



UNITED STATES  
ENVIRONMENTAL PROTECTION AGENCY  
BEFORE THE ADMINISTRATOR

In the Matter of: )  
 )  
August Mack Environmental, Inc., ) Docket No. CERCLA-HQ-2017-0001  
 )  
Requestor. )

**ORDER OF DESIGNATION**

Chief Administrative Law Judge Susan L. Biro, U.S. Environmental Protection Agency, Washington, D.C., is hereby designated to serve as the Presiding Officer in this proceeding under Sections 111(a)(2) and 112(b)(2) of the Comprehensive Environmental Response, Compensation, and Liability Act (“CERCLA”), 42 U.S.C. §§ 9611(a)(2), 9612(b)(2), and in accordance with the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) Administrative Hearing Procedures for Claims against the Superfund set forth at 40 C.F.R. Part 305.

The original and one copy of all documents intended to be part of the record in this proceeding shall be filed with the Headquarters Hearing Clerk. **Electronic filing is strongly encouraged.** To file a document electronically, the document shall be submitted to the Headquarters Hearing Clerk using the OALJ E-Filing System, which can be accessed online at [https://yosemite.epa.gov/OA/EAB/EABALJ\\_Upload.nsf](https://yosemite.epa.gov/OA/EAB/EABALJ_Upload.nsf).<sup>1</sup> A document filed electronically is deemed to constitute both the original and one copy of the document.

Alternatively, documents may be filed by U.S. mail (certified mail, return receipt requested, or first class mail, postage pre-paid) or personal delivery. If filings are submitted by U.S. mail, they shall be sent to the following mailing address: U.S. Environmental Protection Agency, Office of Administrative Law Judges, 1200 Pennsylvania Avenue, N.W., Mail Code 1900R, Washington, DC 20460. If filings are submitted by personal delivery, they shall be sent to the following physical address: U.S. Environmental Protection Agency, Office of Administrative Law Judges, Ronald Reagan Building, Room M1200, 1300 Pennsylvania Avenue N.W., Washington, DC 20004.

A copy of each document filed in this proceeding shall also be served on the Presiding Officer and on each party. 40 C.F.R. § 305.5(a)(2). **Electronic service is strongly encouraged.** Documents filed electronically through the OALJ E-Filing System are deemed to have also been served electronically on the Presiding Officer. Alternatively, documents may be served by U.S. mail (certified mail, return receipt requested, or first class mail, postage pre-paid) or personal

<sup>1</sup> More information about electronic filing may be found in the Standing Order Authorizing Electronic Filing in Proceedings before the Office of Administrative Law Judges (“OALJ”), which is available on the website for the Office of Administrative Law Judges at [www.epa.gov/oalj](http://www.epa.gov/oalj).

delivery. If documents are served on the Presiding Officer by U.S. mail or personal delivery, the respective addresses listed above shall be used.

**Privacy Act Statement; Notice of Disclosure of Confidential and Personal Information; Waiver of Confidentiality and Consent to Public Disclosure:** The parties are cautioned that, unless redacted, all information filed with this Tribunal will be made publicly available. Thus, the parties are hereby advised not to file, or to redact (i.e., remove or obscure) where filing is necessary, any Confidential Business Information (“CBI”) or Personally Identifiable Information (“PII”) pertaining to any person. This may include information that, if disclosed to the public, would constitute an unwarranted invasion of personal privacy, such as Social Security numbers, medical records, and personal financial information.

**To the extent that any person files or submits any un-redacted Confidential Business Information (“CBI”) or Personally Identifiable Information (“PII”) pertaining to themselves or their client, that person thereby waives any claims to confidentiality and thereby consents to public disclosure by EPA, including posting on the Internet, of all such information they submit. To protect such information against public disclosure, parties shall follow the procedures specified at 40 C.F.R. § 305.5(d) and on OALJ’s website at [www.epa.gov/oalj](http://www.epa.gov/oalj).**

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Susan L. Biro  
Chief Administrative Law Judge

Dated: August 17, 2017  
Washington, D.C.

In the Matter of *August Mack Environmental, Inc.*, Requestor.  
Docket No. CERCLA-HQ-2017-0001

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing **Order of Designation**, dated August 17, 2017, and issued by Chief Administrative Law Judge Susan L. Biro, was sent this day to the following parties in the manner indicated below.



\_\_\_\_\_  
Jennifer Almase  
Attorney Advisor

Original and One Copy by Hand Delivery to:

Mary Angeles  
Headquarters Hearing Clerk  
U.S. Environmental Protection Agency  
Office of Administrative Law Judges  
Ronald Reagan Building, Room M1200  
1300 Pennsylvania Ave., NW  
Washington, DC 20004

Copy by Electronic Mail to:

Aaron F. Tuley  
Krieg DeVault LLP  
Email: atuley@kdlegal.com  
*For Requestor*

Bradley R. Sugarman  
Email: bradleysugarman@me.com  
*For Requestor*

Benjamin M. Cohan, Esq.  
Senior Assistant Regional Counsel  
U.S. Environmental Protection Agency, Region III  
Email: cohan.benjamin@epa.gov  
*For Respondent*

Dated: August 17, 2017  
Washington, D.C.