

**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

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PROTECTION AGENCY

**RESPONDENTS CARBON INJECTION SYSTEMS LLC, SCOTT FORSTER
AND ERIC LOFQUIST'S MOTION FOR LEAVE TO FILE SECOND
SUPPLEMENTAL JOINT PREHEARING EXCHANGE**

Respondents Carbon Injection Systems LLC ("CIS"), Scott Forster and Eric Lofquist ("Respondents"), through counsel, respectfully request leave to file their Second Supplemental Joint Prehearing Exchange pursuant to Rules 22.16 and 22.19(f) of the Consolidated Rules, 40 C.F.R. Part 22. Complainant United States Environmental Protection Agency ("Complainant" or "U.S. EPA") does not oppose the correction of RX21. However, EPA does oppose the addition of RX161. As grounds for this motion, Respondents state as follows:

I. Standard of Review

Section 22.19(f) of the Consolidated Rules provide that a party must supplement its prior prehearing exchange "when the party learns that the information exchanged or the response provided is incomplete, inaccurate or outdated, and additional or corrective