning   
Judge Spencer Nissen

To: Tywana Greene, RHC  
Of: U.S. EPA / Region V

Fax: 312.886.3713

To: Terence Stanuch, Esq.  
Of: ORC/ US EPA/ Reg. V

Fax: 312.886.0747

To: Sherry L. Stenerson, Esq.  
Of: SuperClean Products, Inc.LC

Fax: ~~312.782.1482~~ 651-465-7776

In Re: SuperClean Brands, Inc.  
Docket No. EPCRA-05-2009-0016

Urgent     For Review     For Your Information /Files

No. of Pages (incl. cover): 34

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Order	

REMARKS/COMMENTS:

Questions Or Problems May Be Directed by calling Mary Angeles at (202) 564-6281 or the front desk at (202) 564-6255.

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