



REGION 3

PHILADELPHIA, PA 19103

February 25, 2025

VIA ELECTRONIC MAIL

David Rapp
3542 Auto Road
Renick, West Virginia 24966
c/o brapp@whitefordlaw.com

M. Trent Zivkovich, Esq.
Whiteford, Taylor & Preston LLP
tzivkovich@whitefordlaw.com

Re: In the Matter of David Rapp, EPA Docket No. CWA-03-2025-0023DW

Dear Mr. Rapp and Mr. Zivkovich:

This letter acknowledges that on Thursday, February 13, 2025, a conference took place between the U.S. Environmental Protection Agency, Region 3 (the "EPA") and Brandy Rapp, on behalf of David Rapp, and Mr. Rapp's counsel, in reference to the above captioned Administrative Order ("Order").

In accordance with Paragraphs 50, this Order shall become effective 10 days after the conference was held, or February 23, 2025. Therefore, the Restoration Plan required by Paragraph 34 is due on May 24, 2025.

Sincerely,

Promy Tabassum

cc: Regional Hearing Clerk, EPA (R3_Hearing_Clerk@epa.gov)
Katelyn Almeter, EPA ECAD (Almeter.katelyn@epa.gov)
Robert George (george.robert@epa.gov)
Lauren Pritt (lauren.a.pritt@usace.army.mil)
Brad Wright (brad.m.wright@wv.gov)