

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

In the Matter of:)	
)	Docket No. CAA-05-2024-0004
CUTTING EDGE ENTERPRISES, INC.)	
Forest Lake, Minnesota,)	COMPLAINANT’S PRELIMINARY
)	STATEMENT
Respondent.)	
_____)	

COMES NOW, the United States Environmental Protection Agency Region 5 (“Complainant”), by and through its undersigned counsel, to respectfully offer this Tribunal the following preliminary statement. In its August 6, 2024, Prehearing Order, this Tribunal ordered each party to file a preliminary statement no later than August 30, 2024. Complainant avers and answers this Tribunal’s questions as follows:

- (1) Complainant requests the hearing in this matter to be held in person. Complainant is agreeable to holding any status conferences, hearings on motions, or other interim meetings virtually, assuming witnesses would not have to be called and evidence would not have to be presented during such meetings.
- (2) Complainant believes that the most appropriate location for the hearing in this matter is Minneapolis, Hennepin County, Minnesota. While Forest Lake, Washington County, Minnesota—the city in which Respondent resides and/or conducts its business—is located in a different county than Minneapolis, it is less than 30 miles from Minneapolis thus making it an easy commute for Respondent. Minneapolis is also better able to host the hearing in this matter than Forest Lake. Minneapolis is a major city with an

international airport, a U.S. District Courthouse, and plenty of available hotel rooms, restaurants, and other necessary amenities for everyone involved. Complainant also notes that Respondent's counsel is located in Minneapolis.

Complainant believes that Chicago, Illinois—the city in which Complainant is located—and Washington, D.C. are also perfectly adequate alternatives to Minneapolis.

(3) Complainant consents to receiving, and is able to accept service at, the following email addresses: futerman.andrew@epa.gov, and gross.louise@epa.gov.

Respectfully submitted,

Andrew Futerman,
Counsel for Complainant
EPA Region 5
futerman.andrew@epa.gov

In the Matter of *Cutting Edge Enterprises, Inc.*, Respondent
Docket No. CAA-05-2024-0004

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Preliminary Statement**, dated August 30, 2024 was served on the following parties in the manner indicated below.

Brittani Anderson
Paralegal Specialist

Copy by OALJ E-Filing System to:

Administrative Law Judge Michael B. Wright
Mary Angeles, Headquarters Hearing Clerk

<https://yosemite.epa.gov/OA/EAB/EAB-ALJ Upload.nsf/HomePage?ReadForm>

Copy by Electronic Mail to:

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Counsel for Respondent

Dated: August 30, 2024
Chicago, Illinois