

U. S. ENVIRONMENTAL PROTECTION AGENCY REGION 7  
10 JUN 2010 8 PM 1:56

901 NORTH 5<sup>th</sup> STREET ENVIRONMENTAL PROTECTION  
KANSAS CITY, KANSAS 66101 AGENCY-REGION VII  
REGIONAL HEARING CLERK

**BEFORE THE ADMINISTRATOR**

In the Matter of )  
)  
KASHFLOW, INC. ) DOCKET NO. TSCA-07-2010-0002  
St. Louis, Missouri )  
)  
Respondent )  
)  
) COMPLAINANT'S RESPONSE  
) TO MOTION FOR LEAVE TO FILE  
) SUPPLEMENTAL PREHEARING  
) EXCHANGE  
)  
)  
Proceedings under Section 16(a) of the )  
Toxic Substances Control Act, )  
15 U.S.C. § 2615(a) )  
)  
)

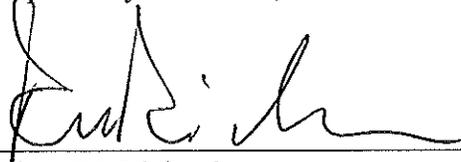
**COMPLAINANT'S RESPONSE TO MOTION FOR LEAVE TO FILE  
SUPPLEMENTAL PREHEARING EXCHANGE**

1. Comes now the United States Environmental Protection Agency, Region 7 (EPA or Complainant), and respectfully submits the following Complainant's Response to Motion for Leave to File Supplemental Prehearing Exchange. Respondent's Motion for Leave to File Supplemental Prehearing Exchange was filed on June 1, 2010. Complainant's Response is timely filed in accordance with Section 22.5 and 22.16(b) of the Rules of Practice.

2. Complainant opposes the granting of the motion. Complainant makes the following suggestion in support.

3. The Supplemental Prehearing Exchange contains fundamental changes as to witnesses, exhibits, and statements of Respondent's case, and would require additional time for rebuttal by Complainant with a resulting delay in the resolution of the matter.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "R. Richards", written over a horizontal line.

Robert W. Richards  
Attorney  
Office of Regional Counsel

**CERTIFICATE OF SERVICE**

I certify that on the date noted below I hand carried the original Complainant's Response to Motion for Leave to File Supplemental Prehearing Exchange in the matter of KASHFLOW, INC, Docket No. TSCA-07-2010-0002, to the Regional Hearing Clerk and sent a true and exact copy of the Complainant's Response to Motion for Leave to File Supplemental Prehearing Exchange by certified mail, return receipt requested to:

Robert C. Withington, Esquire  
7116 Oakland Avenue  
Richmond Heights, Missouri 63117

and sent a copy to:

Honorable Susan L. Biro  
U.S. EPA Headquarters  
Ariel Rios Building  
1200 Pennsylvania Avenue  
Mail Code 1900L  
Washington, DC 20460

or by fax to:

Fax number: 202-565-0044.

6/8/10  
Date

Kimberly Coffey  
Signature