

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 6

FILED
2012 JAN 12 PM 3:23
REGIONAL HEARING CLERK
EPA REGION VI

In the Matter of

Mr. Henry R. Stevenson, Jr.
Parkwood Land Company

Docket No. CWA-06-2011-2709

Respondents

RESPONDENT'S PREHEARING EXCHANGE

In accordance with the Scheduling Order of November 22, 2011, Mr. Henry R. Stevenson, Jr. and Parkwood Land Company submit the following prehearing exchange information as required:

1a. Mr. Henry R. Stevenson, Jr., Respondent
Mr. Stevenson will testify to the condition, location, and disposition of his property as well as the factual scenario surrounding Complainant's allegations.

Scott Skinner, Skinner Engineering Services Company
Mr. Skinner will testify to his engineering study and report.

b. No interpreter is required.

c. No special accommodations are required.

d. Exhibits include:

- i. Expert report of Mr. Scott Skinner with its own internal exhibits;
- ii. Memorandum drafted by Dwayne Johnson, Project Manager, U.S. Corps of Engineers, Galveston District dated July 5, 2007; and
- iii. Letter from Bruce H. Bennett, Leader, North Evaluation Unit, U.S. Corps of Engineers, Galveston District dated April 27, 2007.

Copies of these documents/reports are enclosed as well as a copy of Mr. Skinner's curriculum vitae.

e. Respondent's case should take approximately 2-3 hours.

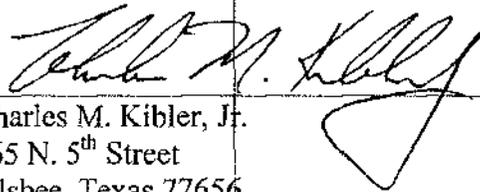
f. Respondent requests the hearing be conducted in a location in Orange County, Texas where Respondent conducts business and the property which is the subject of this administrative hearing is located.

g. Not applicable to Respondent.

h. The proposed penalty should be eliminated because Complainant cannot satisfy the jurisdictional requirements outlined in *Rapanos v. United States*, 547 U.S. 715 (2006).

Respectfully Submitted,

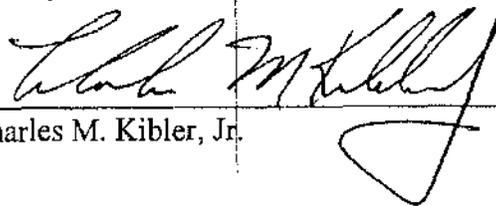
THE KIBLER LAW FIRM



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Attorney for Respondents

CERTIFICATE OF SERVICE

I certify that on January 10, 2012 a true and correct copy of Respondent's Prehearing Exchange was served to each person listed below by the method indicated.



Charles M. Kibler, Jr.

Russell Murdock
U.S. Environmental Protection Agency
1445 Ross Avenue
Dallas Texas 75202

Lorena S. Vaughn (Without Exhibits)
Regional Hearing Clerk
U.S. Environmental Protection Agency
1445 Ross Avenue
Dallas, Texas 75202