



**UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
BEFORE THE ADMINISTRATOR**

**In the Matter of:** )  
 )  
**Adamas Construction and** ) **Docket No. CWA-07-2019-0262**  
**Development Services, PLLC, and** )  
**Nathan Pierce,** )  
 )  
**Respondents.** )

**NOTICE OF HEARING ORDER**

Pursuant to the procedural rules governing this proceeding, set forth at 40 C.F.R. Part 22, I am responsible for scheduling the hearing and determining an appropriate location for the hearing, consistent with 40 C.F.R. §§ 22.21 and 22.19(d). I am also responsible for regulating the course of the hearing consistent with 40 C.F.R. § 22.4. Accordingly, prehearing filing deadlines and the hearing in this matter are scheduled as follows:

**Settlement Status Report.** Complainant is directed to file Status Reports as to the status of any settlement negotiations between the parties, *which shall not include any specific terms of settlement*, on or before **June 10, 2022**, and on or before **July 8, 2022**.

**Motions.** Non-dispositive motions, such as motions for additional discovery, motions for subpoenas, and motions in limine, shall be filed no later than **June 24, 2022**. Similarly, a party seeking to supplement its prehearing exchange may do so only by motion after **June 24, 2022**. Belated supplements to a party's prehearing exchange may be excluded from evidence at the undersigned's discretion.

**Joint Stipulations.** The time allotted for the hearing is limited. Therefore, the parties shall make a good faith effort to stipulate as much as possible to matters that cannot reasonably be contested. This practice ensures that the hearing is concise and focused solely on those matters that can only be resolved after an evidentiary hearing. Any stipulations reached by the parties shall be filed as a Joint Set of Stipulated Facts, Exhibits, and/or Testimony on or before **July 29, 2022**.

**Prehearing Briefs.** The parties may, if they wish, file prehearing briefs on or before **August 12, 2022**.

**Prehearing Conference.** A prehearing conference will be scheduled in advance of the hearing and conducted by an Attorney-Advisor for this Tribunal.

**Hearing.** The hearing in this matter shall begin promptly at **9:00 a.m. on Monday, August 22, 2022**, and continue as necessary through **Friday, August 26, 2022**. It will be held in person at the following location:

**James F. Battin Federal Courthouse  
4th Floor Courtroom  
2601 2nd Avenue North  
Billings, Montana 59101**

Additional information about the hearing will be provided at a later date. The parties are hereby advised that the hearing will be held virtually using videoconferencing technology if conditions related to the spread of COVID-19 within the local community require it as the scheduled hearing approaches.

*Individuals requiring special accommodations for the hearing, including the services of an interpreter, must contact Mary Angeles, Headquarters Hearing Clerk, at (202) 564-6281, no later than 30 days prior to the scheduled hearing, so that appropriate arrangements can be made. If you have any procedural questions or questions about what to expect at the hearing, you may contact Jennifer Almase, an Attorney-Advisor for this Tribunal, at [almase.jennifer@epa.gov](mailto:almase.jennifer@epa.gov) or (202) 564-1170.*

If any party does not intend to attend the hearing, or has good cause for not being able to attend the hearing as scheduled, it shall notify the undersigned as soon as possible.

*Complainant is advised that failure to appear at the hearing, without good cause having been shown, may result in dismissal of the case with prejudice. Respondents are advised that failure to appear at the hearing, without good cause having been shown, may result in the entry of a default judgment against them.*

**SO ORDERED.**



Christine Donelian Coughlin  
Administrative Law Judge

Dated: May 23, 2022  
Washington, D.C.

In the Matter of Adamas Construction and Development Services, PLLC, and Nathan Pierce,  
Respondents  
Docket No. CWA-07-2019-0262

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing **Notice of Hearing Order**, dated May 23, 2022, and issued by Administrative Law Judge Christine Donelian Coughlin, was sent this day to the following parties in the manner indicated below.



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Mary Angeles  
Paralegal Specialist

Original by OALJ E-Filing System to:  
U.S. Environmental Protection Agency  
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*Respondent*

Dated: May 23, 2022  
Washington, D.C.