

300 North LaSalle Street Suite 4000 Chicago, Illinois 60654-3422 Tel 312.715.5000 Fax 312.715.5155 www.quarles.com Attorneys at Law in: Phoenix and Tucson, Arizona Naples and Tampa, Florida Chicago, Illinois Milwaukee and Madison, Wisconsin

March 16, 2012

LaDawn Whitehead Regional Hearing Clerk U.S. EPA, Region 5 77 West Jackson Boulevard Chicago, Illinois 60604



REGIONAL HEARING CLERK U.S. ENVIRONMENTAL PROTECTION AGENCY.



Re: <u>In the Matter of: Carbon Injection Systems LLC, Scott Forster,</u> and Eric Lofquist, Respondents, Docket No. RCRA-05-2011-0009

Dear Ms. Whitehead:

Enclosed for filing under seal (contains CBI) in the above referenced matter, please find the following:

- 1. Respondents Carbon Injection Systems LLC, Eric Lofquist and Scott Forster's Motion for Accelerated Decision;
- 2. Memorandum in Support of Motion Carbon Injection Systems LLC, Eric Lofquist and Scott Forster's Motion for Accelerated Decision;
- 3. Disc One, containing 1. and 2., above;
- 4. Disc Two, containing Deposition Transcripts and Deposition Exhibits;
- 5. Disc Three, containing a copy of the authorities cited in respondents' Memorandum; and
- 6. Disc Four, containing the Declaration of Lawrence W. Falbe with attached expert reports and guidance letters, and containing the affidavits of Eric Lofquist, Scott Forster, Robert Malecki, John Dzugan, Richard Murray and Zygmunt Osiecki.

Please let me know if you have any questions about these filings.

Lawrence W. Falbe

cc (with enclosures per Certificate of Service): Chief Administrative Judge Biro

Steven Sarno

Catherine Garypie

Matthew Moore

Jeffrey Cahn

Keven Drummond Eiber

Meagan L. Moore

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION 5

In the Matter of:

Carbon Injection Systems LLC; Scott Forster, President; Eric Lofquist, Vice President Gate #4 Blast Furnace Main Ave Warren Township, OH 44483

EPA ID No. OHR000127910

Respondents.

Docket No. RCRA-05-2011-0009

CONTAINS "CBI" -- FILED UNDER

MAR 16 2012

IN SUPPORT THEREOF, WITNESS AFFIDAVITS, DEPOSITIONS MOTION FOR ACCCELERATED DECISION, MEMORANDUM APPENDICES OF RECORD EXHIBITS AND AUTHORITIES RESPONDENTS CARBON INJECTION SYSTEMS OF THE OWNER TAL DECLARATION OF LAWRENCE W. FALBE AND SCOTT FORSTER AND ERIC LOFQUIST'S REGIONAL HEARING CLERK

Keven Drummond Eiber (OH 0043746)
Meagan L. Moore (OH 0079429)
Brouse McDowell, L.P.A.
1001 Lakeside Ave., Suite 1600
Cleveland, Ohio 44114
Telephone: (216) 830-6830
Facsimile: (216) 830-6807
keiber@brouse.com

Lawrence W. Falbe (IL 06224888)
Quarles & Brady LLP
300 N. LaSalle St., Suite 4000
Chicago, Illinois 60654
Telephone: (312) 715-5223
Facsimile: (312) 632-1792
larry.falbe@quarles.com